

# MURPHY · COLLINS · MCGILL, PLC

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LE MARS, IOWA

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Licensed in Iowa,  
Nebraska, and South Dakota

February 21, 2023

Director, Superfund Division  
U.S. Environmental Protection Agency  
Region 7  
11201 Renner Blvd.  
Kansas City, KS 66219

RE: Sale of Property located at 331 First Street NE, Le Mars, Iowa 51031  
NOTICE REQUIREMENT IN RE CONSENT DECREE FOR  
UNITED STATES V. MIDAMERICAN ENERGY COMPANY, ET AL.  
Case No. C07-4045  
U.S. District Court, Northern District of Iowa, Western Division

Dear Folks:

Pursuant to the Consent Decree entered in the case United States vs. MidAmerican Energy Company and the City of Le Mars, Iowa, Defendants, filed in the United States District Court for the Northern District of Iowa, Western Division, Case No. C07-4045, please accept this correspondence as notification that the City of Le Mars, Iowa, will be selling the above described property to Red Shed Enterprises, LLC.

The City Council for the City of Le Mars, Iowa, has given approval for the City to convey the property to Red Shed Enterprises, LLC. Pursuant to the Consent Decree, the City of Le Mars did provide written notice of the Consent Decree, as well as the recorded Restrictive Covenant, including attaching said documents to the Purchase Agreement on or about February 9, 2023. In addition, the Consent Decree and Covenant were given to Red Shed Enterprises, LLC during their review of the property in December, 2022.

Pursuant to the Consent Decree, Red Shed Enterprises, LLC, is an Iowa Limited Liability Company, with its home office located at 366 16<sup>th</sup> Street SE, Le Mars, Iowa, 51031. Red Shed Enterprises, LLC's Registered Agent is Perry Borchard, 112 Central Avenue NE, Le Mars, Iowa, 51031.

It is the opinion of the City of Le Mars, Iowa, that Red Shed Enterprises, LLC is an entity in good standing in the State of Iowa and owns several properties within the City Limits of Le Mars, Iowa. It would be appreciated if you could provide us with written confirmation that you have received this correspondence as satisfying our Notice requirements under the Consent Decree. If you have any further questions, you may reach out to me directly, or you could contact Jason Vacura, City Administrator for the City of Le Mars, Iowa, at 712.546.7018.

Thank you for your attention to this matter.

Very sincerely yours,



MICHAEL P. MURPHY  
CITY ATTORNEY  
FOR THE CITY OF LE MARS, IOWA  
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MPM:cc  
Enc.