

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Daniel L. Meyer, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



May 29, 2018

James & Joan Barker
644 Evergreen Dr
Grand Marsh, WI 53936

PECFA # 53953-9999-75 BRRTs # 03-39-001727
Site Name: Krivanek Property ("Site")
Site Address: N3475 CTH M, Packwaukee, WI

Re: NR 726 Case Closure

Dear Mr. & Ms. Barker:

As the owner of the above referenced property, you have agreed to have a superior lien placed on your property in the amount of \$1,700 for the purpose of deferment of fees incurred under Wis. Admin. Code NR ch. 749 (see attached) for the Site described above, for expenditures by the Wisconsin Department of Natural Resources ("department") in processing closure documentation. In accordance with Wis. Stat. § 292.81(4), this letter serves as the second notice that the department intends to file a superior lien against the property at the above address.

The lien will be filed on or after July 28, 2018. This notice provides you with a minimum of 60 days before the department files the lien with the county register of deeds.

Included is a copy of the lien that will be filed. If you have questions, you may contact me at:
jenna.soyer@wisconsin.gov, 608-267-2465.

Sincerely,

Jenna Soyer
Fiscal and IT Section Chief, Remediation and Redevelopment Program

cc: Ron Anderson (METCO); Tom Verstegen (DNR)

enc: Copy of signed agreement
Copy of superior lien to be filed

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May 3, 2018

James & Joan Barker
644 Evergreen Dr
Grand Marsh, WI 53936



PECFA # 53953-9999-75 BRRTs # 03-39-001727
Site Name: Krivanek Property ("Site")
Site Address: N3475 CTH M, Packwaukee, WI

Re: NR 726 Case Closure

Dear Mr. & Ms. Barker:

While your Site (described above) was submitted for closure, the Wisconsin Department of Natural Resources ("department") has not received the required fees under Wis. Admin. Code ch. NR 749. Closure fees are required to process closure documentation. Prior to the expenditure of staff time on closure for this site, the department would like to clarify that you, as the property owner, will be liable for closure expenses incurred by the department. It is our understanding that you are asserting you do not have the financial ability to pay the department's required fees.

In order to review your site for closure, we would like to offer the option to defer payment by placing a lien in the amount of the closure fee(s) (\$1,700) on your property. The department has the authority to place a lien on the property under Wis. Stat. § 292.81 for costs incurred by the department to remediate sites under Wis. Stat. §§ 292.31 and 292.11.

If you would like to have your closure fee deferred by having a lien placed on your property, please indicate as such below, sign this document and return in the postage paid envelope provided. Alternatively, you may work with your agent (METCO) to pay the closure fees up front. Direct any questions to Jenna Soyer at jenna.soyer@wisconsin.gov, 608-267-2465.

Yes, please place a lien on my property, identified above, in the amount of \$1,700, in lieu of payment of fees to review my site for closure, authorized under Wis. Admin. Code ch. NR 749. **I assert that I am the fee title owner, or legal representative, of the property and have the sole authority to execute this Voluntary Lien document.** By signing this letter, I acknowledge that this document serves as the first required notice stating the department's intent to file a lien under Wis. Stat. § 292.81(2). A second notice will be sent to me with a copy of the draft lien at least 60 days prior to the department filing the lien with the county register of deeds.

James W. Barker Jr. 5-14-18
Name of Owner [or Legal Representative] (print)

Signature of Property Owner [or Legal Representative] Date

Signature of Additional Property Owner (if applicable) Date

cc: Ron Anderson (METCO); Tom Verstegen (DNR)

NOTICE OF LIEN

Wis. Stats. §292.81(3)

Document Number

Title of Document

As provided by Wis. Stats. ch. 292 and Wis. Admin. Code Ch NR 700, the Department of Natural Resources (department) has incurred the cost for reviewing the case closure request at the following property owned by James & Joan Barker and located in Marquette County.

Part of the NE 1/4 of the SE 1/4 of Section 19, Township 15 North of Range 9 East, Township of Packwaukee, Marquette County, Wisconsin, described as follows: Beginning 75 feet West of the center of old U.S. Highway 51 (C.T.H. "M") on the North line of the said NE 1/4 of the SE 1/4; thence West 181.5 feet to the point of beginning of this description; thence continuing West 181.5 feet; thence South 7 degrees 4 minutes West, 100 feet; thence East 181.5 feet; thence North 7 degrees 4 minutes East, 100 feet to the place of beginning.

Together with an easement for ingress and egress from the above described parcel over and across the adjoining parcel of land still owned by the grantor's herein to C.T.H. "M" over the grantors existing driveway.

A parcel of land located in the Northeast Quarter of the Southeast Quarter (NE 1/4-SE 1/4) of Section 19, Township 15, North Range 9 East, Town of Packwaukee, Marquette County, Wisconsin, described as follows:

Beginning 75 feet West of the Centerline of Old U.S. Highway No. 51 on the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4-SE 1/4); thence West 363.00 feet; thence South 7 degrees 4 minutes West 100 feet, to a point, which is the point of beginning of this description; thence continuing South 7 degrees 4 minutes West, a distance of 185 feet; thence East 363.00 feet more or less, to a point, on the west right-of-way line of old U.S. Highway No. 51; thence North along said right-of-way line a distance of 185 feet, to an iron stake; thence West, 363 feet, to the point of the beginning.

The case closure request review costs (\$1,700) incurred by the department constitutes a superior lien on the property as described in Wis. Stats. § 292.81(3). The property remains subject to this superior lien until the case closure request review costs are paid in full to the department. No Interest is recoverable on this superior lien.

The department makes and files this claim for the interest held by the Owner(s) in this property under Wis. Stats. §292.81(3), Stats. The department certifies that to the best of its knowledge and belief, all information contained in this Notice of Lien is correct, and this superior lien represents a legal encumbrance upon the property. Based on the above information, the department claims a superior lien on all the interest, which the Owner(s) have in the above-described property.

Department of Natural Resources
By:

Jenna Soyer, Fiscal & IT Section Chief
Remediation and Redevelopment Program

AUTHENTICATION OF ACKNOWLEDGMENT

The above named person was sworn to before me this _____ day of _____, 20__.

Adrian Herrera

Notary Public
State of Wisconsin, County of Dane
My Commission expires May 5, 2022

Record this record with the Register of Deeds.

Name and return address:

Jenna Soyer
Fiscal & IT Section Chief
Remediation and Redevelopment Program
PO Box 7921
Madison WI 53707-7921
Phone (608) 267-7562

Parcel # 022-01486-0000

This document was drafted & approved
by:

Department of Natural Resources
PO Box 7921
Madison WI 53707-7921