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July 7, 2015

MR HANS HILBERT
DANE COUNTY ASSISTANT ZONING ADMINISTRATOR
DANE COUNTY DEPT OF PLANNING AND ZONING
210 MARTIN LUTHER KING JR BLVD - RM 116
MADISON WI 53703

RECEIVED

JUL 10 2015

DANE COUNTY PLANNING & DEVELOPMENT

RE: Cancellation of Notice - Notice of Abandonment to Robert Bentz

Dear Mr. Hilbert:

This law firm represents Robert Bentz and are authorized by Mr. Bentz to serve as agent for this appeal of the decision of the Zoning Administrator.

This letter is to request that the Notice of Abandonment to Robert Bentz for his property located at 1962 Quam Point Road, Stoughton, Wisconsin 53589, be cancelled. That said Notice of Abandonment was recorded in the Dane County Register of Deeds Office on May 12, 2015, as Document No. 5150853, for the land described as follows:

Ole J. Quams Park Addition Lot 4, Section 25, Town of Dunn, Dane County,
Wisconsin. Tax ID No. 0610-253-3034-6.

This letter is to serve as a request for an administrative appeal. Enclosed is our check in the amount of \$350.00 to cover the required fee payment for said administrative appeal.

The following are reasons why the Notice of Abandonment should be cancelled:

1. The owner of the property in question, Robert Bentz, resides in Golden, Colorado. Mr. Bentz gave permission to Robert Jensen of 1960 Quam Point Road, Stoughton, Wisconsin, (next door to the property) to use the seasonal cabin any time he desired without rent. In exchange for this no charge usage, Mr. Jensen was to cut the grass, do necessary repairs, and generally look after the property.

Reply to  24 N. Henry Street, PO Box 151, Edgerton, WI 53534, PH: 608-884-3391 FAX: 608-884-7018

508 Campus Street, Ste. 101, Milton, WI 53563, PH: 608-868-4346 FAX: 608-868-4348

14 W. Main Street, PO Box 16, Evansville, WI 53536, PH: 608-882-4500 FAX 608-884-7018

Mr. Hans Hilbert
July 7, 2015
Page Two

2. Mr. Jensen has continually used the property on an ongoing basis for his family members and his guests. Thus, the property has never ceased to be used or abandoned.
3. The electrical service to the seasonal cabin was taken out in a storm and was not restored by Mr. Bentz. He did not want the additional expense, and he intended to sell the property in an as-is condition. This may be why Dane County considered the property abandoned. Mr. Jensen agreed to furnish all electricity needed for his occupancy by running drop cords from his home whenever he used the property, and this he has done.
4. The property is not abandoned and continues to be used by the Jensen family and by Mr. Bentz anytime he might choose to visit.

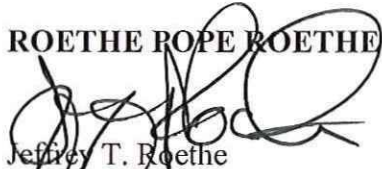
We will be providing at a later date written Affidavits from neighbors, friends and guests confirming that this property has been used and that said property is not abandoned.

We would request that this matter be put on the agenda for the public hearing scheduled for August 27, 2015.

Thank you.

Respectfully submitted,

ROETHE ROPE ROETHE LLP


Jeffrey T. Roethe

Email: jtroethe@roethelaw.com

kp

enc.

pc Robert Bentz (Via email only)
Robert Jensen (Via email only)

NOTICE

Use black ink

WHEREAS, the Zoning Administrator of the County of Dane, State of Wisconsin, hereby gives notice that the following parcel of real property contains an abandoned residential structure and any construction, replacement or repair associated with this abandoned existing structures must comply with all provisions of the Dane County zoning regulations. The land is described as follows:
(Use reverse side if more space is needed for the complete property description.)

OLE J QUAMS PARK ADD LOT 4, SECTION 25, TOWN OF DUNN, DANE COUNTY, WISCONSIN.



8 8 5 3 8 9 7
Tx:8663262

KRISTI CHLEBOWSKI
DANE COUNTY
REGISTER OF DEEDS

DOCUMENT #
5150853

05/12/2015 11:50 AM

Trans. Fee:

Exempt #:

Rec. Fee: 30.00

Pages: 1

Name and return address:

ROBERT BENTZ
PO BOX 16219
GOLDEN, CO 80402

0610-253-3034-6

PARCEL IDENTIFICATION NUMBER(S)

This Notice provides information regarding the zoning status of the described property for County policies in effect as of the filing date of this document, and restricts the use of the property for any permitted or conditional uses. Please contact the Dane County Department of Planning and Development Zoning Division for details on this notice and to obtain a copy of the regulations pertaining to abandoned structures.

Cancellation of this Notice may be accomplished by filing a Cancellation of Notice form with the Dane County Register of Deeds Office. The Cancellation of Notice form is available from the Planning & Development office and requires the following:
1) Signature of the County official listed on the original Notice, or an equivalent office-holder.
2) Reference document number of original Notice.
3) Legal description of property.
4) Explanation of reason for cancellation.

This document was drafted by:
(print or type name below)
Hans Hilbert,
Assistant Zoning Administrator

*Names of persons signing in any capacity must be typed or printed below their signature.
P&D form 2/20/2001

Signature of County official: [Handwritten Signature]
Date: 12 May 2015
Name printed: Roger W Lane III
Title: Zoning Administrator

STATE OF WISCONSIN, County of Dane

Subscribed and sworn to before me on 5/12/15 by the above named person(s).

Signature of notary or other person authorized to administer an oath (as per s. 706.06, 706.07) [Handwritten Signature]

Print or type name: Angela Vellardita

Title: RE Specialist Date commission expires: 8/31/18

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