



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

(217) 782-6761

May 12, 2008

CERTIFIED MAIL

7007 2560 0003 2091 7593

Mr. John Zaborske
United States Steel Corporation
8555 South Green Bay Avenue
Chicago, IL 60610

Re: 0316485098/Cook
Chicago/USX South Vessel Slip
Site Remediation Program/Technical Reports
No Further Remediation Letter

RELEASABLE

MAY 20 2008

REVIEWER MD

Dear Mr. Zaborske:

The Human Health and Ecological Risk Evaluations USS Former South Works Facility Vessel Slips (March 21, 2007/Log Number 07-33106), as prepared by URS Corporation for the above referenced Remediation Site, has been reviewed by the Illinois Environmental Protection Agency ("Illinois EPA") and demonstrates that the remedial action was completed in accordance with 35 Illinois Administrative Code Parts 740 and 742.

The Remediation Site, consisting of 5.6 acres, is located at 9099 South Avenue O, Chicago, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act ("Act") (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA's Site Remediation Program DRM-1 Form received March 14, 2006 is United States Steel Corporation.

This comprehensive No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment and does not require further remediation under the Act if utilized in accordance with the terms and conditions of this Letter.

Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use.
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.
- 2) The Remediation Site is approved for Residential land use.

Preventive Controls:

- 3) Fish advisory signage must be maintained at access points to the vessel slip to ensure fishermen are aware of the maximum intake recommendations for the various fish species that are consumed from the waters of the Calumet River in this area.

Other Terms

- 4) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program* Form. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
- 5) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attn: Freedom of Information Act Officer
Bureau of Land-#24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276
- 6) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current titleholder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
 - a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;

- c) The disturbance or removal of contamination that has been left in-place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;
 - g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;
 - h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.
- 7) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
- a) United States Steel Corporation;
 - b) The owner and operator of the Remediation Site, including the Illinois Department of Natural Resources;
 - c) Lakeside Land, LLC;
 - d) Chicago Lakeside Development, LLC;
 - e) Any parent corporation or subsidiary of the owner of the Remediation Site;
 - f) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
 - g) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
 - h) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;
 - i) Any successor-in-interest of the owner of the Remediation Site;
 - j) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
 - k) Any heir or devisee of the owner of the Remediation Site;

bcc: Records Unit
Bob O'Hara
Sherri Oxencis
Rick Lucas

PREPARED BY:

Name: Mr. John Zaborske
United States Steel Corporation

Address: 8555 South Green Bay Avenue
Chicago, IL 60610

RETURN TO:

Name: Mr. John Zaborske
United States Steel Corporation

Address: 8555 South Green Bay Avenue
Chicago, IL 60610

THE ABOVE SPACE FOR RECORDER'S OFFICE

The remediation applicant must submit this Environmental No Further Remediation Letter within 45 days of its receipt, to the Office of the Recorder of Cook County.

Illinois State EPA Number: 0316485098

United States Steel Corporation, the Remediation Applicant, whose address is 8555 South Green Bay Avenue, Chicago, IL 60610 has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

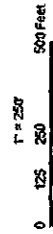
1. Legal description or Reference to a Plat Showing the Boundaries:

A PARCEL BEGINNING ON THE NORTH LINE OF THE CALUMET RIVER AT THE EASTERLY LINE OF THE SOUTH SLIP AT A POINT TWO THOUSAND FIVE HUNDRED SEVENTY-TWO AND SEVENTY-SEVEN HUNDREDTHS FEET (2,572.77') SOUTH OF AND TWO THOUSAND SIX HUNDRED TWENTY-THREE AND TWENTY-FOUR HUNDREDTHS FEET (2,623.24') EAST OF THE NORTHWEST CORNER OF SECTION FIVE (5) NORTH OF THE INDIAN BOUNDARY LINE, TOWNSHIP THIRTY-SEVEN (37) NORTH, RANGE FIFTEEN (15) EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE NORTH FIFTY-NINE DEGREES, TWENTY-SIX MINUTES, TWENTY-SIX SECONDS WEST (N59°26'26"W) ALONG THE EAST LINE OF SAID SOUTH SLIP, A DISTANCE OF FIFTY AND FIFTY-SIX HUNDREDTHS FEET (50.56'); THENCE NORTH NINETEEN DEGREES, TWENTY-THREE MINUTES, THIRTY SECONDS WEST (N19°23'30"W) ALONG THE EAST LINE OF SAID SOUTH SLIP, A DISTANCE OF ONE THOUSAND TWO HUNDRED TWENTY-TWO AND EIGHTY HUNDREDTHS FEET (1,222.80') TO THE NORTH LINE OF SAID SOUTH SLIP; THENCE SOUTH SEVENTY DEGREES, THIRTY-SIX MINUTES, THIRTY SECONDS WEST (S70°36'30"W) ALONG SAID NORTH LINE, A DISTANCE OF SIXTY AND ZERO HUNDREDTHS FEET (60.00') TO THE WEST LINE OF SAID SOUTH SLIP; THENCE SOUTH ONE DEGREE, FIVE MINUTES, TWENTY-THREE SECONDS EAST (S1°05'23"E) ALONG SAID WEST LINE, A DISTANCE OF THREE HUNDRED TWENTY-FOUR AND EIGHTY-TWO HUNDREDTHS FEET (324.82'); THENCE SOUTH NINETEEN DEGREES TWENTY-THREE MINUTES, THIRTY SECONDS EAST (19°23'30"E) ALONG SAID WEST LINE, A DISTANCE OF FIVE HUNDRED SEVENTY-ONE AND SIXTY-TWO HUNDREDTHS FEET (571.62'); THENCE SOUTH TWENTY-FIVE DEGREES, THIRTY-SIX MINUTES, THIRTY SECONDS WEST (S25°36'30"W) ALONG SAID WEST LINE, A DISTANCE OF ONE HUNDRED EIGHTY-THREE AND EIGHTY-FIVE HUNDREDTHS FEET (183.85'); THENCE SOUTH NINETEEN DEGREES, TWENTY-THREE MINUTES, THIRTY SECONDS EAST (S19°23'30"E) ALONG SAID WEST LINE, A DISTANCE OF THREE HUNDRED THIRTY-ONE

(Illinois EPA Site Remediation Program Environmental Notice)

AND TWENTY-FIVE HUNDREDTHS FEET (331.25') TO THE NORTH LINE OF THE CALUMET RIVER; THENCE NORTH FIFTY-SIX DEGREES, FORTY-EIGHT MINUTES, FIVE SECONDS EAST (N56°48'05"E) ACROSS THE MOUTH OF SAID SOUTH SLIP, A DISTANCE OF THREE HUNDRED THIRTY-FOUR AND NINETEEN HUNDREDTHS FEET (334.19') TO THE POINT OF BEGINNING.

2. Common Address: 9099 South Avenue O, Chicago, IL
3. Real Estate Tax Index/Parcel Index Number: 26-05-200-004-0000
4. Remediation Site Owner: Illinois Department of Natural Resources
5. Land Use: Residential
6. Site Investigation: Comprehensive

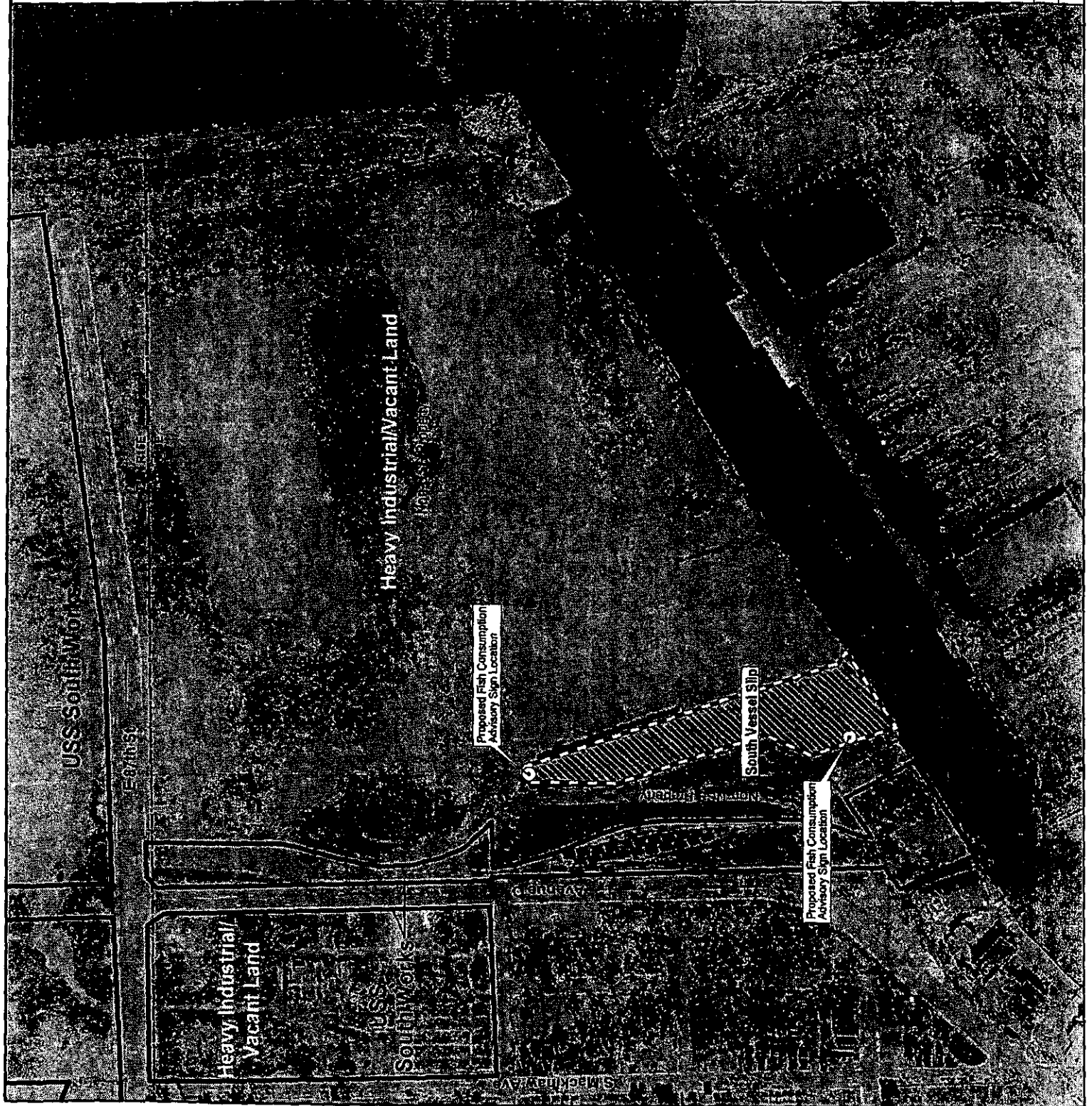
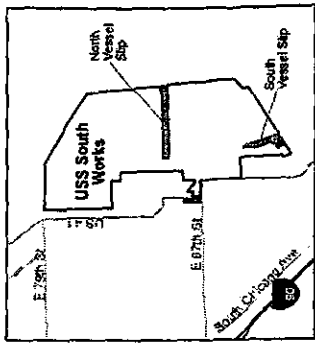


Site Base Map
0316485098/Cook
Chicago/USX South Vessel Slip
Site Remediation Program

South Vessel Slip
 USS South Works
 Chicago, IL
 February 8, 2008

Projection: State Plane, N. East, NAD83, Feet
 Source(s): U.S. Department of Natural Resources and
 URS Corporation

- Legend**
- USS Property Boundary
 - Remediation Site Boundary
 - Public Land Survey System



**PROPERTY OWNER CERTIFICATION OF THE NFR LETTER
UNDER THE SITE REMEDIATION PROGRAM**

Where the Remediation Applicant (RA) is not the sole owner of the remediation site, the RA shall obtain the certification by original signature of each owner, or authorized agent of the owner(s), of the remediation site or any portion thereof who is not an RA. The property owner(s), or the duly authorized agent of the owner(s) must certify, by original signature, the statement appearing below. This certification shall be recorded in accordance with Illinois Administrative Code 740.620.

Include the full legal name, title, the company, the street address, the city, the state, the ZIP code, and the telephone number of all other property owners. Include the site name, street address, city, ZIP code, county, Illinois inventory identification number and real estate tax index/parcel index number.

A duly authorized agent means a person who is authorized by written consent or by law to act on behalf of a property owner including, but not limited to:

1. For corporations, a principal executive officer of at least the level of vice-president;
2. For a sole proprietorship or partnership, the proprietor or a general partner, respectively; and
3. For a municipality, state or other public agency, the head of the agency or ranking elected official.

For multiple property owners, attach additional sheets containing the information described above, along with a signed, dated certification for each. All property owner certifications must be recorded along with the attached NFR letter.

Property Owner Information	
Owner's Name: _____	
Title: _____	
Company: _____	
Street Address: _____	
City: _____	State: _____ Zip Code: _____ Phone: _____
Site Information	
Site Name: _____	
Site Address: _____	
City: _____	State: _____ Zip Code: _____ County: _____
Illinois inventory identification number: _____	
Real Estate Tax Index/Parcel Index No. _____	
I hereby certify that I have reviewed the attached No Further Remediation Letter and that I accept the terms and conditions and any land use limitations set forth in the letter.	
Owner's Signature: _____	Date: _____
SUBSCRIBED AND SWORN TO BEFORE ME this _____ day of _____, 20__	
_____ Notary Public	

The Illinois EPA is authorized to require this information under Sections 415 ILCS 5/58 - 58.12 of the Environmental Protection Act and regulations promulgated thereunder. If the Remediation Applicant is not also the sole owner of the remediation site, this form must be completed by all owners of the remediation site and recorded with the NFR Letter. Failure to do so may void the NFR Letter. This form has been approved by the Forms Management Center. All information submitted to the Site Remediation Program is available to the public except when specifically designated by the Remediation Applicant to be treated confidentially as a trade secret or secret process in accordance with the Illinois Compiled Statutes, Section 7(a) of the Environmental Protection Act, applicable Rules and Regulations of the Illinois Pollution Control Board and applicable Illinois EPA rules and guidelines.

Notice to Remediation Applicant

Please follow these instructions when filing the NFR letter with the County Recorder's Office

Instructions for Filing the NFR Letter

The following documents must be filed:

- A. Body of the NFR Letter (contains appropriate terms and conditions, tables, etc.)
 - B. Attachments to NFR letter
 - Illinois EPA Site Remediation Program Environmental Notice (Legal Description and PIN of property)
 - Maps of the site
 - Table A: Regulated Substances of Concern (if applicable.)
 - Property Owner Certification
 - C. A copy of the ordinance, if applicable, used to address groundwater contamination
1. Place the Illinois EPA Site Remediation Program Environmental Notice on top of the NFR prior to giving it to the Recorder.
 2. If you are not the owner (record title holder) of the property on the date of filing of this NFR, you must attach a **completed** owner's certification form signed by the owner of the property at the time of filing (e.g., if the property recently sold, the new owner must sign).
 3. If any of the terms and conditions of the NFR letter references a groundwater ordinance, you must record a copy of the groundwater ordinance with the NFR letter.
 4. If any of the terms and conditions of the NFR letter references a highway agreement, you must record the highway agreement if specifically required by the municipality granting the agreement.
 5. Within thirty (30) days of this NFR Letter being recorded by the Office of the Recorder of the County in which the property is located, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

6. **Remove this page from the NFR letter, prior to recording.**

If you have any questions call (217) 782-6761 and speak with the "project manager on-call" in the Site Remediation Program.

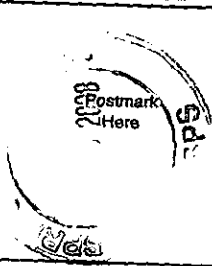
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7007 2560 0003 2091 7593

Postage	\$
RPMS Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



Sent To Mr. John Zaboroske
 Street, Apt. No.,
 or PO Box No. 8555 South Green Bay Avenue
 City, State, ZIP+4 Chicago IL 60610

PS Form 3800, August 2006 See Reverse for Instructions

0316485098/COOK ACJTLM

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature X <u>John M Zaboroske</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery _____ <u>5-15</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to: <u>Mr. John Zaboroske</u> <u>United States Corporation</u> <u>8555 South Green Bay Avenue</u> <u>Chicago, IL 60610</u></p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label) <u>7007 2560 0003 2091 7593</u></p>	

15 MAY 2008 PM 8 L

Use App

USPS
Permit No. 916

IN YOUR ADDRESS

- Sender: Please print your name, address, and ZIP+4 in this box.

Illinois Environmental Protection Agency

P.O. Box 19276 Mail Code #

Springfield, IL 62794-9276

