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REGISTER'S OFFICE  
WINNEBAGO COUNTY, WI  
RECORDED ON

08/13/2012 10:18 AM

JULIE PAGEL  
REGISTER OF DEEDS

RECORDING FEE 30.00

Recording Area

Name and Return Address:

Wisconsin Dept of Natural Resources  
625 E. County Road Y, Suite 700  
Oshkosh, WI 54901  
ATTN: Kathleen M. Sylvester

901-0106-00-00

Parcel Identification Number (PIN)

Document Number

NOTICE OF CONTAMINATION

Legal Description of the Property:

Parcel I: The Westerly 28 feet, front and rear, of Lot Four (4) and the Easterly 10 feet, front and rear, of Lot Three (3) all in Block Twelve (12) in ORIGINAL PLAT OF OSHKOSH, in the First Ward, City of Oshkosh, Winnebago County, Wisconsin, per Leach's Map of 1894.

STATE OF WISCONSIN

COUNTY OF WINNEBAGO

I, Roxanne N. Chronert, being first duly sworn, state that:

1. I am a Remediation and Redevelopment Supervisor, employed by the Wisconsin Department of Natural Resources (hereinafter "the Department") at its Northeast Region Headquarters in Green Bay, WI.
2. I have personal knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that chlorinated solvents have been discharged to soil, groundwater, and potentially vapor pathways on property known as Gillen LLC (Former Tent & Awning), which is located at 135 High Avenue, in the City of Oshkosh, County of Winnebago.
4. The Department believes that investigation and remediation of soil, groundwater, and vapor pathways are required at Gillen LLC under the authority of s. 292.11(3), Wisconsin Statutes.
5. On November 8, 2004, the Department sent a letter to Mr. Paul T. Winter, the registered agent for Gillen LLC, advising the representative of the statutory requirement to restore the environment at Gillen LLC property. Upon receiving inadequate response to required timeframes, the Department began the enforcement process with a certified letter dated December 2, 2005 (Notice of Violation).
6. On December 8, 2009, the Department sent a letter (Notice of Noncompliance) by to the registered agent for Gillen LLC, Mr. Paul T. Winter. The Department attempted to work with Gillen LLC and their representative to facilitate investigation work. On June 28, 2010 The Department met with Gillen LLC for an enforcement conference regarding the continued violations. Mr. Winter was notified that he must keep the Department informed of his current address and contact information. Mr. Winter has yet to provide such updates.
7. On May 2, 2012, the Department sent a letter to Mr. Paul T. Winter of Gillen LLC informing him of several options by the Department: 1) Referral to Department of Justice; 2) Ability to Pay Process. A response from Mr. Winter was requested by no later than May 21, 2012. No response to that letter was received by the Department.
8. On July 10, 2012, the Department sent a certified letter to Mr. Paul T. Winter at his last known mailing address: P.O. Box 435, Butte des Morts, WI 54927 informing him that the Department, after not receiving any response to requests for updates, has chosen to file a Notice of Contamination at the Winnebago County Register of Deeds Office.
9. Because the Department believes that chlorinated solvents, currently found in the soil, groundwater, and also a potential vapor pathway 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 cleanup costs under s. 292.11(3), Wisconsin Statutes.

*Roxanne N. Chronert*  
Roxanne N. Chronert  
Remediation and Redevelopment Supervisor

*7-10-2012*  
Date

Subscribed and sworn to before me this 10th day of July, 2012

*Dennis J. Paulsen*  
Notary Public, State of Wisconsin

My commission expires on: February 7, 2016