

Dane County Rezone & Conditional Use Permit

Application Date	Petition Number
11/13/2017	DCPREZ-2017-11237
Public Hearing Date	C.U.P. Number
01/23/2018	

OWNER INFORMATION		AGENT INFORMATION	
OWNER NAME RONALD G MILLIN	PHONE (with Area Code)	AGENT NAME BIRRENKOTT SURVEYING, INC	PHONE (with Area Code) (608) 837-7463
BILLING ADDRESS (Number & Street) 357 COUNTY HIGHWAY TV		ADDRESS (Number & Street) P.O. BOX 237	
(City, State, Zip) WATERLOO, WI 53594		(City, State, Zip) SUN PRAIRIE, WI 53590	
E-MAIL ADDRESS		E-MAIL ADDRESS dbirrenkott@birrenkottsurveying.com	

ADDRESS/LOCATION 1		ADDRESS/LOCATION 2		ADDRESS/LOCATION 3	
ADDRESS OR LOCATION OF REZONE/CUP		ADDRESS OR LOCATION OF REZONE/CUP		ADDRESS OR LOCATION OF REZONE/CUP	
257 COUNTY HIGHWAY TV					
TOWNSHIP YORK	SECTION 35	TOWNSHIP	SECTION	TOWNSHIP	SECTION
PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED	
0912-351-8500-2					

REASON FOR REZONE			CUP DESCRIPTION	
SEPARATING EXISTING RESIDENCE FROM FARMLAND				
FROM DISTRICT:	TO DISTRICT:	ACRES	DANE COUNTY CODE OF ORDINANCE SECTION	ACRES
A-1Ex Exclusive Ag District	A-2 (2) Agriculture District	2		

C.S.M REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PLAT REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DEED RESTRICTION REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	INSPECTOR'S INITIALS SSA1	SIGNATURE:(Owner or Agent)
Applicant Initials _____	Applicant Initials _____	Applicant Initials _____		PRINT NAME:
				DATE:



Zoning Change Application

Items that must be submitted with your application:

- **Written Legal Description of the proposed Zoning Boundaries**
Legal description of the land that is proposed to be changed. The description may be a lot in a plat, Certified Survey Map, or an exact metes and bounds description. A separate legal description is required for each zoning district proposed. The description shall include the area in acres or square feet.
- **Scaled Drawing of the location of the proposed Zoning Boundaries**
The drawing shall include the existing and proposed zoning boundaries of the property. All existing buildings shall be shown on the drawing. The drawing shall include the area in acres or square feet.

Owner's Name	<u>Ronald Millin</u>	Agent's Name	<u>Birrenkott Surveying, Inc.</u>
Address	<u>357 County Road TV, Waterloo, WI 53594</u>	Address	<u>P.O. Box 237, 1677 N. Bristol Street, Sun Prairie, WI 53590</u>
Phone	_____	Phone	<u>(608) 837-7463</u>
Email	_____	Email	<u>DBirrenkott@birrenkottsurveying.com</u>

Town: York Parcel numbers affected: 070/0912-351-8500-2

Section: 35 Property address or location: 357 County Road TV, Waterloo, WI 53594

Zoning District change: (To / From / # of acres) A-2 (2) FROM A-1EX, 2 ACRES

Soil classifications of area (percentages) Class I soils: 16 % Class II soils: 77 % Other: 7 %

Narrative: (reason for change, intended land use, size of farm, time schedule)

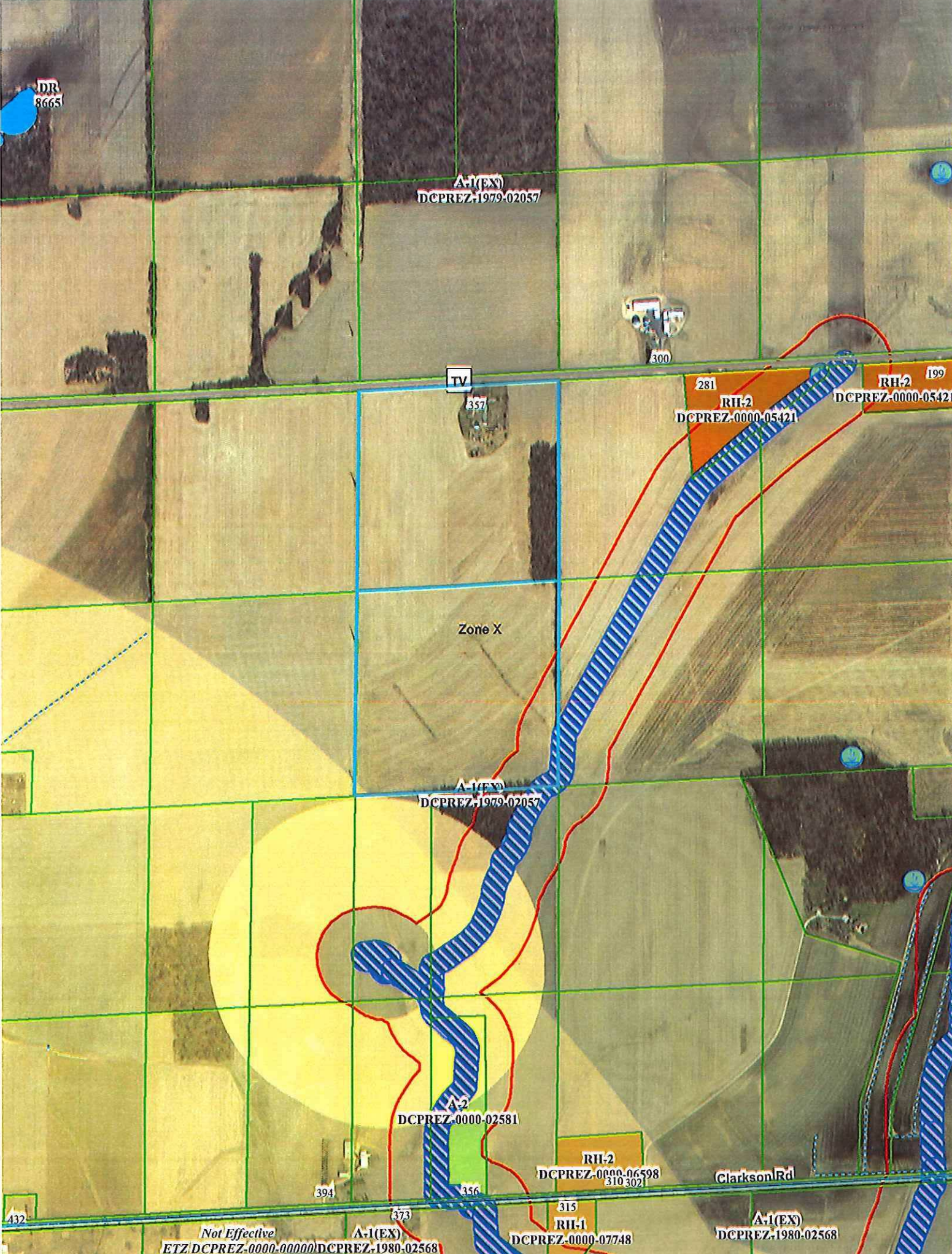
- Separation of buildings from farmland
- Creation of a residential lot
- Compliance for existing structures and/or land uses
- Other:

I authorize that I am the owner or have permission to act on behalf of the owner of the property.

Submitted By: Bryan S. Schilling Date: 11/08/2017
BRYAN SCHILLING, AGENT FOR BIRRENKOTT SURVEYING, INC.

ZONING DESCRIPTION:

A part of the Northwest 1/4 of the Northeast 1/4 of Section 35, T9N. R12E, Town of York, Dane County, Wisconsin. More fully described as follows: Commencing at the North 1/4 corner of said Section 35; thence East, 610 feet along the North line of said Northwest 1/4 of the Northeast 1/4 of Section 35, also being the center line of County Highway TV, to the point of beginning; thence continuing along said center line of County Highway TV 230 feet; thence South, 120 feet; thence Southeasterly, 181 feet; thence South, 100 feet; thence West, 245 feet; thence North, 400 feet to the North line of said Northwest 1/4 of the Northeast 1/4 of Section 35 and the point of beginning; containing 94,850 Sq. Feet or 2.1 Acres; Subject to a public road right-of-way over the Northern 33 feet thereof.



DR
8665

A-1(EX)
DCPREZ-1979-02057

TV

357

300

281

RH-2
DCPREZ-0000-05421

RH-2 199
DCPREZ-0000-05421

Zone X

A-1(EX)
DCPREZ-1979-02057

A-2
DCPREZ-0000-02581

RH-2
DCPREZ-0000-06598
310 3021

Clarkson Rd

394

356

315

RH-1
DCPREZ-0000-07748

A-1(EX)
DCPREZ-1980-02568

432

373

Not Effective
ETZ.DCPREZ-0000-00000)DCPREZ-1980-02568

A-1(EX)



BIRRENKOTT SURVEYING, INC.

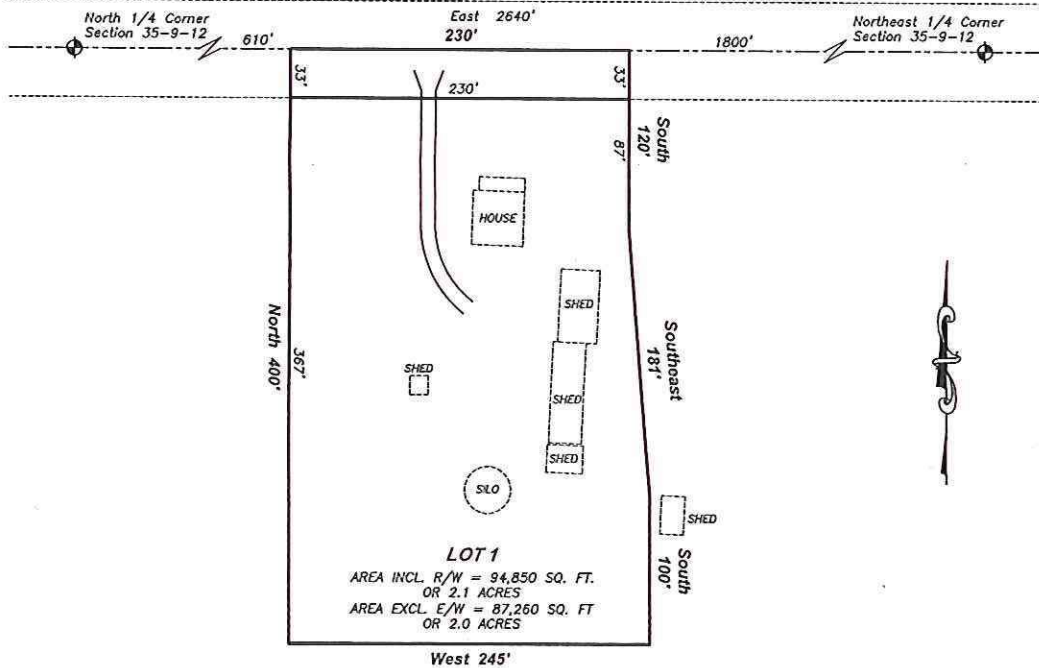
P.O. Box 237
1677 N. Bristol Street
Sun Prairie, WI. 53590
Phone (608) 837-7463
Fax (608) 837-1081

ZONING MAP

ZONING DESCRIPTION:

A part of the Northwest 1/4 of the Northeast 1/4 of Section 35, T9N. R12E, Town of York, Dane County, Wisconsin. More fully described as follows: Commencing at the North 1/4 corner of said Section 35; thence East, 610 feet along the North line of said Northwest 1/4 of the Northeast 1/4 of Section 35, also being the center line of County Highway TV, to the point of beginning; thence continuing along said center line of County Highway TV 230 feet; thence South, 120 feet; thence Southeasterly, 181 feet; thence South, 100 feet; thence West, 245 feet; thence North, 400 feet to the North line of said Northwest 1/4 of the Northeast 1/4 of Section 35 and the point of beginning; containing 94,850 Sq. Feet or 2.1 Acres; Subject to a public road right-of-way over the Northern 33 feet thereof.

COUNTY HIGHWAY TV



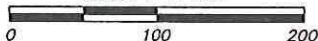
NW1/4-NE1/4
UNPLATTED LANDS
SECTION 35

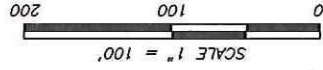
Prepared For:
Ronald Millin
357 County Road TV
Waterloo, WI 53594

Note:

ABOVE GROUND STRUCTURES & DRIVEWAY SHOWN ARE APPROXIMATE AND NOT FIELD VERIFIED.

SCALE 1" = 100'



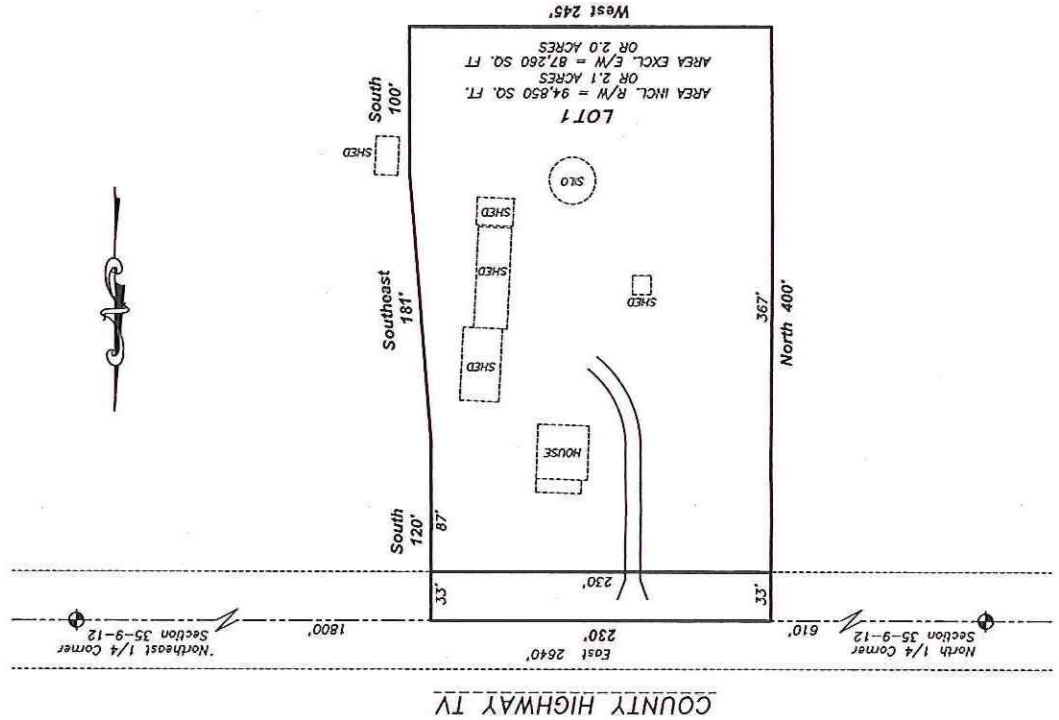


Note:
 ABOVE GROUND STRUCTURES & DRIVEWAY
 SHOWN ARE APPROXIMATE AND NOT FIELD
 VERIFIED.

Prepared For:
 Ronald Millin
 357 County Road IV
 Waterloo, WI 53594

SECTION 35

UNPLATTED LANDS
 NW1/4-NE1/4



COUNTY HIGHWAY IV

ZONING DESCRIPTION:
 A part of the Northwest 1/4 of the Northeast 1/4 of
 Section 35, 19N, R12E, Town of York, Dane County,
 Wisconsin. More fully described as follows: Commencing at
 the North 1/4 corner of said Section 35; thence East,
 610 feet along the North line of said Northwest 1/4 of
 the Northeast 1/4 of Section 35, also being the center
 line of County Highway IV, to the point of beginning;
 thence continuing along said center line of County
 Highway IV 230 feet; thence South, 120 feet; thence
 Southeasterly, 181 feet; thence South, 100 feet; thence
 West, 245 feet; thence North, 400 feet to the North line
 of said Northwest 1/4 of the Northeast 1/4 of Section
 35 and the point of beginning; containing 94,850 Sq.
 Feet or 2.1 Acres; Subject to a public road right-of-way
 over the Northern 33 feet thereof.

P.O. Box 237
 1677 N. Bristol Street
 Sun Prairie, WI, 53590
 Phone (608) 837-7463
 Fax (608) 837-1081

BIRRENKOTT
 SURVEYING, INC.



ZONING MAP



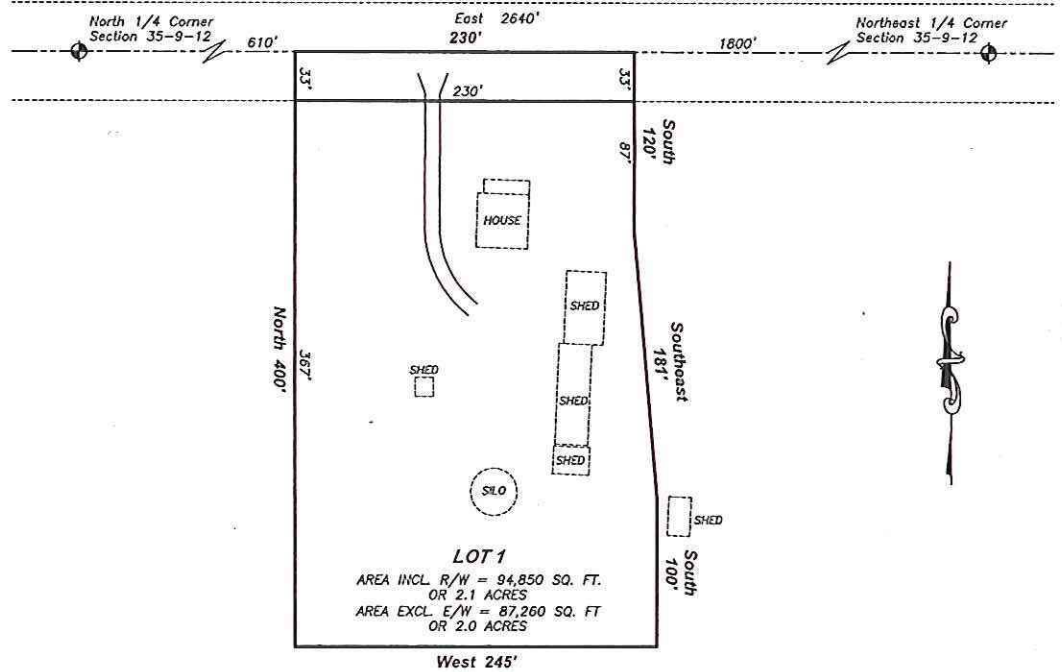
**BIRRENKOTT
SURVEYING, INC.**

P.O. Box 237
1677 N. Bristol Street
Sun Prairie, WI. 53590
Phone (608) 837-7463
Fax (608) 837-1081

ZONING MAP

ZONING DESCRIPTION:
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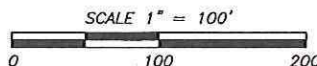
COUNTY HIGHWAY TV



NW1/4-NE1/4
UNPLATTED LANDS
SECTION 35

Prepared For:
Ronald Millin
357 County Road TV
Waterloo, WI 53594

Note:
ABOVE GROUND STRUCTURES & DRIVEWAY
SHOWN ARE APPROXIMATE AND NOT FIELD
VERIFIED.



LAVERNE BRUMM
SHARON KAY POWERS
346 S LEWIS ST
COLUMBUS WI 53925

LAVERNE BRUMM
SHARON KAY POWERS
346 S LEWIS ST
COLUMBUS WI 53925

LEROY W HEBEL
HELEN HEBEL
300 COUNTY HIGHWAY TV
WATERLOO WI 53594

RONALD G MILLIN
357 COUNTY HIGHWAY TV
WATERLOO WI 53594

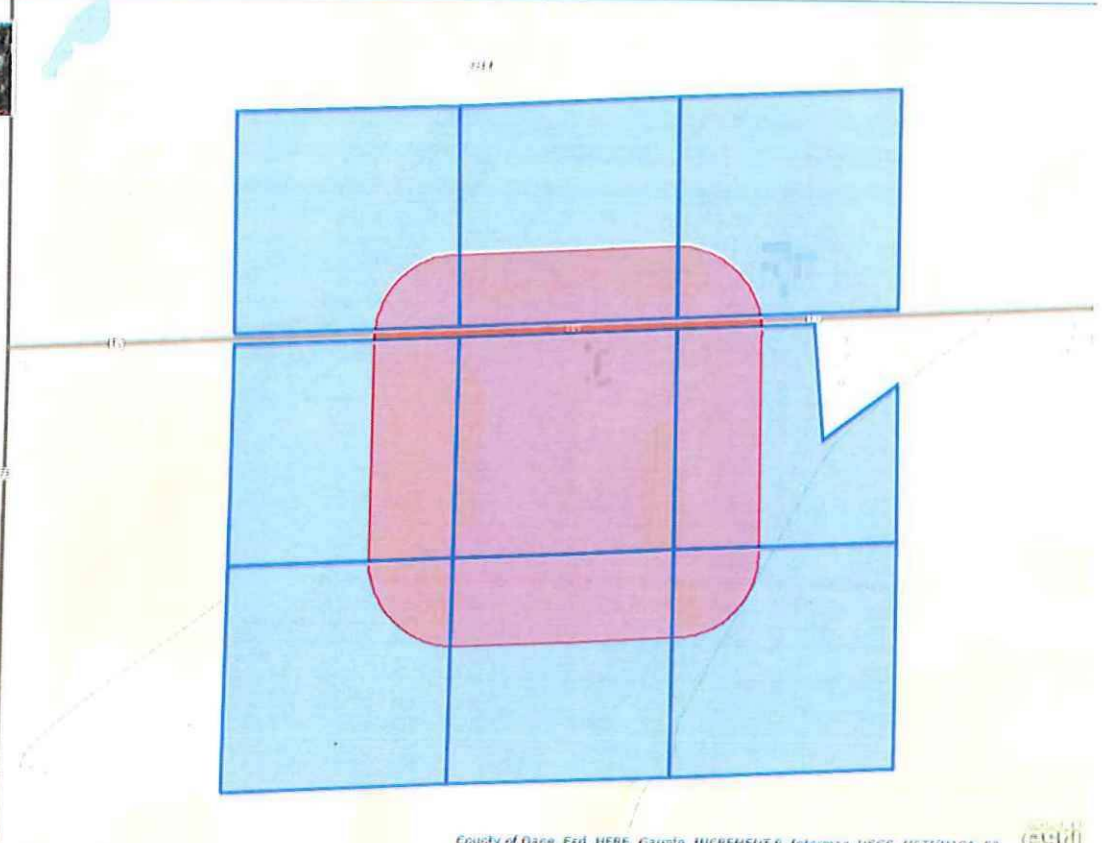
LEROY W HEBEL
RODNEY W HEBEL
6241 STATE HIGHWAY 73
MARSHALL WI 53559

LAVERNE BRUMM
SHARON KAY POWERS
346 S LEWIS ST
COLUMBUS WI 53925

KERSTEN FARMS LLC
5519 STATE HIGHWAY 73
MARSHALL WI 53559

LEROY W HEBEL
RODNEY W HEBEL
6241 STATE HIGHWAY 73
MARSHALL WI 53559

RONALD G MILLIN
357 COUNTY HIGHWAY TV
WATERLOO WI 53594



The Millin Family
N6846 Irene Dr.
Fond Du Lac, WI 54937

11/20/17

To: Scott

From: Steve Millin

RE: RONALD MILLIN

I have enclosed
supporting documentation
for Ronald's FOIA.

Steve Millin 920-251-1649

N6846 Irene Dr.

Fond Du Lac, WI 54937



Dane County Rezone & Conditional Use Permit

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BILLING ADDRESS (Number & Street) 357 COUNTY HIGHWAY TV		ADDRESS (Number & Street) P.O. BOX 237	
(City, State, Zip) WATERLOO, WI 53594		(City, State, Zip) SUN PRAIRIE, WI 53590	
E-MAIL ADDRESS		E-MAIL ADDRESS dbirrenkott@birrenkottsurveying.com	

ADDRESS/LOCATION 1		ADDRESS/LOCATION 2		ADDRESS/LOCATION 3	
ADDRESS OR LOCATION OF REZONE/CUP		ADDRESS OR LOCATION OF REZONE/CUP		ADDRESS OR LOCATION OF REZONE/CUP	
257 COUNTY HIGHWAY TV					
TOWNSHIP YORK	SECTION 35	TOWNSHIP	SECTION	TOWNSHIP	SECTION
PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED	
0912-351-8500-2					

REASON FOR REZONE	CUP DESCRIPTION
SEPARATING EXISTING RESIDENCE FROM FARMLAND	<p style="text-align: center; color: blue; font-size: 24px; font-weight: bold;">RECEIVED</p> <p style="text-align: center; color: red; font-size: 18px; font-weight: bold;">NOV 22 2017</p> <p style="text-align: center; color: blue; font-size: 14px; font-weight: bold;">DANE COUNTY PLANNING & DEVELOPMENT</p>

FROM DISTRICT:	TO DISTRICT:	ACRES	DANE COUNTY CODE OF ORDINANCE SECTION	ACRES
A-1Ex Exclusive Ag District	A-2 (2) Agriculture District	2		

C.S.M REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PLAT REQUIRED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DEED RESTRICTION REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	INSPECTOR'S INITIALS SSA1	SIGNATURE: (Owner or Agent) <i>[Handwritten Signature]</i>
Applicant Initials _____	Applicant Initials _____	Applicant Initials _____		PRINT NAME: <i>[Handwritten Name]</i>

DATE: 11-20-17

POWER OF ATTORNEY

APPOINTMENT OF ATTORNEY-IN-FACT

I, **RONALD G. MILLIN**, of Dane County, Wisconsin, hereby appoint the following person as my agent under Chapter 244 of the Wisconsin Statutes:

Name: **BERNADINE F. MILLIN**

Address: 357 County Road TV, Waterloo, WI 53594

Telephone number: (920) 478-2407

If my primary agent is unable or unwilling to act for me, I name as my successor co-agents, with authority to act independently:

Name: **DOUGLAS G. MILLIN**

Address: 104 Lothe Road, Marshall, WI 53559

Telephone number: (608) 217-5908

Name: **JENNIFER A. SAWLE**

Address: S9993 Exchange Road, Prairie du Sac, WI 53579

Telephone number: (608) 544-2127

Name: **STEVEN G. MILLIN**

Address: N6846 Irene Drive, Fond du Lac, WI 54937

Telephone number: (920) 921-6280

THIS DOCUMENT REVOKES ANY PREVIOUS POWERS OF ATTORNEY WHICH I MAY HAVE SIGNED.

HANDLING MY MONEY AND PROPERTY

PAYMENT OF BILLS. My agent may make payments that are necessary or appropriate in connection with the administration of my affairs.

BANKS AND OTHER FINANCIAL INSTITUTIONS. As described in Section 244.48, Wisconsin Statutes, my agent may conduct business with financial institutions, including endorsing all checks and drafts made payable to my order and collecting the proceeds; signing in my name checks or orders on all accounts in my name or for my benefit; withdrawing funds from accounts in my name; opening accounts in my name; and entering into and removing articles from my safe deposit box. For these purposes, "account" shall include any IRA or other retirement account in my name.

INSURANCE AND ANNUITIES. As described in Section 244.50 Wisconsin Statutes, my agent may obtain insurance of all types, as considered necessary or appropriate, settle and adjust insurance claims and borrow from insurers and third parties using insurance policies as collateral.

ACCOUNTS. My agent may ask for, collect and receive money, dividends, interest, legacies and

property due or that may become due and owing to me and give receipt for those payments.

REAL PROPERTY. As described in Section 244.44, Wisconsin Statutes, my agent may manage real property; sell, convey and mortgage realty for prices and on terms as considered advisable; foreclose mortgages and take title to property in my name; and execute deeds, mortgages, releases, satisfactions and other instruments relating to realty.

TANGIBLE PERSONAL PROPERTY. As described in Section 244.45, Wisconsin Statutes, my agent may buy, sell, move, store or dispose of tangible goods in my name.

BORROWING. My agent may borrow money and encumber my assets for loans as considered necessary.

STOCKS AND BONDS. As described in Section 244.46, Wisconsin Statutes, my agent may buy, sell, pledge and exchange securities of all kinds, including obligations of the United States government, in my name; sign and deliver in my name transfers and assignments of securities; and consent in my name to reorganizations, mergers or exchange of securities for new securities.

TAXES. As described in Section 244.56, Wisconsin Statutes, my agent may make and sign tax returns; make tax elections; represent me in all income tax matters before any federal, state, or local tax collecting agency; and receive confidential information and perform any acts that I may perform, including receiving refund checks and the signing of all returns.

ESTATES, TRUSTS AND OTHER BENEFICIAL INTERESTS. As described in Section 244.51, Wisconsin Statutes, my agent may act on my behalf with respect to any estate, trust or other beneficial interest I may have. My agent may transfer at any time to a living trust of which I am a settlor alone or a co-settlor any assets in which I own an interest presently or in the future. My agent may also create and fund with my assets an irrevocable trust which is for my sole benefit during my lifetime and which after my death, provides for my spouse or heirs in a manner which is consistent with my Will, beneficiary designations or other estate planning documents. Such a trust may include a trust qualified under 42 USC 1396p(d)(4).

PERSONAL AND FAMILY MAINTENANCE. As described in Section 244.53, Wisconsin Statutes, my agent may take all actions necessary to maintain the standard of living for myself, my spouse and my dependents

BENEFITS FROM GOVERNMENTAL PROGRAMS. As described in Section 244.54, Wisconsin Statutes, my agent may take all action necessary to obtain on my behalf and for my benefit any benefit, program or assistance which may be available to me under any statute, rule or regulation, including, but not limited to, Social Security, Medicare and Medicaid.

RETIREMENT PLANS. As described in Section 244.55, Wisconsin Statutes, my agent is authorized to act on my behalf with regard to any retirement plan in which I am a participant, beneficiary or owner.

PROFESSIONAL AND TECHNICAL ASSISTANCE

CLAIMS AND LITIGATION. As described in Section 244.52, Wisconsin Statutes, my agent may retain attorneys on my behalf; appear for me in all actions and proceedings to which I may be a party; litigate in all regards actions and proceedings to which I may be a party; commence actions and proceedings in my name; and sign in my name all documents or pleadings of every description.

PROFESSIONAL ASSISTANCE. My agent may hire accountants, attorneys, clerks, workers and others for the management, preservation and protection of my property and estate.

GENERAL AUTHORITY

GENERAL. As described in Section 244.41(3), Wisconsin Statutes, my agent may do any act or thing that I could do in my own proper person if personally present, including managing or selling tangible assets, disclaiming a probate or nonprobate inheritance, reclassifying property under the Marital Partnership Property Act and providing support for a minor child or dependent adult. The specifically enumerated powers of the basic power of attorney for finances and property are not a limitation of this intended broad general power.

I give to my agent full power and authority to do and perform each and every act and thing necessary to carry out the purposes of the Power. I hereby ratify all that my agent or his substitute shall lawfully do or cause to be done pursuant to this Power. I retain the full right to revoke this Power of Attorney at any time and to appoint a new agent at any time. I hereby direct that photocopies of this Power of Attorney shall have the same force and effect as the original.

EXCEPTIONS. My agent may **NOT** take any action prohibited by law and my agent may **NOT** under this document:

- a. Make medical or health care decisions for me.
- b. Make, modify or revoke a will for me.
- c. Other than a burial trust agreement under section 445.125, Wisconsin Statutes, enter into a trust agreement on my behalf or amend or revoke a trust agreement, entered into by me.
- d. Change any beneficiary designation of any life insurance policy, qualified retirement plan, individual retirement account or payable on death account or the like whether directly or by cancelling and replacing the policy or rollover to another plan or account.
- e. Forgive debts owed to me or disclaim or waive benefits payable to me, except a probate or nonprobate inheritance.
- f. Appoint a substitute or successor agent for me.
- g. Make gifts, except as provided herein.

h. Unless my agent is also my spouse, use my property to benefit my agent or a person to whom my agent owes an obligation of support.

COMPENSATION TO AGENT FROM PRINCIPAL'S FUNDS

My agent may receive compensation only in an amount not greater than that usual for the services to be performed.

TIME POWER OF ATTORNEY IS IN EFFECT

This power of attorney becomes effective when I sign it and will continue in effect as a durable power of attorney under Section 244.04, Wisconsin Statutes, if I become disabled or incapacitated.

RELIANCE BY THIRD PARTIES

I agree that any third party who receives a copy of this document may act under it. Revocation of this power of attorney is not effective as to a third party until the third party learns of the revocation. I agree to reimburse the third party for any loss resulting from claims that arise against the third party because of reliance on this power of attorney.

Dated this 21 day of APRIL, 2015.



Ronald G. Millin

Address: 357 Cty. Road TV, Waterloo, WI 53594

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) ss.
Jefferson COUNTY)

Personally came before me this 21st day of April, 2015, the above named **RONALD G. MILLIN** to me known to be the person who executed the foregoing instrument and acknowledged the same.

Patricia Weichert

My Commission: 07-27-2018

THIS DOCUMENT WAS DRAFTED BY:
Atty. Ronald P. Hammer
Averbeck & Hammer, S.C.
104 S. Main Street, Suite 611
Fond du Lac, WI 54935



AGENT'S DUTIES

When you accept the authority granted under this Power of Attorney, a special legal relationship is created between you and the principal. This relationship imposes upon you legal duties that continue until you resign or the Power of Attorney is terminated or revoked. You must do all of the following:

- (1) Do what you know the Principal reasonably expects you to do with the Principal's property, or, if you do not know the Principal's expectations, act in the Principal's best interest.
- (2) Act in good faith.
- (3) Do nothing beyond the authority granted in this Power of Attorney.
- (4) Disclose your identity as an agent whenever you act for the Principal by writing or printing the name of the Principal and signing your own name as "Agent" in the following manner:

EXAMPLE: Ronald G. Millin, By (Agent's Name) , Agent
Agent

Unless the special instructions in this Power of Attorney state otherwise, you must also do all of the following:

- (1) Act loyally for the Principal's benefit.
- (2) Avoid conflicts that would impair your ability to act in the Principal's best interest.
- (3) Act with care, competence and diligence.
- (4) Keep a record of all receipts, disbursements and transactions made on behalf of the Principal.
- (5) Cooperate with any person who has authority to make health-care decisions for the Principal to do what you know the Principal reasonably expects or, if you do not know the Principal's expectations, act in the Principal's best interest.
- (6) Attempt to preserve the Principal's estate plan if you know the plan and preserving the plan is consistent with the Principal's best interest.

TERMINATION OF AGENT'S AUTHORITY

You must stop acting on behalf of the Principal if you learn of any event that terminates this Power of Attorney or your authority under this Power of Attorney. Events that terminate a Power of Attorney or your authority to act under a Power of Attorney include all of the following:

- (1) Death of the Principal.
- (2) The Principal's revocation of the Power of Attorney or your authority.
- (3) The occurrence of a termination event stated in the Power of Attorney.
- (4) The purpose of the Power of Attorney is fully accomplished.
- (5) If you are married to the Principal, a legal action is filed with a court to end your marriage or for your legal separation, unless the special instructions in the Power of Attorney state that such an action will not terminate your authority.

(6) If you are the Principal's domestic partner and your domestic partnership is terminated, unless the special instructions in this Power of Attorney state that such an action will not terminate your authority.

LIABILITY OF AGENT

The meaning of the authority granted to you is defined in the uniform Power of Attorney for Finances and Property Act in Chapter 244 of the Wisconsin Statutes. If you violate the uniform Power of Attorney for Finances and Property Act in Chapter 244 of the Wisconsin Statutes or act outside the authority granted, you may be liable for any damages caused by your violation.

If there is anything about this document or your duties that you do not understand, you should seek legal advice.

SIGNATURE OF AGENT

I have read and accept the duties and liabilities of the agent as specified in this Power of Attorney.

Bernadine F. Millin
Bernadine F. Millin, Agent

Date 12-6-15

Douglas G. Millin
Douglas G. Millin, Successor Agent

Date 12-9-15

Jennifer A. Sawle
Jennifer A. Sawle, Successor Agent

Date 12/12/15

Steven G. Millin
Steven G. Millin, Successor Agent

Date 12-6-15

To whom it may concern:

I, Bernadine F. Millin, do not wish to exercise my authority as Power of Attorney for financial affairs for my spouse, Ronald G. Millin. I wish to have the successor co-agents assume the duties under Ronald's Power of Attorney document signed April 21, 2015.

Bernadine F. Millin

Bernadine F. Millin 2-5-17

2/1/2017

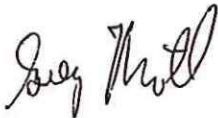
Re:

Ronald G Millin
357 Cth Tv
Waterloo WI 53594

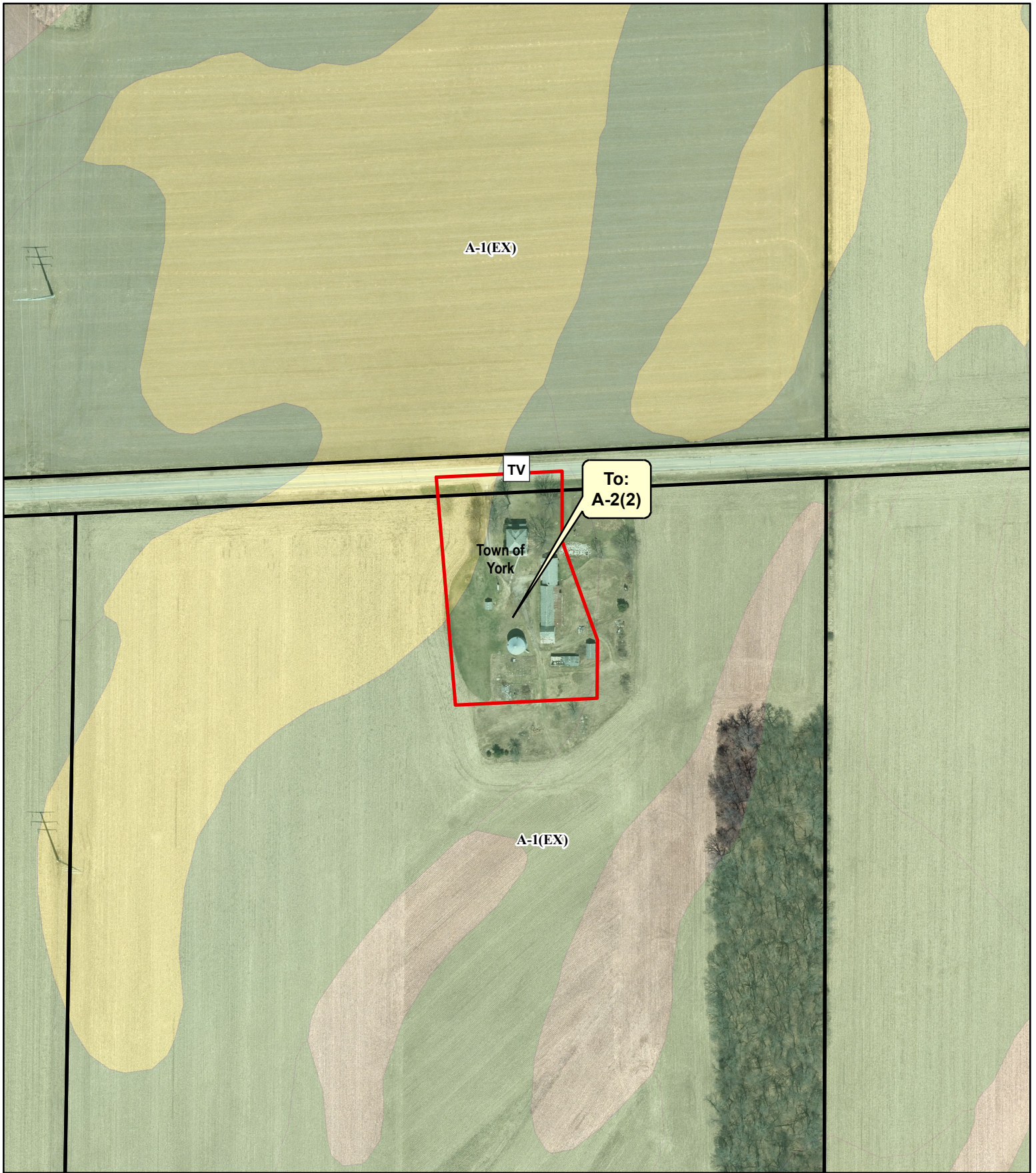
To Whom It May Concern:

Ronald G Millin is a 88 year old male who has been under my care since 2009. He has demonstrated memory and cognitive deficits since at least 2014. Over the last 3 years there has been a significant progressive decline in his memory and cognition with the diagnosis of dementia probably Alzheimer's type. In my medical opinion he does not have the capacity to appreciate or understand financial matters. Furthermore, he is not able to appreciate risks and benefits involved in making decisions and is not able to reason to make a decision.

In summary, Mr. Millin does not have capacity and his power of attorney for financial matters should be activated.



Gregory H Motl, MD



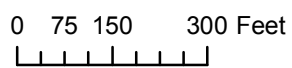
Legend

Significant Soils Floodplain

Class Wetland

Class 1

Class 2



Petition 11237
RONALD G MILLIN