

Document Number

Wis Admin. § NR 728.11
NOTICE OF CONTAMINATION

RECORDED

December 27, 2018 9:18 AM

DEAN J. STRATZ, REGISTER OF DEEDS

DOC# 1772345 PAGES: 5



1772345

This instrument was drafted by:

Matthew Thompson, Wisconsin Department of Natural Resources,
1300 West Clairemont Avenue, Eau Claire, WI 54701

Recording Area

Name and Return Address

Wisconsin DNR
1300 West Clairemont Avenue
Eau Claire, WI 54701

291-2907-362-0997

Parcel Identification Number (PIN)

THIS PAGE IS PART OF THIS LEGAL DOCUMENT – DO NOT REMOVE.

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clause, legal description, etc., may be placed on this first page of the document or may be placed on additional pages of the document.

WRDA Rev. 12/22/2010

Document Number

Wis. Admin. § NR 728.11
NOTICE OF CONTAMINATION

Legal Description of the Property:

See Exhibit A attached hereto and made a part hereof

STATE OF WISCONSIN

COUNTY OF Eau Claire)

I, David B. Rozeboom, being first duly sworn, state that:

Recording Area

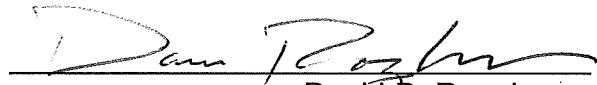
Name and Return Address:

Matthew Thompson
WDNR
1300 W. Clairemont Ave.
Eau Claire, WI 54701

1. I am a Remediation and Redevelopment Program Supervisor, employed by the Wisconsin Department of Natural Resources (hereinafter "the department"). 291-2907-362-0997
Parcel Identification Number (PIN)
2. Matthew A. Thompson, Hydrogeologist, Wisconsin Department of Natural Resources, Eau Claire, Wisconsin has personal knowledge of the facts herein set forth and believe the same to be true.
3. The department was notified of petroleum and tetrachloroethene contaminants discharged at the property located at 218 South Fourth Street, map attached as Exhibit B, in the City of Wausau, County of Marathon and which has the above legal description. The property is also known as the Undeveloped Rosemurgy Property, BRRTS# 02-37-548031.
4. The removal or treatment of the contamination is required on the property under the authority of Wis. Stats. § 292.11.
5. On February 27, 2018, the Department of Natural Resources sent a letter to Roswell Properties L.L.C. LTD., advising them of the statutory requirement to restore the environment at that location.
6. On July 18, 2018 the department sent a letter, by certified mail, to Mitch Brazin, REO Manager, The Cadle Company & Affiliates, 100 North Center Street, Newton Falls, Ohio 44444 advising them of the statutory requirement to restore the environment at that location, and that a notice of contamination may be recorded if satisfactory action to restore the environment did not commence. That letter requested a response within 30 days from the date the letter was received. An inadequate response to that letter was received by the department, by August 20, 2018.

7. On October 18, 2018 the department sent a second letter, by certified mail, to Mitch Brazin, REO Manager, Roswell Properties, L.L.C., LTD, 100 North Center Street, Newton Falls, Ohio 44444 advising that the department has made the decision to record a notice of contamination for the above-described property at the county Register of Deeds office. The 30-day deadline specified in the letter has expired. The 15 day waiting period since that deadline, required by Wis. Adm. Code § NR728.11 (2)(c), has passed without an acceptable response.

8. Because the department believes that petroleum and tetrachloroethene contamination currently found in the 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 Wis. Stats. § 292.11(3). Subsequent purchasers may contact the Wisconsin Department of Natural Resource's Remediation and Redevelopment Program, West Central Regional Program Associate for information regarding contamination at the property.



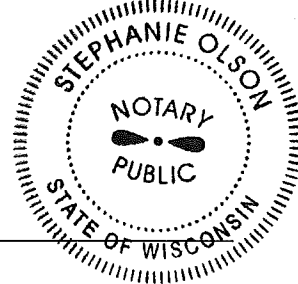
David B. Rozeboom
Remediation and Redevelopment Program Supervisor

Subscribed and sworn to before me this 10 day of Dec, 2018.



Notary Public, State of Wisconsin

Stephanie Olson
My commission expires on: 4-20-22



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

Exhibit A

All that part of Government Lot 1 in Section 36, Township 29 North, Range 7 East, in the City of Wausau, Marathon County, Wisconsin, described as follows:

Commencing at the Northeast corner of Lot 1 in Block 5 of B. Williams Addition to the City of Wausau; and running thence North 1° 48' East, 212.20 feet along the West line of Fourth Street to the point of beginning; thence North 88° 06' West, 190 feet; thence North 1° 48' East, 164.75 feet; thence North 70° 43' East, 28.25 feet; thence South 76° 49' East, 100.55 feet to the Southwest corner of Lot 21 in Stewart, Manson & Hinton's Addition to the City of Wausau; thence Southeasterly, along the Southerly line of said Lot 21 in said Stewart, Manson & Hinton's Addition to the City of Wausau, to the West line of Fourth Street; and thence South, along the West line of Fourth Street, 150 feet to the point of beginning.

AND

That part of Government Lot 1 in Section 36, Township 29 North, Range 7 East, in the City of Wausau, Marathon County, Wisconsin, described as follows:

Commencing at the Northeast corner of Lot 1 in Block 5 of B. Williams Addition to the City of Wausau; running thence North 1° 48' East, 212.2 feet, along the West line of Fourth Street; thence North 88° 06' West, 190 feet to the point of beginning; thence North 88° 06' West, 100 feet; thence North 1° 48' East to the Southerly line of the land described in Certified Survey Map recorded in the office of the Register of Deeds for Marathon County, Wisconsin, in Volume 1 of Certified Survey Maps on Page 33; thence North 70° 43' East, along the Southerly line of said Certified Survey Map, to the Northwest corner of the parcel described in deed recorded in said Register's office in Deed Book 501 on Page 584; and thence South along the West line of the parcel of land described in Deed Book 501 on Page 584, 164.75 feet to the point of beginning.

PIN: 37.291.4.2907.362.0997 ✓ *WMT Lot 1*
Tax ID No.: 2907.362.997
Property Address: 218 S. 4th Street, Wausau, WI 54403

Exhibit B

