

PUBLIC NOTICE
ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
PROSPECTIVE PURCHASER AGREEMENT- PUBLIC COMMENT PERIOD

PLEASE TAKE NOTICE the State of Arizona, ex rel Stephen A. Owens, Director, Arizona Department of Environmental Quality (“ADEQ” or the “State”), has negotiated a Prospective Purchaser Agreement with William R and Gwen D. Tonstad, husband and wife, in connection with liability for releases of hazardous substances at real property to be purchased by William R and Gwen D. Tonstad. The property is located at 807 S. Beeline Highway, Payson, AZ 85541 (the “Property”).

In the Agreement, the State covenants not to sue William R and Gwen D. Tonstad for any contamination existing at the Property at the time William R and Gwen D. Tonstad acquired it in accordance with A.R.S. § 49-285.01. Copies of the Agreement and other papers related to this matter can be obtained from the Arizona Department of Environmental Quality, Attention: Betty E. Mybeck, 1110 West Washington Street, Phoenix, AZ 85007.

Parties wishing to make comments regarding the agreement must make such comments in writing to ADEQ, 1110 West Washington Street, Phoenix, AZ 85007 Attn: Betty Mybeck and reference the William R and Gwen D. Tonstad Prospective Purchaser Agreement. Comments must be mailed to the State within fifteen (15) business days from the date of publication of this Notice.

IF THE STATE ENTERS INTO THE AGREEMENT, THE STATE CANNOT SUE WILLIAM R AND GWEN D. TONSTAD FOR ANY AND ALL CLAIMS FOR MONEY PAID ON ACCOUNT OF EXISTING RELEASES OF HAZARDOUS SUBSTANCES AT OR RELATED TO THE PROPERTY.

Dated this 26th day of July, 2004.

Stephen A. Owens , Director
Arizona Department of Environmental Quality