

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

Tony Evers, Governor

Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



June 25, 2024

CERTIFIED MAIL # 9589 0710 5270 0495 1801 54

Living Epistle Church of Holiness Inc.
Attn: Mr. Terry Taper
5224 W. Luebbe Ln.
Milwaukee, WI 53223

Subject: Notice of Intent to File Notice of Contamination Affidavit per Wis. Admin. Code § NR 728.11
5750 W. Fond du Lac Ave. Property, 5750 W. Fond du Lac Ave., Milwaukee, WI 53216
BRRTS #: 02-41-562317, FID #: 241408090

Dear Mr. Taper:

On March 20, 2024, the Department of Natural Resources (DNR) sent you a letter requesting a site update for the above referenced Property. The DNR did not receive an adequate response to the previous request within the allotted timeframe.

In accordance with Wis. Admin. Code § NR 728.11(2)(b), you are hereby notified that the DNR intends to record an affidavit at the county register of deeds office giving notice of contamination at the Property at 5750 W. Fond du Lac Ave., Milwaukee, WI, unless you **respond to this second letter in writing, within 30 days of receiving this letter, informing the DNR of your plans to finish the necessary environmental response actions at this site.** As part of this response, please include the name and contact information of your environmental consultant.

In accordance with Wis. Admin. Code § 728.11(2)(c), if an acceptable response is not received within the time period set forth in this letter, the DNR may, as soon as practicable but in no case less than 15 days after the 30-day deadline, record the Notice of Contamination affidavit at the office of the register of deeds for the county in which the Property is located. A copy of the Notice of Contamination affidavit to be filed is enclosed with this letter.

Your prompt attention to this request is appreciated. If you have any questions regarding this notice or how to move your site forward through the regulatory clean-up process, please contact the DNR Project Manager, Mackenzie Reynolds at (608) 400-9934, or by email at Mackenzie.Reynolds@wisconsin.gov.

Sincerely,

Michele R. Norman
Southeast Region Team Supervisor
Remediation & Redevelopment Program

Enc:
Copy of Deed Affidavit to Be Filed

In Re: See attached legal description.

STATE OF WISCONSIN)
)
COUNTY OF DANE) ss

I, Christine Sieger, being first duly sworn, state that:

1. I am the Bureau Director, employed by the Wisconsin Department of Natural Resources (hereinafter "the department").

2. I have, or Zachary Henderson, Hydrogeologist, has personal knowledge of the facts herein set forth and believe the same to be true.

3. The department has determined that contamination has been discharged to soil and groundwater at the above described property ("the Property"), and that the contamination identified on the Property has not been adequately defined or remediated. Additional information may be found by visiting the Bureau of Remediation and Redevelopment Tracking System (BRRTS) on the Web (BOTW), currently at dnr.wi.gov (search: "BOTW"), by searching for 02-41-562317 in the "BRRTS No."

4. Per Wis. Admin. Code § NR 728.11(2), the department has sent all required notices to the property owner and any mortgagee as applicable at the time of this recording advising that the department has made a decision to record a notice of contamination for the Property at the Register of Deeds office. The department did not receive an acceptable response from the property owner within the time period set forth in the notice.

5. Because the department believes the contamination identified on the Property at the time of this recording will continue to discharge to the environment, the public and prospective purchasers of the Property are hereby notified per Wis. Admin. Code § NR 728.11(3) of potential environmental liability for investigation and remediation of contamination under Wis. Stat. § 292.11(3).

Signature: _____

Printed Name: Christine Sieger

Subscribed and sworn to before me
this ____ day of _____, 20__.

Notary Public, State of _____
My commission _____

Recording Area

Name and Return Address
Lien and Deed Affidavit Coordinator
Remediation and Redevelopment (RR/5)
PO Box 7921
Madison WI 53707-7921

2490701000

Parcel Identification Number (PIN)

Legal description:

Lot One (1), Block One (1), Longview, being a subdivision of a part of the Southwest Quarter (SW1/4), Section Two (2), Township Seven (7) North, Range Twenty-one (21) East, City of Milwaukee, Milwaukee County, Wisconsin; EXCEPT that part thereof bounded and described as follows: Commencing at a point in the Northwest corner of Lot 1 in Block 1 of Longview, being a subdivision of a part of the SW1/4, Section 2, Township 7 North, Range 21 East, said point also lying in the present South line of West Congress Street; running thence South along the West line of Lot 1, aforesaid, 10.54 feet to a point in the Southwesterly line of Lot 1; thence Southeasterly along the Southwesterly line of Lot 1 aforesaid, 25.00 feet to a point; thence Northwesterly 53.18 feet to a point in the North line of said Lot 1, said point lying 62.00 feet East of the Northwest corner of said Lot 1; thence West along the North line of Lot 1 aforesaid, 62.00 feet to the Point of Commencement.

DRAFT