



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

Jim Gibbons, Governor
Allen Biaggi, Director
Leo M. Drozdoff, P.E., Administrator

June 10, 2010

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

Subject: 1st Quarter 2010, Groundwater Monitoring Report, Maryland Square Shopping Center
(dated April 14, 2010; received on April 19, 2010)

Facility: Al Phillips the Cleaner (former)
3661 S. Maryland Parkway
Las Vegas, NV

NDEP ID#: H-000086

Dear Mr. Swickard:

The Nevada Division of Environmental Protection (NDEP) has reviewed the *Groundwater Monitoring Report for 1st Quarter 2010*, prepared by Converse Consultants (Converse) on behalf of the Herman Kishner Trust and Maryland Square Shopping Center, LLC.

NDEP Comments

The NDEP notes that the results of the Mann-Kendall trend test are provided in Appendix D of the subject report. Only well MW-27 was reported to show increasing concentrations of tetrachloroethylene (PCE).

The NDEP has also used the Mann-Kendall trend test to evaluate data for each well, using the 16 most-recent samples collected from each well (Note: some wells have fewer than 16 samples). The NDEP's test results were generally in agreement with the results of statistical testing provided in the subject report and the 4th Quarter 2009 report.

Monitoring well MW-11, which has not been sampled since 2007, was sampled in the first quarter 2010 and contained only 12 micrograms per liter ($\mu\text{g/L}$) benzene and lower concentrations of other gasoline-related constituents. No chlorinated solvents were found in the February, 2010 sample (reporting limit of 0.5 $\mu\text{g/L}$ for PCE) or in any other groundwater sample collected from this well since it was installed in September, 2002.

NDEP Requirements

1. Sampling of well MW-11 had been discontinued due to presence of petroleum product in the well; however, this well was sampled in the first quarter of 2010. Because no product was found during 1st quarter 2010, annual sampling of this well can resume, as for the other wells in which PCE was not detected. Please continue to follow the agreed-upon sampling frequency for the monitoring wells, with the exception to change the frequency from "discontinued sampling" to "annual sampling" for MW-11.



Sampling Frequency	Monitoring Wells
Discontinue	MW-4
Change freq.	Begin sampling MW-11 annually, in the 3 rd Quarter of each year
Annual	MW-3, MW-7, MW-8, MW-10, MW-12, MW-15, MW-16, MW-21, MW-22 , MW-24
Semi-annual	MW-1, MW-2, MW-5, MW-6, MW-9, MW-13, MW-14, MW-17, MW-28, MW-29
Quarterly	MW-18, MW-19, MW-20, MW-23, MW-25, MW-26, MW-27, MW-30; MW-31; MW-32, MW-33

2. Please continue to conduct the statistical trend analysis and include results in the quarterly reports.
3. Please continue to provide electronic copies (pdf file) of all reports submitted to the NDEP, so that the NDEP can post these on the Maryland Square website: <http://www.ndep.nv.gov/pce/foia.htm>. Submittal of a "print-to-pdf" file is appreciated, because this generates a smaller file than does a scanned pdf file.
4. Unless a schedule modification is agreed to by the NDEP, please provide future quarterly reports on the following schedule:

Groundwater Monitoring Report for Second Quarter, 2010	July 23, 2010
Groundwater Monitoring Report for Third Quarter, 2010	October 22, 2010
Groundwater Monitoring Report for the Fourth Quarter, 2010	January 24, 2011

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
 Nevada Division of Environmental Protection
 Fax (775) 687-8335

- ec: Greg Lovato, Supervisor, Bureau of Corrective Actions, NDEP, Carson City, NV
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