Shertz, 313 Clark St

Parcel # 0211, 199-3

1362910

STATE BAR OF WISCONSIN FORM 3 - 1998
QUIT CLAIM DEED

Document Number

This Deed, made between Donald D. Schertz, a/k/a Donald Schertz, and Phyllis Schertz, his wife,

, Grantor,

and Sally J. Norder, Joan M. Lehman, Geraldine K. Schertz, Jan M. Ogurek and Jeffrey D. Schertz, as Tenants in Common

, Grantee.

Grantor quit claims to Grantee the following described real estate in Outagamie County, State of Wisconsin:

OUTAGAMIE COUNTY
RECEIVED FOR RECORD

APR 13 2000

AT 9 O'CLOCK A.M. ~~P.M.~~
JANICE FLENZ
REGISTER OF DEEDS

Recording Area

Name and Return Address

Werner, Lindgren & Johnson, S.C.
P. O. Box 305
New London, WI 54961

pd 12.00

Commencing at a point where the East Line of Clark Street joins the South line of Lot Twenty Five (25) in Clark's Addition to the Village of Welcome (Now Bear Creek), which juncture is twelve Hundred five and 65/100 feet (1205-65/100) south from the section line between sections Nineteen (19) and Thirty (30), thence running East along the South line of Lot Twenty-five (25) One Hundred Twenty (120) feet, thence South One Hundred Twenty (120) feet, thence West One Hundred Twenty (120) feet, to the East line of Clark Street, thence North along the said East Line of Clark Street One Hundred Twenty (120) feet to the place of beginning, Outagamie County, Wisconsin.

21-0-0211-00-5 and
21-0-0199-03-5
Parcel Identification Number (PIN)

This is homestead property.
(is) (is not)

Part of the Northwest one-quarter of the Northeast one-quarter (NW 1/4-NE-1/4) of Section Number Thirty (30), Township Number Twenty Four (24) North, of Range Fifteen (15) East, lying East of Clark Street in the Village of Bear Creek, bounded and described as follows: Commencing at the Southeast Corner of Lot 25 of Clark's Second Addition to the Village of Bear Creek, according to the recorded plat, thence East at a right angle to Clark Street 120.00 feet; thence South parallel to Clark Street 120.00 feet; thence West 120.00 feet; thence North 120.00 feet to the place of beginning.

(CONTINUED ON REVERSE SIDE)

Together with all appurtenant rights, title and interests.

FEE
8
EXEMPT

Dated this 21st day of February, 2000.

(SEAL)

*

(SEAL)

*

Donald D. Schertz (SEAL)

* Donald D. Schertz

Phyllis K. Schertz (SEAL)

* Phyllis Schertz

AUTHENTICATION

Signature(s) of Donald D. Schertz and Phyllis Schertz, his wife,

authenticated this 21st day of February, 2000

Joan F. Huzzar

* Joan F. Huzzar

TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, authorized by §706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY

Attorney Thomas W. Johnson

(Signatures may be authenticated or acknowledged. Both are not necessary.)

ACKNOWLEDGMENT

State of Wisconsin, } ss.
County.

Personally came before me this day of , , the above named to me known to be the person who executed the foregoing instrument and acknowledge the same.

*

Notary Public, State of Wisconsin
My commission is permanent. (If not, state expiration date: , .)

* Names of persons signing in any capacity must be typed or printed below their signature.

This conveyance is intended as a gift pursuant to Wisconsin Statutes 767.255 as amended.

Grantors herein retain a life estate in the above described premises. Said life estate will terminate upon any of the following circumstances:

1. Mutual agreement of the parties hereto
2. Death of the surviving grantor
3. If both grantors fail to reside in the residence for a period of six (6) consecutive months

Grantors shall during the occupancy of the premises pay all utilities, real estate taxes, homeowner's insurance and maintenance expenses for said premises and shall retain the lottery credit.

Mr. Donald D. Shertz
P.O. Box 213
Bear Creek, WI 54922

RE: Site Closure for Waugamie FS Cooperative, 308 Clark Street, Bear Creek, Wisconsin

To Whom It May Concern:

Groundwater contamination has migrated onto your property located at 313 Clark Street in Bear Creek, Wisconsin. The levels of atrazine, alachlor and nitrate contamination in the groundwater on your property exceed standards. However, the environmental consultants who have investigated this contamination have informed me that this groundwater contaminant plume is stable or receding and will naturally degrade over time. We believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in chapter NR 726, Wisconsin Administrative Code, and we will be requesting that the Department of Natural Resources accept natural attenuation as the final remedy for this site and grant case closure. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation.

Since the source of the groundwater contamination is not on your property, neither you nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as you and any subsequent owners comply with requirements of section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup if access is required. For further information on the requirements of section 292.13, Wisconsin Statutes, you may call 1-800-367-6076 for calls originating in Wisconsin, or 608-264-6020 if you are calling from out of state or within the Madison area, to obtain a copy of the Department of Natural Resources' publication #RR-589, Fact Sheet 10: *Guidance for Dealing with Properties Affected by Off-Site Contamination.*

The Department of Natural Resources will not review our closure request for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the Department to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the Department of Natural Resources that is relevant to this closure request, you should mail that information to:

Ms. Jennifer Tobias
Department of Natural Resources - Oshkosh Service Center
625 East County Road Y, STE 700
Oshkosh, Wisconsin 54901-9731
Telephone: 920-424-3050

If this case is closed, all properties within the site boundaries where groundwater contamination

exceeds standards will be listed on the Department of Natural Resources' geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above standards was found at the time that the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources' internet web site. Please review the enclosed legal description of your property, and notify me within the next 30 days if the legal description is incorrect.

The Bear Creek Well Abandonment Ordinance, dated December 20, 1990, was presented in a series of public meetings in the Fall of 1990. This ordinance, which is attached, requires that all wells located on premises served by the Bear Creek municipal water system be abandoned by July 31, 1991 or no later than 1 year from the date of connection to the municipal water system, which ever occurred last, unless a well operation permit was obtained from the Village Clerk. The Village Clerk can grant a permit for a private well for a period not to exceed 5 years if certain conditions are met, one of which is the justification of the well as being necessary in addition to water provided by the municipal water system.

Should you or any subsequent property owner wish to construct a well on your property, special well construction standards may be necessary to protect the well from residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call the Diggers Hotline (1-800-242-8511) if your property is located outside of the service area of a municipally owned water system, or contact the Drinking Water program within the Department of Natural Resources if your property is located within the designated area of a municipally owned water system, to determine if there is a need for special well construction standards.

Once the Department makes a decision on my closure request, it will be documented in a letter. If the Department grants closure, you may obtain a copy of this letter by requesting a copy from me, by writing to the agency address given above or by accessing the DNR GIS Registry of Closed Remediation Sites on the internet at www.dnr.state.us/org/at/et/geo/gwur. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.

If you need more information, you may contact us at:

Waugamie FS Cooperative
C/O Attorney H. Dale Peterson
Stroud, Willink & Howard, LLC
25 West Main Street
P.O. Box 2236
Madison, Wisconsin 53701-2236
Telephone: 608-257-2281

or you may contact Ms. Jennifer Tobias, DNR, at the address and telephone number listed above.

Sincerely,

Waugamie FS Cooperative

By:

H. Dale Peterson
Stroud, Willink & Howard, LLC
25 West Main Street
P.O. Box 2236
Madison, Wisconsin 53701-2236

Enclosures:
Legal Description
WDNR's Natural Attenuation Fact Sheet
Bear Creek Well Abandonment Ordinance

Legal Description of Property to be Included in WDNR GIS Registry

Tax Parcels 21-0-0211-00-5 & 21-0-0199-03-5

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