

George E. Meyer, Secretary
William R. Selbig, District Director

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
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P.O. Box 10448
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March 14, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
WDNR LUST ID #45-1398

Mr. Richard Schwan
Schwan Oil Co.
P.O. Box 69
Hortonville, WI 54944

Dear Mr. Schwan:

On February 28, 1996, Mr. Tom Versteegen and I met with you at the Oshkosh Area office. This was our second meeting and was held at your request. During the meeting, you explained that you would like to initiate the investigation / remediation activities relating to your property's environmental contamination but cannot because of financial constraints. You allowed me to view your 1993, 1994, and 1995 tax returns which confirmed your financial status.

Mr. Versteegen and I again explained that the State of Wisconsin has a financial assistance program for which you may be eligible. This program is administered by the Department of Industry, Labor and Human Relations (DILHR) and is known as the Petroleum Environmental Cleanup Fund (PECFA). If you have any questions concerning the PECFA program or your eligibility, contact DILHR at (608) 266-3815 or (608) 266-8230.

During the meeting, Mr. Versteegen and I explained that without your direct involvement the Department does not have many options available as to how to address the contamination. We suggested the idea of an affidavit being filed with the property's deed. At this time, we are requesting you to consider how to resolve this situation. If you have any other ideas, please let me know as soon as possible.

If you intend to hire an environmental consultant to investigate and clean-up the contamination, please provide a written and signed statement to that effect as soon as possible. If I do not receive a response from you within 30 days of the date of this letter, the Department will initiate the process of recording an affidavit with the property's deed at the Autogamy County Register of Deeds Office. This affidavit will give notice to a potential purchaser of the property that the property is the site of environmental contamination. Attached is a copy of a proposed affidavit.



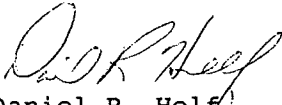
Mr. Richard Schwan - March 14, 1996

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Please note that if the Department is forced to initiate an affidavit and the contamination is subsequently addressed in a satisfactory manner, the Department will file a second affidavit noting the action(s) that have been taken to clean-up the property. Also note, that in the event you do not take action(s) to clean-up the property after the affidavit is recorded, the Department may take further action, which may include appropriate enforcement actions, to restore the environment to the extent practicable at this location.

I would like to thank you for attending the meeting. If you have any questions concerning this matter, feel free to contact me at (414) 492-5841.

Sincerely,



Daniel R. Helf
Environmental Enforcement Coordinator

cc: T. Verstegen - Oshkosh
B. Urben / J. DeBrock - NE Region
J. Renville - LC/5
LUST Program - SW/3