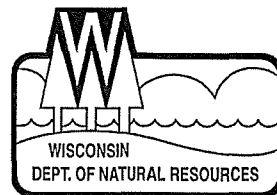


State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
Waukesha Service Center
141 NW Barstow St
Waukesha, WI 53188

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711



December 7, 2011

BENCE FAMILY LIMITED PARTNERSHIP
W200 N9356 WOODSIDE LANE
MENOMONEE FALLS, WI 53051

RETURNED - SEE
12-22-11 Email

SUBJECT: Request for Status Update
**ONE HOUR MARTINIZING, N89 W16746 APPLETON AVE, MENOMONEE FALLS, WI
FID #268026220
WDNR BRRTS #02-68-378488**

Dear SIR OR MADAM:

On 11/06/2002, you were notified by the Wisconsin Department of Natural Resources (DNR) of your responsibility to investigate and, as needed, clean up contamination located at the above-referenced property. As the responsible party of this property you have certain legal responsibilities, as outlined in Section 292.11(3), Wisconsin Stats., also known as the hazardous substances spills law. Section 292.11(3) states:

- **RESPONSIBILITY.** A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands or waters of the State.

Our files indicate that we have not received any written correspondence or reporting for the case since: **Date Potential Claim Form Approved - DERF - UPDATED POTENTIAL CLAIM NOTIFICATION on 04/16/2003.** In order to get this case back on track toward remediation of the existing contamination and ultimately, DNR case closure, please have your consultant prepare and submit documentation on the status of this case. If you do not have a consultant, please notify the department in writing within the next thirty days as to your intentions to submit the requested documentation. A lack of response to this letter may result in the initiation of formal enforcement actions.

Forward the requested updates, detailing the current status of the case, and all future correspondence to:

Victoria Stovall
WI DNR SER
2300 N Dr Martin Luther King, Jr Dr
Milwaukee WI 53212-3128

If you have any questions regarding this letter, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads 'J. Gregory Moll'. The signature is written in a cursive style.

J. GREGORY MOLL
(262) 574-2165
Gregory.Moll@wisconsi.gov
Remediation and Redevelopment Program

cc: file

Moll, Gregory J - DNR

From: Moll, Gregory J - DNR
Sent: Tuesday, January 03, 2012 12:41 PM
To: Todd Bence
Subject: RE: Bence Family Limited Partnership FID# 268026220 Wdnr BRRTS# 02-68-378488

Dear Mr. Bence,

The Department appreciates your response to our December 7, 2011 letter. Our data base will be updated to show transfer of property ownership to JBB Entities, Inc. A copy of the letter you received and future correspondence will be sent to the current property owner.

Greg

J. Gregory Moll, PG
Hydrogeologist
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
(☎) phone: (262) 574-2165
(☎) fax: (262) 574-2128
(✉) e-mail: Gregory.Moll@wisconsin.gov

From: Todd Bence [<mailto:tbence@zieglerbence.com>]
Sent: Monday, December 26, 2011 07:34 AM
To: Moll, Gregory J - DNR
Subject: Bence Family Limited Partnership FID# 268026220 Wdnr BRRTS# 02-68-378488

Dear Mr. Gregory Moll:

I received a letter from you on December 7th, 2011 referencing the above property. This property was sold to Jerome Bradley Bence, W204 N9000 Lannon Road, Menomonee Falls, WI 53051 in 2003. The Bence Family Partnership passed along all reporting responsibility and information regarding the hazard substances found on site at that time. Bence Family Limited Partnership was dissolved and closed as an entity after the sale.

Please let me know if there is any further information you need regarding this matter.



Todd Bence | Ziegler/Bence Development
W200 N9356 Woodside Lane, Menomonee Falls WI 53051
262-251-0660
tbence@zieglerbence.com