

Document Number

DEED NOTICE

In Re: Lot Seven (7), except the east 31 feet thereof, Block 18, Original Plat of De Pere, east side of Fox River.

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Steven Rolfe, being first duly sworn, on oath deposes and says:

1. That he is an officer in the corporation that owns the property, a partner in the partnership that owns the property, or is an employee of the governmental entity that owns the property and has been authorized by the governing body to sign and record this notice.

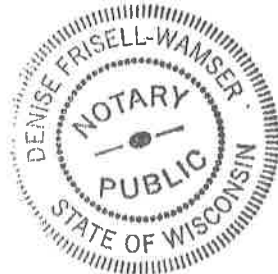
2. That approval has been given by the Wisconsin Department of Natural Resources to extinguish previously recorded deed restriction/deed affidavit making note of remaining soil contamination and requiring cap maintenance of the then existing surface cover for the above-described property, as documented in the attached written determination from the Department, dated March 18, 2016, labeled Exhibit A.

3. That this affidavit is being recorded for the purpose of notifying prospective purchasers and other interested persons that the Deed Restriction previously required by the Wisconsin Department of Natural Resources and recorded as Document # 2233358 on December 30, 2005, and the subsequent Affidavit of Correction recorded as Document # 2244817 on March 10, 2006, both have been extinguished and are no longer enforceable.

Signature: [Signature]
Printed Name: Steven Rolfe
Title: President, Midland Commercial Development Corporation

Subscribed and sworn to before me
this 25th day of March, 2016.

[Signature]
Notary Public, State of WI
My commission expires 8/16/2019



This document was drafted by the Wisconsin Department of Natural Resources.

2739148
CATHY WILLIQUETTE LINDSAY
BROWN COUNTY RECORDER
GREEN BAY, WI
RECORDED ON
04/07/2016 12:27 PM
REC FEE: 30.00
EXEMPT #
PAGES: 2
**The above recording information
verifies that this document has
been electronically recorded and
returned to the submitter**

Recording Area

Name and Return Address

Victor Kornis
1509 N. Prospect Ave.
Milwaukee, WI 53202

ED-823

Parcel Identification Number (PIN)

Document Number

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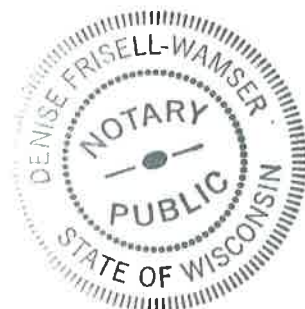
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Printed Name: Steven Rolfe
Title: President, Midland Commercial Development Corporation

Subscribed and sworn to before me this 25th day of March, 2016.

Denise Frisell-Wamser
Notary Public, State of WI
My commission expires 8/16/2019



RECORDED ELECTRONICALLY
DOC. NO. 2739148
COUNTY Brown
DATE: 4-7-2016
WISCONSIN TITLE SERVICE
(262) 542-1700

Recording Area

Name and Return Address

Victor Kornis
1509 N. Prospect Ave.
Milwaukee, WI 53202

ED-823

Parcel Identification Number (PIN)



Exhibit A

Written Determination by the
Wisconsin Department of Natural Resources

1. A Deed Restriction ("Restriction") was recorded in the office of the Register of Deeds for Brown County, Wisconsin, as Document # 2233358 on December 30, 2005, and a subsequent Affidavit of Correction was recorded as Document # 2244817 on March 10, 2006. At that time the property was owned by Kenneth and Sylvia Butz and identified as parcel number ED-823 located at 135 South Broadway, De Pere, WI (hereafter referred to as the Property).
2. The Restriction described above was required by the Wisconsin Department of Natural Resources ("WDNR") in conformance with s. NR 726.05(8)(a), Wis. Admin. Code, as a condition of granting case closure to the owner of the Property following the cleanup of chlorinated solvents released on the Property. Based on the site investigation, the release is likely related to the dry cleaning operations previously operated at the site. Final case closure was approved on February 8, 2006.
3. In 2013, the Property was merged with numerous other individual parcels to form a larger property owned by Midland Commercial Development Corporation and currently utilized as a Walgreen's Store. This new larger property is also identified as parcel number ED-823 with an address of 150 South Wisconsin Street, De Pere, WI.
4. The previously closed case was reopened on April 24, 2013, due to vapor intrusion concerns and significant remaining soil contamination underneath a building on the Property. Significant soil excavation activities took place in December 2013 and February 2014. All known soil contamination was removed. Following post-remediation groundwater and sub-slab vapor sampling, final case closure was approved on January 19, 2016. Cap maintenance was no longer required as a continuing obligation.
5. Therefore, the WDNR has determined that the previously filed Deed Restriction/Affidavit of Correction have been satisfied and no longer applies to the Property.
6. Other continuing obligations outlined in the January 19, 2016, closure letter remain in effect and are still binding for the Property.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By:

Signature:

Roxanne N. Chronert

Date: 3/18/2016

Printed Name: Roxanne N. Chronert

Title: Northeast Region Remediation and Redevelopment Team Supervisor