

EXHIBIT "H"
CONDITIONAL SRCO

Florida Department of
Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary



December 18, 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED 7007 0710 0005 3635 8196

Mr. John E. Singleton
Chrysler LLC
800 Chrysler Drive
CIMS 482-00-51
Auburn Hills, MI 48326-2757

Subject: **Conditional Site Rehabilitation Completion Order (SRCO)**
Swanson Chrysler Plymouth
2500 34th Street
St. Petersburg, Pinellas County
Facility ID #8623873
FDEP Project #194210

Dear Mr. Singleton:

The Southwest District has reviewed the No Further Action (NFA) Proposal letter, dated October 5, 2006, that was prepared by Howard & Howard Attorneys, P.C., for Swanson Chrysler Plymouth, located at 2500 34th Street, St. Petersburg, Pinellas County, Florida. Maps showing the location of the Swanson Chrysler Plymouth and the location of the "contaminated site" (i.e., contaminant plume) for which this Order is being issued are attached as Exhibits 1 and 2 and are incorporated by reference herein.

The contamination, which resulted from a discharge that was discovered during the March 25, 1994 sampling event, reported by Universal Engineering Sciences, consisted of Total Recoverable Petroleum Hydrocarbons (TRPH) and 1,2-dichloropropane. The discharge resulted from releases of hydraulic oil from underground hydraulic hoists, all twenty nine (29) of which were removed between May 1994 and December 1995. The Conditional NFA Proposal is supported by earlier submittals, prepared pursuant to the requirements of Chapter 62-780, Florida Administrative Code (F.A.C.), including, but not limited to:

Written Response Regarding Site Investigation Results, dated February 9, 1998, (received February 12, 1998);

Site Investigation Report, dated October 1998; and

No Further Action Proposal letter (prepared by Howard & Howard Attorneys, P.C.), dated October 5, 2006 (received October 10, 2006).

Based on the documentation submitted with the Conditional NFA Proposal letter and the above-referenced technical documents, the Department has reasonable assurance that Chrysler LLC has met the criteria in Chapter 62-780, Florida Administrative Code (F.A.C.), including the commitments set forth in the technical submittals with respect to the recordation of institutional controls. The technical submittals indicate that acceptable Alternative Cleanup Target Levels (ACTL's) have been established for soil and groundwater contaminants remaining at the above-referenced contaminated site, in conjunction with appropriate institutional controls. Therefore, you have satisfied the site rehabilitation requirements for the above-referenced contaminated site and are released from any further obligation to conduct site rehabilitation at the contaminated site, except as set forth below. See attached tables (Exhibit 3), incorporated by reference herein, which include information regarding the contaminants, affected media, applicable cleanup target levels, and the ACTL's established for the contaminated site that is the subject of this Order.

A Declaration of Restrictive Covenant was recorded by DaimlerChrysler on January 29, 2001, in Official Record Book 11203, Pages 820, Public Records of Pinellas County, Florida, and is attached and incorporated by reference as Exhibit 4.

Failure to meet the following requirements will result in the revocation of this Order:

- (a) You are required to properly abandon all monitoring wells within 60 days of receipt of this Order. The monitoring wells must be plugged and abandoned in accordance with the requirements of Rule 62-532.500(4), F.A.C.;
- (b) Any current or future real property owner of the above-referenced contaminated site must comply with the provisions contained within the Declaration of Restrictive Covenant (attached) recorded prior to the execution of this Order;
- (c) If the current or future real property owner of the above-referenced contaminated site proposes to remove the institutional controls, the real property owner shall obtain prior written approval from the Department. The removal of the controls shall be accompanied by the immediate resumption of site rehabilitation or implementation of other approved controls, unless it is demonstrated to the Department that the criteria of subsection 62-780.680(1), F.A.C., are met.

Further, in accordance with Chapter 376.30701(4), Florida Statutes (F.S.), upon completion of site rehabilitation, additional site rehabilitation is not required unless it is demonstrated that:

- (a) Fraud was committed in demonstrating site conditions or completion of site rehabilitation;
- (b) New information confirms the existence of an area of previously unknown contamination which exceeds the site-specific rehabilitation levels established in accordance with Section 376.30701(2), F.S., or which otherwise poses the threat of real and substantial harm to public health, safety, or the environment;

- (c) The level of risk is increased beyond the acceptable risk established under Section 376.30701(2), F.S., due to substantial changes in exposure conditions, such as a change in land use from nonresidential to residential use. Any person who changes the land use of the site, thereby causing the level of risk to increase beyond the acceptable risk level, may be required by the department to undertake additional remediation measures to ensure that human health, public safety, and the environment are protected consistent with Section 376.30701, F.S.; or
- (d) A new discharge of pollutants or hazardous substances occurs at the site subsequent to the issuance of this Order.

Legal Issues

The Department's Order shall become final unless a timely petition for an administrative hearing is filed under sections 120.569 and 120.57, F.S., within **21** days of receipt of this Order. The procedures for petitioning for a hearing are set forth below.

Persons affected by this Order have the following options:

- A. If you choose to accept the Department's decision regarding this Conditional SRCO, you do not have to do anything. This Order is final and effective as of the date on the top of the first page of this Order.
- B. If you choose to challenge the decision, you may do the following:
 - 1. File a request for an extension of time to file a petition for hearing with the Department's Agency Clerk in the Office of General Counsel within **21** days of receipt of this Order. Such a request should be made if you wish to meet with the Department in an attempt to informally resolve any disputes without first filing a petition for hearing; or
 - 2. File a petition for administrative hearing with the Department's Agency Clerk in the Office of General Counsel within **21** days of receipt of this Order.

Please be advised that mediation of this decision pursuant to section 120.573, F.S., is not available.

How to Request an Extension of Time to File a Petition for Hearing

For good cause shown, pursuant to Rule 62-110.106(4), F.A.C., the Department may grant a request for an extension of time to file a petition for hearing. Such a request must be filed (received) by the Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000, within **21** days of receipt of this Order. Petitioner, if different from Chrysler LLC, shall mail a copy of the request to Chrysler LLC at the time of filing. Timely filing a request for an extension of time tolls the time period within which a petition for administrative hearing must be made.

How to File a Petition for Administrative Hearing

A person whose substantial interests are affected by this Order may petition for an administrative hearing under sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) by the Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida, 32399-3000, within 21 days of receipt of this Order. Petitioner, if different from Chrysler LLC, shall mail a copy of the petition to Chrysler LLC at the time of filing. Failure to file a petition within this time period shall waive the right of anyone who may request an administrative hearing under sections 120.569 and 120.57, F.S.

Pursuant to subsection 120.569(2), F.S., and Rule 28-106.201, F.A.C., a petition for administrative hearing shall contain the following information:

- a) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any; the site owner's name and address, if different from the petitioner; the DEP facility number; and the name and address of the facility;
- b) A statement of when and how each petitioner received notice of the Department's action or proposed action;
- c) An explanation of how each petitioner's substantial interests are or will be affected by the Department's action or proposed action;
- d) A statement of the disputed issues of material fact, or a statement that there are no disputed facts;
- e) A statement of the ultimate facts alleged, including a statement of the specific facts the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's action or proposed action; and
- g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the Department to take with respect to the Department's action or proposed action.

This Order is final and effective as of the date on the top of the first page of this Order. Timely filing a petition for administrative hearing postpones the date this Order takes effect until the Department issues either a final order pursuant to an administrative hearing or an Order Responding to Supplemental Information provided to the Department pursuant to meetings with the Department.

Judicial Review

Any party to this Order has the right to seek judicial review of it under section 120.68, F.S., by filing a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Agency Clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the

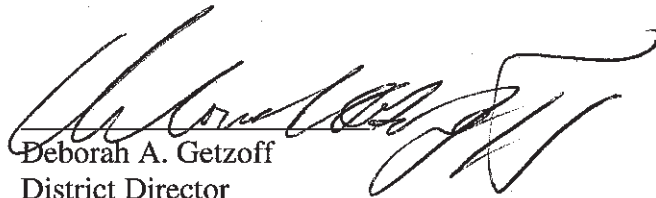
Mr. John E. Singleton
Swanson Chrysler Plymouth
Page five

notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department (see below).

Questions

Any questions regarding the Department's review of your NFA Proposal letter should be directed to Stephen Bell at Department of Environmental Protection Southwest District, 13051 N. Telecom Parkway, Temple Terrace, FL 33637-0926, (813) 632-7600, extension 381, or E-mail: steve.c.bell@dep.state.fl.us. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850)245-2242. Contact with any of the above does not constitute a petition for administrative hearing or request for an extension of time to file a petition for administrative hearing.

Sincerely yours,



Deborah A. Getzoff
District Director
Southwest District

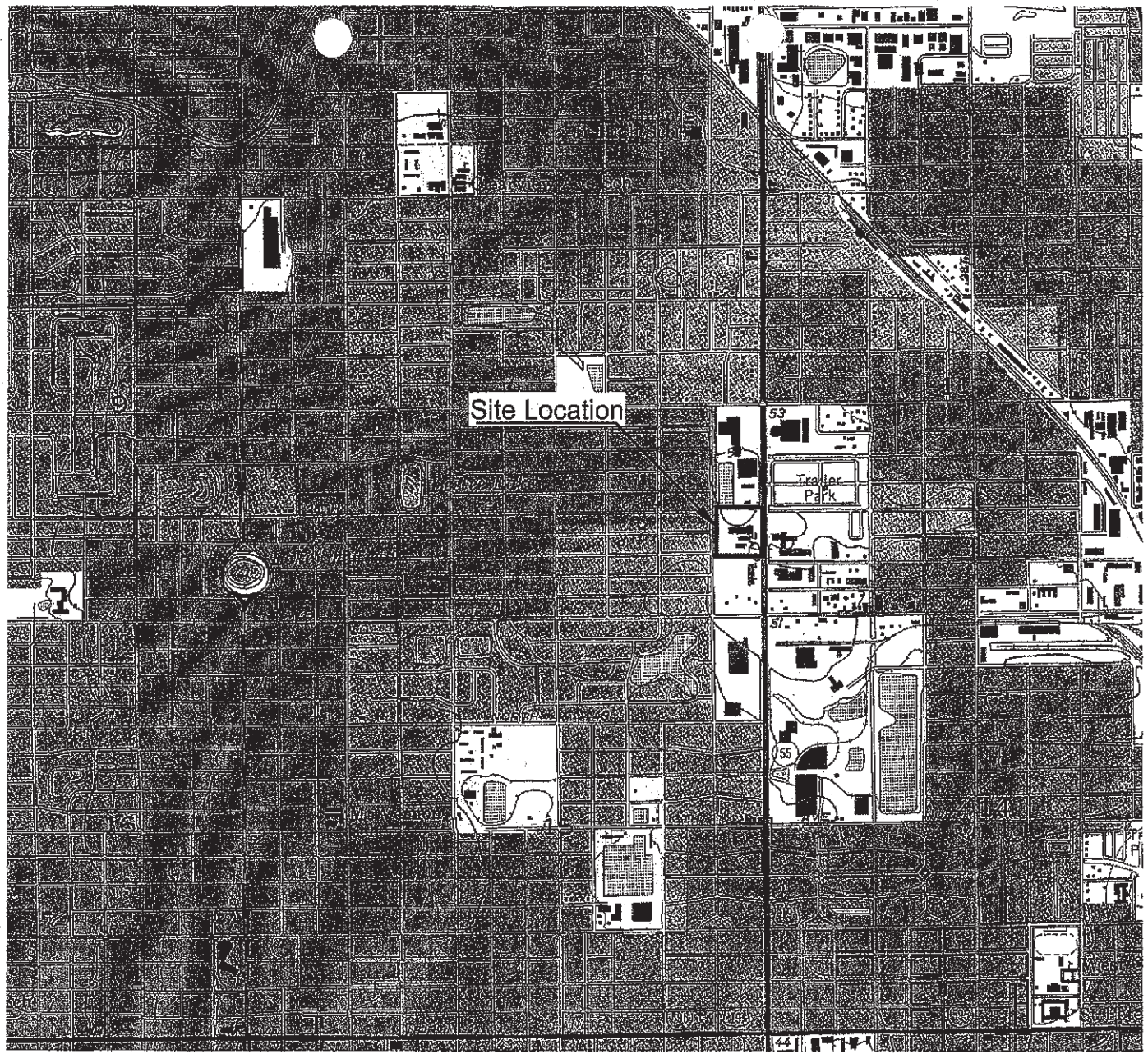
FILING AND ACKNOWLEDGMENT
FILED, on this date, pursuant to §120.52
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

Cheryl L. Kayponicz 12/18/07
Clerk Date
(or Deputy Clerk)

Enclosures (Exhibits 1, 2, 3 and 4)

CC: Susan E. Padley, Howard & Howard Attorneys, P.C., The Pinehurst Office Center, Suite 101, 39400 Woodward Avenue, Bloomfield Hills, MI 48304-5151

EXHIBIT 1



SOURCE:
 U.S.G.S 7.5 MINUTE TOPOGRAPHIC QUADRANGLE
 ST. PETERSBURG, FLORIDA, 1956, PHOTOREVISED 1987



RUST
 Rust Environment & Infrastructure

pg 1 of 3

**FIGURE 1
 LOCATION
 MAP**

SWANSON CHRYSLER PLYMOUTH (FL 6341)
 ST. PETERSBURG, FLORIDA

OCTOBER 1998

101535

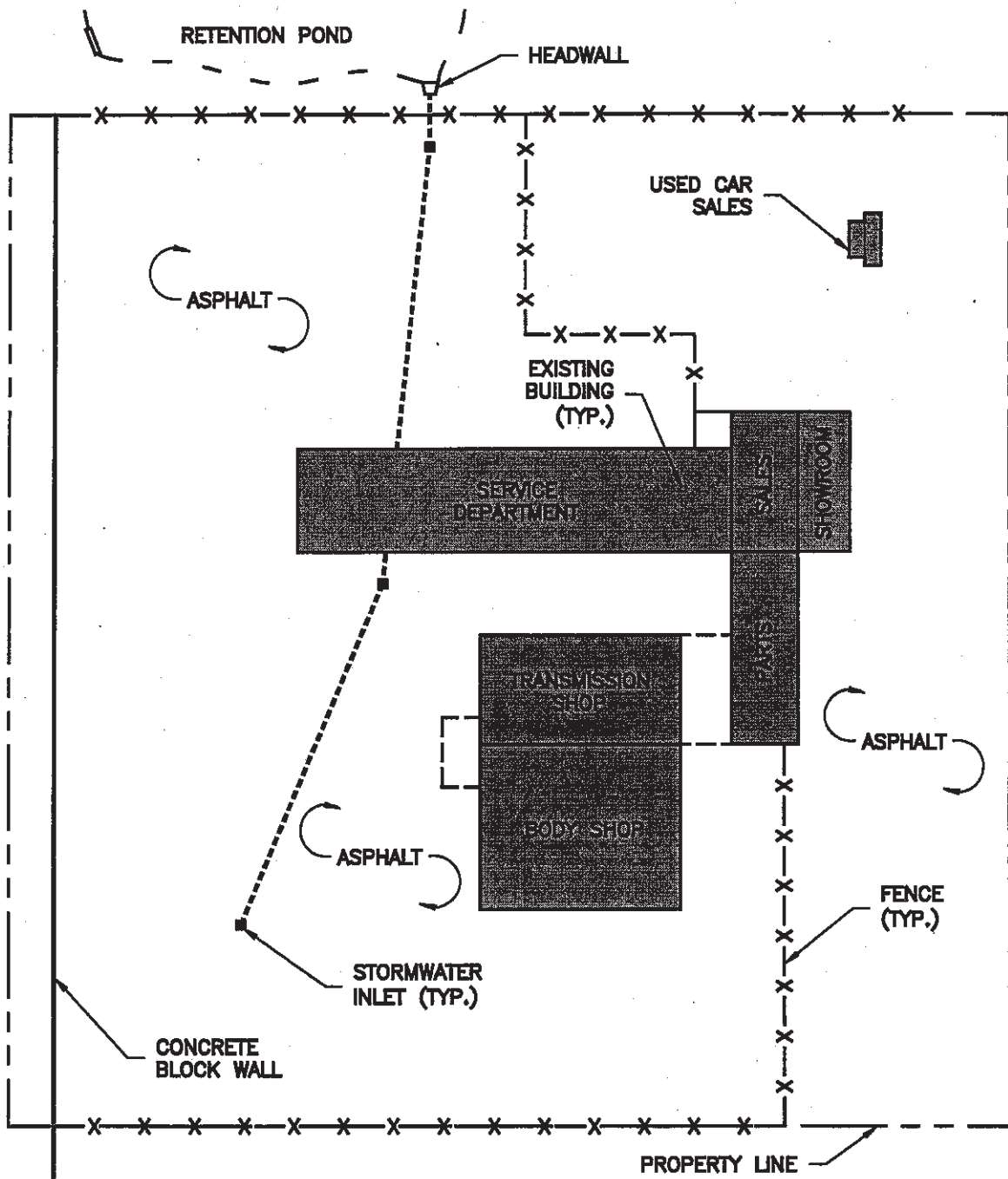
EXHIBIT 2

DATE: 08-01-1997

DWG: SITEPLAN.DWG

35th STREET NORTH

34th STREET NORTH



SOURCE: UNIVERSAL ENGINEERING SERVICES, 1994.



RUST
 Rust Environment & Infrastructure Inc.

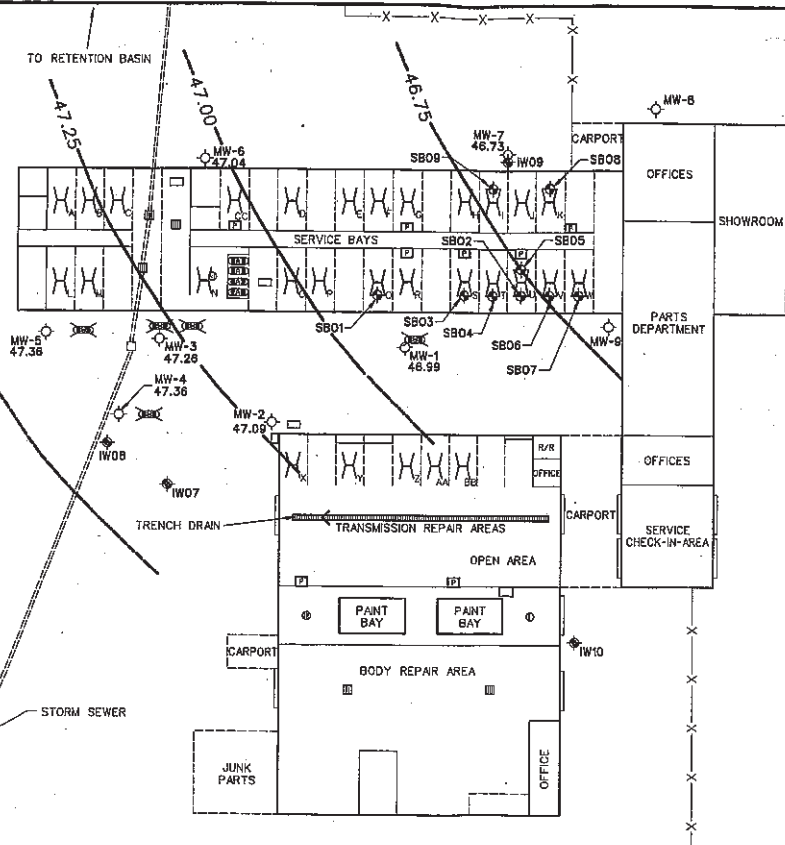
pg 2

FIGURE 2
SITE PLAN

SWANSON CHRYSLER PLYMOUTH (FL 6341)
 ST. PETERSBURG, FLORIDA

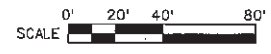
OCTOBER 1998

101535



LEGEND

- FLOOR DRAINS
- COLLECTION SUMP
- FORMER UNDERGROUND HYDRAULIC HOIST (REMOVED)
- SELF-CONTAINED PARTS WASHING UNITS
- AST- ABOVEGROUND STORAGE TANK
- SOIL BORING LOCATION AND DESIGNATION
- PERMANENT MONITORING WELL LOCATION AND DESIGNATION
- INITIAL TEMPORARY WELL LOCATION AND DESIGNATION
- FORMER UST
- DROP INLET
- GROUNDWATER FLOW DIRECTION
- 47.0 GROUNDWATER CONTOUR
- 47.0 INFERRED GROUNDWATER CONTOUR
- 46.99 GROUNDWATER ELEVATION (FEET ABOVE MEAN SEA LEVEL)



SOURCE: BASE MAP ADAPTED FROM UNIVERSAL ENGINEERING SCIENCES, APRIL 20, 1994.

pg 3 of 3

RUST
Rust Environment & Infrastructure Inc.

FIGURE 3
SITE FEATURES/SOIL BORING AND
GROUNDWATER MONITORING LOCATIONS
SWANSON CHRYSLER PLYMOUTH (FL 6344)
ST. PETERSBURG, FLORIDA
OCTOBER 1998 101535

EXHIBIT 3

TABLE 1

PHASE I/II ESA
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Well Number:		MW-1	MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	IW07	IW08	IW09	IW10	MW-7	MW-7
Sample Depth Interval (feet):		5-15	5-15	5-15	5-15	5-15	5-15	5-15	8-10	8-10	8-10	8-10	5-15	
Sample ID:		DUP	MW01	MW02	MW03	MW04	MW05	MW06	IW07	IW08	IW09	IW10	MW07	MW07 DUP
ANALYTE	Regulatory Level ¹													
Volatiles (ug/L)														
Methylene Chloride	5 ²	2JB	3JB	0.6JB	2JB	0.6JB	3JB	3JB	2JB	3JB	0.8JB	3JB	NA	NA
1,1 Dichloroethane	700 ⁵	0.4J	0.4J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
1,1,1-Trichloroethane	200 ²	ND	0.3J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Toluene	1,000 ² /40 ³	0.3J	ND	ND	1	ND	0.8	ND	0.3J	0.3J	0.7J	0.4J	NA	NA
Chlorobenzene	100 ⁵	0.4J	0.3J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Ethylbenzene	700 ² /30 ³	2	2	ND	ND	1	ND	ND	ND	ND	ND	ND	NA	1
1,2-Dichloropropane	5 ²	1	1	ND	ND	ND	ND	ND	ND	ND	17	ND	6	5*
Carbon Disulfide	700 ⁵	0.5	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Methyl-tert-butyl ether	35 ⁴	ND	ND	ND	0.4J	ND	ND	ND	ND	ND	ND	ND	NA	NA
Acetone	700 ⁵	7	9	ND	9	ND	6	4J	4J	3J	ND	5	NA	NA
cis-1,2-Dichloroethene	70 ²	ND	ND	0.3J	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Xylene	10,000 ² /20 ³	1	0.9	ND	ND	ND	ND	ND	ND	ND	0.9	ND	NA	NA

TABLE 1 (Continued)

PHASE I/II ESA
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Well Number:		MW-1	MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	IW07	IW08	IW09	IW10	MW-7	MW-7
Sample Depth Interval (feet):		5-15	5-15	5-15	5-15	5-15	5-15	5-15	8-10	8-10	8-10	8-10	5-15	5-15
Sample ID:		DUP	MW01	MW02	MW03	MW04	MW05	MW06	IW07	IW08	IW09	IW10	MW07	MW07
ANALYTE	Regulatory Level ¹													
Semivolatiles (ug/L)														
1,3-Dichlorobenzene	10 ⁵	3J	3J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
1,4-Dichlorobenzene	75 ²	3J	3J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
1,2-Dichlorobenzene	600 ²	25	20	ND	ND	ND	ND	ND	ND	ND	2J	ND	NA	NA
2,4-Dimethylphenol	400 ⁵	ND	2J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Napthalene	20 ⁴	ND	1J	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
Di-n-butylphthalate	700 ⁵	2J	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	NA	NA
bis (2-Ethylhexyl) phthalate	6 ²	ND	ND	ND	ND	ND	ND	ND	2J	ND	ND	ND	NA	
Metals (ug/L)														
Arsenic	50 ²	6.3B	8.8B	NA	NA	NA	NA	5.2B	NA	NA	5.9B	24.6	NA	NA
Barium	2,000 ²	23.7B	20.7B	NA	NA	NA	NA	11.8B	NA	NA	57.7B	9.3B	NA	NA
Cadmium	5 ²	0.43B	ND	NA	NA	NA	NA	ND	NA	NA	ND	0.40B	NA	NA
Chromium	100 ²	2.7B	2.9B	NA	NA	NA	NA	0.80B	NA	NA	3.0B	0.95B	NA	NA

TABLE 1 (Continued)

PHASE I/II ESA
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Well Number: Sample Depth Interval (feet): Sample ID:		MW-1	MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	IW07	IW08	IW09	IW10	MW-7	MW-7	
		5-15	5-15	5-15	5-15	5-15	5-15	5-15	5-15	8-10	8-10	8-10	8-10	5-15	5-15
		DUP	MW01	MW02	MW03	MW04	MW05	MW06	IW07	IW08	IW09	IW10	MW07	MW07	DUP
ANALYTE	Regulatory Level ¹														
Lead	15 ²	1.2B	1.4B	NA	NA	NA	NA	ND	NA	NA	ND	ND	NA	NA	
Mercury	2 ²	ND	ND	NA	NA	NA	NA	0.10B	NA	NA	0.10B	0.11B	NA	NA	
Selenium	50 ²	35.5	58.2	NA	NA	NA	NA	23.6	NA	NA	28.0	20.5	NA	NA	
Iron (Dissolved)	300 ³	873	858	NA	NA	NA	NA	79.8B	NA	NA	1,620	1,030	NA	NA	
Miscellaneous Parameters (mg/L)															
Total Nitrate/Nitrite	10 ²	0.097	0.135	NA	NA	NA	NA	ND	NA	NA	ND	ND	NA	NA	
Sulfate	250 ³	111	79.7	NA	NA	NA	NA	ND	NA	NA	30.7	14.0	NA	NA	

TABLE 1 (Continued)

PHASE I/II ESA
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Well Number: Sample Depth Interval (feet): Sample ID:		MW-1	MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	IW07	IW08	IW09	IW10	MW-7	MW-7	
		5-15	5-15	5-15	5-15	5-15	5-15	5-15	5-15	8-10	8-10	8-10	8-10	5-15	5-15
		DUP	MW01	MW02	MW03	MW04	MW05	MW06	IW07	IW08	IW09	IW10	MW07	DUP	
ANALYTE	Regulatory Level ¹														
NOTES:															
¹ Most restrictive regulatory criteria is referenced as some chemical constituents are cited in multiple regulatory programs at varying concentrations. ² Chapter 62-550, F.A.C.; Primary Drinking Water Standards (Maximum Contaminant Level). ³ Chapter 62-550, F.A.C.; Secondary Drinking Water Standards (Maximum Contaminant Level). ⁴ Chapter 62-770, F.A.C.; Petroleum Site Cleanup Criteria, Groundwater Cleanup Target Levels, Table V. ⁵ "Groundwater Guidance Concentrations," FDEP Division of Water Facilities.															
Analytes are listed if detection occurred in at least one sample. Concentration in bold indicates detected compound and shaded cell reflects exceedance of regulatory criteria. All organic compounds and metal concentrations reported in micrograms per liter (ug/L); miscellaneous parameters reported in milligrams per liter (mg/L). Samples collected by Rust on July 17, 1997. *Samples collected by Rust on November 7, 1997.															
NA - Not Analyzed. ND - Not Detected above reported detection limits. J - This flag indicates an estimated value. B - For organics, this flag indicates that analyte was detected in associated blank as well as sample. For metals, this flag indicates the value reported was from a reading that was less than the Contract Required Detection Limit, but greater than or equal to the Instrument Detection Limit. DUP - Duplicate Sample.															

TABLE 3
SITE INVESTIGATION
SOIL ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Boring Number		SB01	SB02	SB02	SB03	SB04	SB05	SB06	SB07	SB08	SB09
Sample Depth (feet):		1-4	1-4	1-4	1-4	1-4	1-4	1-4	1-4	1-4	1-4
Sample ID:		SB01Q	SB02U	SB02U DUP	SB03S	SB04T	SB05U	SB06V	SB07W	SB08K	SB09I
ANALYTE	Regulatory Level										
Total Recoverable Petroleum Hydrocarbons (mg/kg)											
TRPH	370 ¹ /2600 ¹	320	4800	5200	2200	160	4700	860	ND	ND	19.6
TRPH* (leachate)	5 ²	2.0	4.1	8.9	0.62	ND	5.2	1.4	0.71	0.62	0.25
Inorganic (mg/kg)											
Arsenic	0.8 ³ /3.7 ³	ND	NA	NA	NA	NA	NA	NA	ND	NA	2.4
NOTES:											
¹ Chapter 62-770, F.A.C., Florida Petroleum Site Cleanup Criteria, Table IV, Direct Exposure, Residential/Industrial Levels. ² Chapter 62-770, F.A.C., Florida Petroleum Site Cleanup Criteria, Table V, Groundwater Cleanup Target Level. Units in milligrams per liter. ³ Chapter 62-785, F.A.C., Soil Cleanup Target Levels, Table II, Direct Exposure, Residential/Industrial Levels. * TRPH level in leachate extracted from soil sample using EPA Method 1312 (SPLP). Units in milligrams per liter. Shading indicates exceedance of regulatory criteria. ND = Not Detected above reported detection limits. NA = Not Analyzed. DUP = Duplicate Sample. Samples collected September 10, 1998.											

TABLE 4

SITE INVESTIGATION
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA

Well Number		MW-1*	MW-2*	MW-3*	MW-4*	MW-5*	MW-6*	MW-7*	MW-7*	MW-8**	MW-9**	MW-9**
Sample Depth (feet):		5-15	5-15	5-15	5-15	5-15	5-15	5-15	5-15	3-13	2-12	2-12
Sample ID:		MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	MW-7	MW-7 DUP	MW-8	MW-9	MW-9 DUP
ANALYTE	Regulatory Level											
Volatile Organic Compounds (ug/L)												
1,2-Dichloropropane	5 ¹	NA	NA	NA	NA	NA	NA	ND	ND	NA	NA	NA
1,1-Dichloroethane	70 ³	NA	NA	NA	NA	NA	NA	0.5	0.4 J	NA	NA	NA
1,1,2,2-Tetrachloroethane	0.5 ³	NA	NA	NA	NA	NA	NA	0.3 J	ND	NA	NA	NA
Ethylbenzene	700 ¹ /30 ²	NA	NA	NA	NA	NA	NA	0.7	0.6	NA	NA	NA
2-Hexanone	280 ³	NA	NA	NA	NA	NA	NA	2 J	ND	NA	NA	NA
2-Butanone	4,200 ³	NA	NA	NA	NA	NA	NA	1 J	ND	NA	NA	NA

TABLE 4 (Continued)

**SITE INVESTIGATION
GROUNDWATER ANALYTICAL RESULTS SUMMARY
SWANSON CHRYSLER PLYMOUTH (PROPERTY NO. FL6341)
ST. PETERSBURG, FLORIDA**

Well Number		MW-1*	MW-2*	MW-3*	MW-4*	MW-5*	MW-6*	MW-7*	MW-7*	MW-8**	MW-9**	MW-9**
Sample Depth (feet):		5-15	5-15	5-15	5-15	5-15	5-15	5-15	5-15	3-13	2-12	2-12
Sample ID:		MW-1	MW-2	MW-3	MW-4	MW-5	MW-6	MW-7	MW-7 DUP	MW-8	MW-9	MW-9 DUP
ANALYTE	Regulatory Level											
Total Recoverable Petroleum Hydrocarbons (mg/L)												
TRPH	5 ⁴	ND	NA	ND	NA	ND	ND	ND	ND	ND	0.20	0.48
NOTES:												
¹ Chapter 62-550, F.A.C., Primary Drinking Water Standards (Maximum Contaminant Level). ² Chapter 62-550, F.A.C., Secondary Drinking Water Standards (Maximum Contaminant Level). ³ Chapter 62-785, F.A.C., Groundwater Target Cleanup Levels, Table 1. ⁴ Chapter 62-770, F.A.C., Florida Petroleum Site Cleanup Criteria, Table V. ND = Not Detected above detection limits. NA = Not Analyzed. J = This flag indicates an estimated value. DUP = Duplicate Sample. * Samples collected August 24, 1998. ** Samples collected September 11, 1998.												

EXHIBIT 4

Prepared by and Return to:
TODD BERGER
Mouser & Wells, P.A.
P.O. Box 20768
St. Petersburg, FL 33742

DAIMLERCHRYSLER DOCUMENT
CONTROL No.

FL 6341-02092001024

91089664	01-29-2001	10:36:30	BKN
51	DCL-WILLIAM & MELODIE DOUGLAS FAMY		
000000000			
IR:	BK:	SPG:	FPG:
RECORDING	003 PAGES	1	\$15.00
OFFICIAL COPIES		5	\$3.00
CERTIFICATION		6	\$1.00
TOTAL:			\$19.00
P CHECK AMT. TENDERED:			\$19.00
CHANGE:			\$.00
			DEPUTY CLERK

DECLARATION OF RESTRICTIVE COVENANT

THIS DECLARATION OF RESTRICTIVE COVENANT (hereinafter "Declaration") is made this 25th day of January, 2001, by and between the William and Melodie Douglas Family Limited Partnership, Ltd., whose address is 2500 34th Street, St. Petersburg, Florida (hereinafter "Grantor") and the Florida Department of Environmental Protection (hereinafter "the Department").

RECITALS

WHEREAS, the Grantor is the owner of certain real property (hereinafter referred to as the "Site") located in the City of St. Petersburg, Pinellas County, Florida, which is more fully described in Exhibit A attached hereto and made a part hereof; and

WHEREAS the Department has agreed to issue a No Further Action for the Site upon completion and recordation of this Declaration; and

WHEREAS the Grantor has agreed to grant an easement in favor of the Department on the terms set forth herein;

NOW THEREFORE, Grantor hereby grants to the Department, and assigns a perpetual easement on the Site. Such easement is granted pursuant to and in accordance with the provisions of section 704.06, Florida Statutes. The restrictions and covenants of this easement constitute a perpetual servitude on the property and run with the property.

1. The purpose of this Declaration is to assure that the property will be restricted to uses appropriate for the conditions agreed to in the No Further Action. The Grantors, and their respective successors and assigns, covenant with the Department and its assigns as follows:

- a. The use of the property shall be restricted to commercial/industrial;
- b. If contaminated soil is excavated, it will be disposed of or treated in accordance with Chapter 62-770, FAC;
- c. If the existing building is removed, the responsible party must return to the Department to revise the institutional controls and/or determine whether further remediation is needed.

2. The terms and conditions of this Declaration may be enforced by the Department and its assigns by injunctive relief and other appropriate available remedies. In any enforcement action in which the Department or its assigns prevail, Department or its assigns shall be entitled to recover reasonable attorney's fees and costs in the trial and appellate courts and in addition to the cost of restoring the land to the condition existing at the time of the execution of this Declaration. Any forbearance on behalf of the Department to exercise its

③
ACFTS _____
ACCT. _____
REQ. 500
DR210 _____
DS _____
INT _____
FEES _____
MTF _____
P/C 34
REV _____
TOTAL 19.00
CK BAL _____
HS AMT _____

rights in the event of the failure of Grantors to comply with the provisions of this Declaration shall not be deemed or construed to be a waiver of the Department's rights hereunder in the event of any subsequent failure of the Grantors to comply.

3. Grantor and its successors and assigns shall grant access to the Department or its respective successors or assigns for the purpose of determining compliance with the NFA.

4. It is the intention of Grantor that the restriction contained in this Declaration shall run with the land and with the title to the Property, and shall apply to and be binding upon and inure to the benefit of the successors and assigns of Grantor and to any and all parties hereafter having any right, title or interest in the Property or any part thereof.

5. This Declaration shall continue in perpetuity, unless otherwise modified by the then current owner of the Property and the Department.


IN WITNESS WHEREOF, Grantor has executed this instrument, this 25 day of January, 2001.

WILLIAM AND MELODIE DOUGLAS
FAMILY LIMITED PARTNERSHIP, LTD.

By: Vehicle Safety Products, Inc.,
Its General Partner

Witnesses:


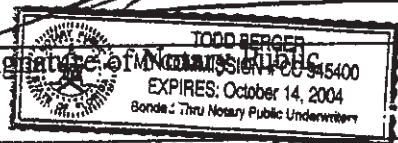

Print: Todd Berger


Print: Jennifer L Schoolcraft

By: 
Name: William Douglas
Its: President

STATE OF FLORIDA)
COUNTY OF PINELLAS)

The foregoing instrument was acknowledged before me this 25th day of January, 2001, by William Douglas as President of Vehicle Safety Products, General Partner of the William and Melodie Douglas Family Limited Partnership, Ltd. He is personally known to me.

Print Name of Notary Public

Commission No.
Commission Expires:

EXHIBIT A

The North 600 feet of the East Half of the Southeast Quarter of the Southeast Quarter, Section 10, Township 31 South, Range 16 East, LESS the East 50 feet thereof and the West 30 feet thereof for street purposes, Pinellas County, Florida.



STATE OF FLORIDA - PINELLAS COUNTY
I hereby certify that the foregoing is a true copy
as the same appears among the files and
records of this court.

This 29 day of January 2001

KARLEEN F. DeBLAKER
Clerk of Circuit Court

By: 
Deputy Clerk

EXHIBIT A

LEGAL DESCRIPTION

The south 200 feet of the North 600 feet of the East ½ of the Southeast ¼ of the Southeast ¼ of Section 10, Township 31 South, Range 16 East, less the East 50 feet thereof and the West 30 feet thereof for street purposes.

And

The North 400 feet of the East ½ of the Southeast ¼ of the Southeast ¼ of Section 10, Township 31 South, Range 16 East, less the East 50 feet thereof and the West 30 feet thereof for street purposes.

Said tract also being described as follows:

The North 600 feet of the East ½ of the Southeast ¼ of the Southeast ¼ of Section 10, Township 31 South, Range 16 East, less the East 50 feet thereof and also less the West 30 feet thereof for street purposes.

St. Petersburg, Florida

Parcel #'s 10/31/16/00000/446/0100
10/31/16/82161/001/0010

