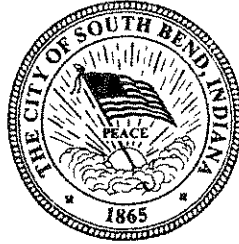


SBT-013

1200 COUNTY-CITY BUILDING
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9371
FAX 574/ 235-9021
TDD 574/ 235-5567

CITY OF SOUTH BEND STEPHEN J. LUECKE, MAYOR
COMMUNITY & ECONOMIC DEVELOPMENT

JON R. HUNT
EXECUTIVE DIRECTOR

July 11, 2002

Mr. James Butler
1100 Corporation
1100 Prairie Avenue
South Bend, IN 46601

Dear Mr. Butler:

On January 3, 2001 I wrote to you requesting permission to conduct a Phase II Environmental Assessment on your property in the Studebaker Corridor. As part of that letter I stated that "The contractor will hold the report, and copies thereof, generated by this Phase II assessment, confidential, and it will not be given to any person or party outside the City without your permission."

We are now preparing an application to the Indiana Department of Environmental Management's Voluntary Remediation Program and as part of that application we are required to include a copy of the Phase II Assessment for IDEM's review. I am asking for your consent to releasing information on your property to IDEM as part of the VRP application. It will be held confidential by IDEM until a Voluntary Remediation Agreement is signed. After that time, by statute, the information must be held in a public file in Indianapolis and made available to anyone who requests it pursuant to public disclosure requirements.

If you consent to this disclosure, please send written confirmation of consent.

Sincerely,

Ann E. Kolata
Senior Redevelopment Specialist

enc.

1200 COUNTY-CITY BUILDING
SOUTH BEND, INDIANA 46601-1830



PHONE 219/ 235-9371
FAX 219/ 235-9021
TDD 219/ 235-5567

CITY OF SOUTH BEND STEPHEN J. LUECKE, MAYOR
COMMUNITY & ECONOMIC DEVELOPMENT

JON R. HUNT
EXECUTIVE DIRECTOR

ATTN
Andy

January 2, 2001

Jim Butler
1100 Corporation
1100 Prairie Ave.
South Bend, IN 46601

Dear Mr. Butler:

As you are aware, the City of South Bend completed the Studebaker/Oliver Plow Works Redevelopment Strategy in November, 1999. Following the completion of this strategy, the City received permission from you to conduct a Phase I environmental assessment on your property. That project is nearly completed and we would like to proceed with the next step, which is a Phase II.

The City, in partnership with the Urban Enterprise Association, is applying for a Brownfield Site Assessment grant from the Indiana Department of Commerce to conduct a Phase II environmental assessment of the properties located in Area A. The deadline for grant submission is January 10, 2001, with approval to come 60 days after application. We recently completed a Phase I assessment of those same properties, and the sections of that report relevant to your property will be sent to you shortly, if you have not already received them. This second phase will work from the conclusions of that first assessment.

A Phase II environmental assessment differs from the Phase I in that instead of records review and site visits, the Phase II will determine the amount and extent of any contamination existing in the soil, groundwater and building materials. The process includes installation of monitoring wells to test groundwater and sampling of soil through grab-sampling and soil boring.

If you allow the City of South Bend and its contractor to conduct the Phase II on your property we will perform the following:

- The City will perform the site assessment work at no cost to you.
- The contractors who require access to the site will first provide you with certificates of insurance, showing your company as an additional insured.

- The contractor will obtain your approval of the monitoring and sample point locations. You also have the right to observe sampling and testing performed by the contractor, and request split samples, as appropriate.
- The contractor will contact you prior to entering the property to commence work.
- The contractor will minimize its interference with operations at your business to the extent possible.
- The contractor will restore the surface areas of your property that are disturbed by sampling or monitoring points. Small diameter monitoring wells will remain on the property.
- The contractor will hold the report, and copies thereof, generated by this Phase I assessment, confidential, and it will not be given to any person or party outside the City without your permission.

If you agree to the terms in this letter, please sign and date the spaces below. This will show your approval, and will serve as a site access agreement for the work to be performed in the Phase II site assessment.

Sincerely,

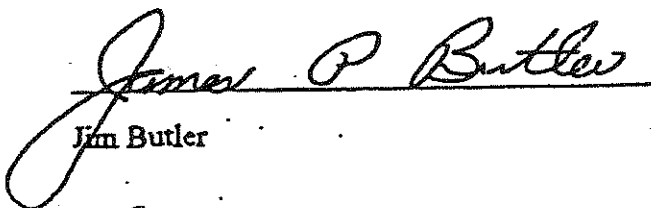


Ann Kolata
Senior Economic Development Specialist

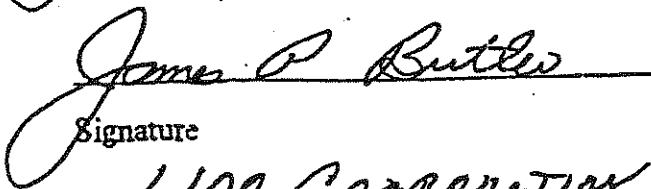


Andy Laurent
Economic Development Specialist

I own the property located at 1100 Prairie Avenue and hereby agree to give the City of South Bend and its contractors access to this property under the terms set forth in this letter.



Jim Butler



Signature

PRESIDENT

Print name and title of signatory

1100 CORPORATION

Date 1/8/2000

Telephone: (219) 282 2323

RECEIVED

JUL 19 2002

ROBERT W. MYSLIWIEC, P.C.
ATTORNEY AT LAW

150 WEST ANGELA BOULEVARD
SOUTH BEND, INDIANA 46617
574 246-0160
FAX NO. 574-246-0162

July 18, 2002

Ms. Ann E. Kolata
Senior Redevelopment Specialist
1200 County City Building
227 West Jefferson Boulevard
South Bend, Indiana 46601

Re: Rosario Mittiga and South Bend Lathe property

Dear Ann:

I have reviewed your July 11, 2002 letter with Rosario Mittiga and he consents to your release of the Phase II Environmental Assessment to the Indiana Department of Environmental Management.

Very truly yours,



ROBERT W. MYSLIWIEC

RWM:cdh

cc: Mr. Rosario Mittiga

RECEIVED

JUL 18 2002

ROBERT W. MYSLIWIEC
ATTORNEY AT LAW

150 WEST ANGELA BOULEVARD
SOUTH BEND, INDIANA 46617
219 246-0160
FAX NO. 219-246-0162

July 17, 2002

Ms. Ann E. Kolata
Senior Redevelopment Specialist
1200 County City Building
227 West Jefferson Boulevard
South Bend, Indiana 46601

Re: South Bend Lathe property

Dear Ann:

I am responding to your letter of July 11, 2002, requesting the consent of ARG Corporation and Norbert Toubes to share the Phase II assessment with the Indiana Department of Environmental Managements Voluntary Remediation Program.

This will confirm that ARG Corporation and Norbert Toubes consent to your proposed disclosure.

Very truly yours,


ROBERT W. MYSLIWIEC

RWM:cdh

cc: Mr. Norbert Toubes

RECEIVED

JUL 26 2002

CHAPLEAU & KUEHL
ATTORNEYS AT LAW
AN ASSOCIATION OF SOLE PRACTITIONERS
419 W. JEFFERSON BLVD., P.O. BOX 928
SOUTH BEND, INDIANA 46624

EDWARD A. CHAPLEAU
JAMES R. KUEHL
RUSSELL C. KUEHL (1905-1984)
LOUIS C. CHAPLEAU (1907-1990)

TELEPHONE: (219) 234-0041
FACSIMILE: (219) 234-6007

July 25, 2002

Ms. Ann E. Kolata
City of South Bend
County-City Building
South Bend, IN 46601-1830

RE: Jay Huckins, Huckins Tool & Die, 1010 Prairie Avenue

Dear Ann:

I discussed your letter of July 11, 2002 with Mr. Huckins.

I wish to advise you that Mr. Huckins gives his consent to disclose to the Indiana Department of Environmental Management the Phase II Assessment as requested in your letter.

Very truly yours,



JAMES R. KUEHL

JRK:arw
CC: Jay Huckins