From: Lance, Dee - DNR
Sent: Thursday, June 13, 2019 3:03 PM
To: 'Ray, David'
Subject: RE: Spiritland Store - Almond WDNR BRRT#03-50-001258
Attachments: 0350001258_20190528_53_Deed_Affidavit_Enf.pdf

David,

Attached is a copy of the Deed Affidavit that was filed with Portage Cty.

We are committed to service excellence.
Visit our survey at http://dnr.wi.gov/customersurvey to evaluate how I did.

Dee Lance
Phone: (715) 421-7862
Dee.Lance@wisconsin.gov

From: Ray, David <rayd@co.portage.wi.us>
Sent: Wednesday, June 12, 2019 4:04 PM
To: Lance, Dee - DNR <Dee.Lance@wisconsin.gov>
Subject: RE: Spiritland Store - Almond WDNR BRRT#03-50-001258

Dee:

Can you forward a copy?

We did not have any success in communicating with the owners and their family members.

I'm out of the office the rest of this week and part of next, but perhaps we can touch base the week of June 24.

Thanks.

David A. Ray
Portage County Corporation Counsel
1516 Church Street
Stevens Point, WI 54481
T: 715.346.1368
F: 715.343.6258
rayd@co.portage.wi.us
www.co.portage.wi.us

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printed, and contact the number below to let us know that you received the email in error. This email is not monitored 24/7. If your matter requires prompt attention, please call our office Monday-Friday, 7:30-4:30. Thank you.

From: Lance, Dee - DNR [mailto:Dee.Lance@wisconsin.gov]
Sent: Wednesday, June 12, 2019 4:00 PM
To: Ray, David <rayd@co.portage.wi.us>
Subject: RE: Spiritland Store - Almond WDNR BRRT#03-50-001258

Hi David,

FYI, a Deed Affidavit has been place on the property by the WDNR.

We are committed to service excellence.
Visit our survey at http://dnr.wi.gov/customersurvey to evaluate how I did.

Dee Lance
Phone: (715) 421-7862
Dee.Lance@wisconsin.gov

From: Lance, Dee - DNR
Sent: Thursday, March 07, 2019 1:04 PM
To: Ray, David <rayd@co.portage.wi.us>
Subject: Spiritland Store - Almond WDNR BRRT#03-50-001258

Hi David,

Just getting back to you regarding the above stated site. Wondering if you have heard anything from the counsel about this case and moving it forward?

Since there is no Responsible Party(RP), the department cannot approve funds through the PECFA program to complete the investigation/clean up of the property. It is unfortunate that a person can't become the RP as the PECFA funds have been extended one additional year. Seeing that there is no one to be the RP, the department is in the process of placing a notice on the Deed with affect to the contamination.

If you have comments or additional questions feel free to email me those. Thank you.

We are committed to service excellence.
Visit our survey at http://dnr.wi.gov/customersurvey to evaluate how I did.

Dee Lance
Hydrogeologist – Remediation & Redevelopment
Wisconsin Department of Natural Resources
473 Griffith Ave., Wisconsin Rapids WI 54494
Phone: (715) 421-7862
Fax: (715)421-7830
Dee.Lance@wisconsin.gov

dnr.wi.gov

Document Number

Wis. Admin. § NR 728.11
NOTICE OF CONTAMINATION

8 1 9 2 8 9 1
Tx:4160309

849847

CYNTHIA A. WISINSKI
REGISTER OF DEEDS
PORTAGE COUNTY
STEVENS POINT, WI
RECORDED ON
05/28/2019 10:47 AM

REC FEE: 30.00
TRANSFER FEE:
PAGES: 2
FEE EXEMPT:

Recording Area

Name and Return Address:
Dave Rozeboom
WI Dept. of Natural Resources
1300 W. Clairemont Ave
Eau Claire, WI 54701

004210930:26.02

Parcel Identification Number (PIN)

Legal Description of the Property:

That part of Lot 26, in Section 30, Township 21 North, Range 9 East, described as follows: Commencing at the intersection of the center of County Trunk 11 BB 11 (formerly U.S. Highway No. 51) and the South line of the Section hereinabove described; thence East along said Section line 20 rods; thence North 8 Rods; thence West to the center of County Trunk "BB" (formerly U.S. Highway No. 51); thence Southerly along the center of said road to the place of beginning. Except parts now used for road purposes.

STATE OF WISCONSIN

COUNTY OF EAU CLAIRE

I, Dave Rozeboom, being first duly sworn, state that:

1. I am a Remediation and Redevelopment Program Supervisor, employed by the Wisconsin Department of Natural Resources (hereinafter "the department").

2. Dee Lance, Hydrogeologist, of the Wisconsin Department of Natural Resources, West Central Office has personal knowledge of the facts herein set forth and believe the same to be true.

3. The department was notified of a petroleum contamination discharge at the property located at CTH D & CTH BB, in the City of Plainville, County of Portage, and which has the above legal description.

4. The removal or treatment of the contamination is required on the property under the authority of Wis. Stats. § 292.11.

5. On May 10, 2018 the department sent a letter, by certified mail, to the Estate of Janet Szczesny, at 1245 Main St., PO Box 8, Stevens Point, Wisconsin, advising her 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 written response within 30 days from the date the letter was received. No response to that letter was received by the department, by June 11, 2018.

6. On January 15th, 2019, the department sent a second letter, by certified mail, to the Estate of Janet Szczesny, at 1245 Main St., PO Box 8, Stevens Point, Wisconsin, 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.

In Re: Property Located in the
City/Town/Village of Plainfield
Portage County, Wisconsin
Described above.

7. Because the department believes that petroleum 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 Dave Rozeboom of the Department of Natural Resources West Central Office at (715) 839-3710 for information regarding contamination at the property.

NOTARY PUBLIC
AMANDA DACHEL
STATE OF WISCONSIN

Dave Rozeboom
Dave Rozeboom
Remediation and Redevelopment Program Supervisor

Subscribed and sworn to before me this 19th day of April, 2019.

Amanda Dachel Amanda Dachel
Notary Public, State of Wisconsin

My commission expires on: 11/27/2022

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