



STATE OF NEVADA
Department of Conservation & Natural Resources
DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor
Leo M. Drozdoff, P.E., Director
Colleen Cripps, Ph.D., Administrator

March 2, 2012

Irwin Kishner
Herman Kishner Trust
252 Convention Center Drive, Ste 12A
Las Vegas, NV 89109

Maryland Square Shopping Center, LLC
c/o Tim Swickard
Dongell Lawrence Finney LLP
770 L St., Suite 950
Sacramento, CA 95814

Subject: 4th Quarter 2011, Groundwater Monitoring Report, Maryland Square Shopping Center
Facility: Al Phillips the Cleaner (former)
3661 S. Maryland Parkway
Las Vegas, Nevada
Facility ID: H-000086

Dear Mr. Swickard and Mr. Kishner:

The Nevada Division of Environmental Protection (NDEP) received the *Groundwater Monitoring Report for 4th Quarter 2011*, prepared by ATC Associates, Inc. (ATC) on behalf of the Herman Kishner Trust (Trust) and Maryland Square Shopping Center, LLC, (MSSC, LLC) dated January 27, 2012 and received in hard copy by the NDEP on February 1, 2012.

NDEP Comments

Modification to the frequency of sampling and reporting for groundwater monitoring was provided in the NDEP letter dated November 10, 2011. The letter specified that wells showing trends of increasing PCE concentrations (wells MW-5, MW-6, and MW-27) are sampled quarterly. Newly installed wells should also be sampled quarterly for eight quarters or until otherwise specified by the NDEP. Wells sampled semiannually include wells MW-1, MW-2, MW-5, MW-6, MW-9, MW-13, MW-14, MW-17, MW-18, MW-19, MW-20, MW-23, MW-25, MW-26, MW-27, MW-30, MW-31, and MW-32. All wells are sampled annually, except MW-4, which should be properly abandoned.

Table A-1 presented in Appendix A is printed at about a 4-point font; it would be helpful for readability if column widths in these tables could be adjusted such that the font size were to be at least a 10-point font.

The elementary school on the north side of the plume is "Ruby S. Thomas Elementary School," not "Thompson" as shown in Figures 2 and 3. It appears that this editorial error was not caught in earlier reports.



NDEP Requirements

In Figures 2 and 3 for the next report, please label streets in the neighborhood for reference (e.g., Spencer St, Ottawa Dr, Seneca Ln, Cherokee Ln, Maricopa Way, Tioga Way, etc.). If additional monitoring wells are added to the east of Eastern Avenue, the eastern boundary of the map will also need to be extended.

Unless a schedule modification is agreed to by the NDEP, please provide future groundwater monitoring reports on the following schedule:

- a. First Semi-Annual Groundwater Monitoring Report for 2012 – **July 30, 2012**
- b. Second Semi-Annual Groundwater Monitoring Report for 2012 - **January 30, 2013**
- c. Letter reports for those wells showing a trend of increasing PCE concentrations (currently, this includes wells MW-5, MW-6, and MW-27) are due **April 30, 2012** and **September 28, 2012**. Include in this letter report, data for all wells that are sampled quarterly.

In the next semi-annual report, please include data for newly installed monitoring wells MW-36 and MW-37, as well as any other new monitoring wells installed between now and July, 2012.

If you have any questions or require additional information regarding this letter, contact me by telephone at (775) 687-9496 or e-mail at msiders@ndep.nv.gov.

Sincerely,



Mary A. Siders, Ph.D.
Bureau of Corrective Actions
Fax (775) 687-8335

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