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Document Number

Affidavit

786241

CYNTHIA A. WISINSKI
PORTAGE COUNTY
STEVENS POINT, WI
RECORDED ON
06/17/2013 3:28 PM

REC FEE: 30.00
PAGES: 2
FEE EXEMPT:

Legal Description of the Property: All that part of Lot 3 of Portage County Certified Survey Map No. 7150-26-80, as recorded in Volume 26 of Surveys, page 80, as lies in the SW1/4 NW1/4, Section 15, Township 23 North, Range 7 East, Town of Linwood, Portage County, Wisconsin.

STATE OF WISCONSIN)

COUNTY OF Portage)

Recording Area

Name and Return Address:

Bill Evans
Wisconsin Dept. of Natural Resources
1300 Clairemont Ave.
Eau Claire, WI 54702-4001

I, Bill Evans, being first duly sworn, state that:

1. I am a Remediation and Redevelopment program supervisor, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its regional office in Eau Claire. 024-23-0715-07.03
Parcel Identification Number (PIN)
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that petroleum discharged to the property which is located at 2184 County Road PP., in the Town of Linwood, County of Portage, and which has the above captioned legal description (the "Property"), has contaminated soil and groundwater in the vicinity.
4. On December 3, 1999, the Department received a release notification from Chris Northwood, which stated that petroleum related contamination exists in the soil at the Property.
5. The Department believes that a site investigation is required on the Property under the authority of s. 292.11(3), Wisconsin Statutes.
6. On December 7, 1999, the Department sent a letter to Dennis Spindler advising him of the statutory requirement to restore the environment at the Property.
7. On December 17, 2008, the Department of Natural Resources was made aware that the property was transferred to Ms. Deborah Hulce and Mr. Patrick Kenny. On this date a letter was sent to Ms. Hulce and Mr. Kenny informing them of the environmental contamination on this property.
8. On March 6, 2009, the Department sent a letter to Ms. Deborah Hulce and Mr. Patrick Kenny advising them of the statutory requirement to restore the environment at the property.
9. On January 13, 2010, the Department issued a Notice of Non-Compliance. This letter stated that if the proper response is not received, the Department will continue with the enforcement process.
10. On May 11, 2010, the Department issued a Notice of Violation. This letter stated that if the proper response was not received, the Department will continue with the process of filing a deed affidavit on the property.
11. On July 15, 2010, the Department held an enforcement conference with you at the property to discuss future requirements.
12. On November 9, 2012, the Department sent a certified letter to Ms. Deborah Hulce advising that the Department would record an affidavit of contamination on the Property deed.

AFFIDAVIT

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In Re: Property Located in the Town
of Linwood, Portage County
Described above.

13. As the Department believes that petroleum 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), Wisconsin Statutes.

Bill Evans

Bill Evans,

West Central Region Remediation & Redevelopment Team Supervisor

Subscribed and sworn to before me this 10th day of June, 2013.

Mary M. Van Fossen
Mary M. Van Fossen Mary M. Van Fossen
Notary Public, State of Wisconsin
Department of Natural Resources

My commission expires on: May 3, 2015

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