

Document Number

AFFIDAVIT

GREEN LAKE COUNTY
RECEIVED FOR RECORD
11:30 A.M.
DEC 27 2004

Vol. 699 Of Rec. Pg. 520
Symone R. Keach
REGISTER OF DEEDS

Legal Description of the Property:

The North 198 feet of said parcel one (1) and Two (2) and also commencing at the Northwest corner of parcel Number One (1), thence South along the West line of said parcel, 198 feet to the place of beginning; thence East Fourteen (14) feet to a point, thence South 68 feet to a point, thence Northwest along the South line of parcel Number One (1) to a point which is 57 feet South of the point of beginning thence North 57 feet to the place of beginning. Green Lake County, Wisconsin. Parcel 1 being the East thirty one and one half (31 1/2) feet of Lots Two (2) and Three (3) in Block "C" of the original plat of the City of Princeton, Wisconsin, Green Lake County, Wisconsin. Parcel 2 being the West Twenty one (21) feet of Lots Four (4) and Five (5) of Block "C" of the original plat of the City of Princeton, Wisconsin, Green Lake County, Wisconsin.

As described in Document No. 294652, Volume 500, page 622, Green Lake County Register of Deeds.

Recording Area

Name and Return Address:
Kevin D. McKnight
WI Department of Natural Resources
625 E. CTY Y, Suite 700
Oshkosh, WI 54901-9731
Pd # 13.00 (CK Jones) 11:30 Am

STATE OF WISCONSIN)

COUNTY OF Winnebago)

271-11
Parcel Identification Number (PIN)

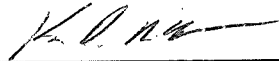
I, Kevin D. McKnight, being first duly sworn, state that:

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Oshkosh Service Center, 625 E. County Rd Y, Suite 700, City of Oshkosh, Winnebago County, Wisconsin.
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that petroleum product discharged to the property which is located at 607 Main Street, City of Princeton, County of Green Lake, and which has the above captioned legal description, (the "Property"), has contaminated soil and groundwater in the vicinity. The Property is listed as owned by Ronald J. Mason Sr. and Sandra L. Mason on the most recent deed at the Green Lake County Register of Deeds.
4. On November 7, 2002, the Department received a report from Envirogen Inc., which stated that petroleum related contamination exists in the soil at the Property.
5. The Department believes that removal or treatment of the contaminated soil, and/or groundwater monitoring, are required on the Property under the authority of s. 292.11(3), Wisconsin Statutes.
6. On December 5, 2002, the Department sent a letter to Ron Mason, which advised him of the statutory requirement to restore the environment at the Property.
7. On March 11, 2003, the Department sent Ron Mason a Notice of Noncompliance for failure to take action to restore the environment at the Property. On March 19, 2003, Ron Mason requested a 6th month postponement of the requirements in the December 5, 2002 letter due to financial problems. On March 25 the Department set a deadline of September 1, 2003 for Ron Mason to bring the site into compliance.
8. On September 24, 2003, the Department sent Ron Mason a second Notice of Noncompliance for failure to bring the site into regulatory compliance the September 1, 2003. On October 1, 2003, Ron Mason informed the Department that he was financially unable to perform the required work.

AFFIDAVIT – Page 2 of 2

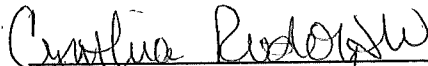
In Re: Property Located in the
City of Princeton, Green Lake County,
Described above:

- 9. On October 30, 2003, the Department sent Ron Mason a Notice of Violation and scheduled a enforcement conference for November 11, 2003. At the enforcement conference Ron Mason agreed to provide the necessary information for the Department to make a determination of his ability to pay.
- 10. On March 11, 2004, the Department determined that Ron Mason did not have the financial ability to complete the necessary work at the property.
- 11. On July 30, 2004, the Department sent a letter to Ron and Sandra Mason, which advised that the Department determined that the Masons were financially unable to proceed with the necessary site remediation and that an affidavit of contamination would be recorded on the Property if satisfactory action to restore the environment did not commence. That letter requested a written response by August 16, 2004 and provided Ron and Sandra Mason the opportunity to meet to discuss this determination prior to filing the deed affidavit.
- 12. As the Department believes that petroleum contamination currently found in the soil and groundwater on the Property with the above legal description, will continue to discharge into the environment, subsequent purchasers of the Property could be held responsible for investigation and clean-up costs under s. 292.11(3), Wis. Stats.



 Kevin D. McKnight, Hydrogeologist

Subscribed and sworn to before me this 15th day of Dec, 2004.



 Notary Public, State of Wisconsin

My commission expires on: 9-18-2005

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

