

TOWNSHIP OF PHELPS

COUNTY OF VILAS

STATE OF WISCONSIN

RESOLUTION NO. 07-6

Re: The North fifty (50') feet of White Birch Drive, Eagle Lake Road, Thompson Road, and Fowler Terrace, as said roads are described by and depicted on the plat of Racine Community Beach, as the same appears of record in Volume 6 of Plats at page 11, said Plat being a part of Government Lot One (1) and the N/2 NW/4 in Section 8, and the SE/4 SW/4 in Section 5, all in Township 42 North, Range Eleven East, Phelps Township, Vilas County, Wisconsin.

BE IT RESOLVED, by the Town Board of the Town of Phelps, Vilas County, Wisconsin, that the Town of Phelps, by and through its Town Board, vacate that portion of White Birch Drive, Eagle Lake Road, Thompson Road, and Fowler Terrace lying within said township, as the same portion of said streets to be vacated is as more particularly described above.

Pursuant to statute, and in consideration of the request for vacation, the following factual matters were determined:

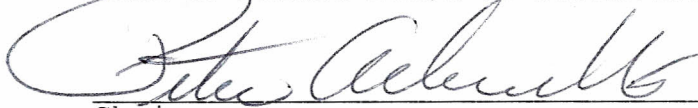
1. The request for vacation of a portion of the above-named streets has been made by all abutting land owners;
2. The plat containing the dedication of the above-named streets was a matter of record for a period of time in excess of 80 years prior to the present request and application for vacation;
3. The proposed portions of the above-named streets to be vacated have not been used or improved in any manner whatsoever as streets, roads, or public highways;

4. The proposed portions of the above-named streets to be vacated are not necessary to reach other platted property, road, or public highway, or any navigable body of water; and


5. The proposed portions of the above-named streets to be vacated have remained unchanged, in an unaltered state since their dedication by recording of the plat upon which they are shown as public roads.

SIGNED AND DATED this 14th day of May, 2007.

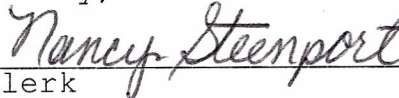
TOWN OF PHELPS BOARD OF SUPERVISORS:


Chairman


Supervisor


Supervisor

Filed this 14th day
of May, 2007.


Clerk

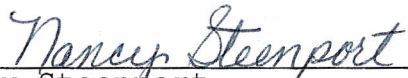
IN RE:

ADMISSION OF SERVICE

THE VACATION OF THE NORTH FIFTY
(50') FEET OF WHITE BIRCH
DRIVE, EAGLE LAKE ROAD,
THOMPSON ROAD, AND FOWLER
TERRACE, ALL IN THE RECORDED
PLAT OF RACINE COMMUNITY BEACH

Case No. 07 CV 72

Service of an authenticated copy of the Application and Notice
of Hearing on file in the above-styled and numbered cause is hereby
admitted this 21 day of June, 2007.



Nancy Steenport
Clerk/Treasurer
Town of Phelps

IN RE:

THE VACATION OF THE NORTH FIFTY
(50') FEET OF WHITE BIRCH
DRIVE, EAGLE LAKE ROAD,
THOMPSON ROAD, AND FOWLER
TERRACE, ALL IN THE RECORDED
PLAT OF RACINE COMMUNITY BEACH

NOTICE OF HEARING


Case No. 07 CV 72

PLEASE TAKE NOTICE that on August 8, 2007, 11:00 a.m., the Circuit Court for Vilas County, Wisconsin, will consider an application for the discontinuance and vacation of a portion of certain roads located in the recorded plat of Racine Community Beach, Phelps Township, Vilas County, Wisconsin, more particularly described as follows:

The north fifty (50') feet of White Birch Drive, Eagle Lake Road, Thompson Road, and Fowler Terrace, as said roads are described by and depicted on the plat of Racine Community Beach, as the same appears of record in Volume 6 of Plats at page 11, said Plat being a part of Government Lot One (1) and the N/2 NW/4 in Section 8, and the SE/4 SW/4 in Section 5, all in Township 42 North, Range Eleven East, Phelps Township, Vilas County, Wisconsin.

The hearing on the aforescribed application will be held in the small courtroom located on the second floor of the Vilas County Courthouse, Eagle River, Wisconsin.

SIGNED AND DATED this 13th day of June, 2007


Ralph W. Koopman
Attorney for Applicants
P.O. Box 1838
Eagle River, WI 54521
715-479-8220

01016084

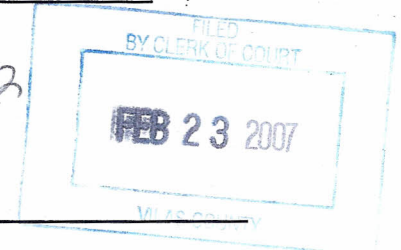
JUN 14 2007

VILAS COUNTY

IN RE:

THE VACATION OF THE NORTH FIFTY
(50') FEET OF WHITE BIRCH
DRIVE, EAGLE LAKE ROAD,
THOMPSON ROAD, AND FOWLER
TERRACE, ALL IN THE RECORDED
PLAT OF RACINE COMMUNITY BEACH

APPLICATION FOR VACATION OF
TOWN ROAD PURSUANT TO
SUBCHAPTER VIII OF CHAPTER 236
OF THE WISCONSIN STATUTES
(2005-06)

Case No 07 CV 72

COME NOW the undersigned applicants, for themselves and by their attorney, Ralph W. Koopman, and hereby apply to the Circuit Court of Vilas County, Wisconsin, for an Order vacating the north fifty (50') feet of White Birch Drive, Eagle Lake Road, Thompson Road, and Fowler Terrace, as said roads are described by and depicted on the plat of Racine Community Beach, as the same appears of record in Volume 6 of Plats at page 11, said Plat being a part of Government Lot One (1) and the N/2 NW/4 in Section 8, and the SE/4 SW/4 in Section 5, all in Township 42 North, Range Eleven East, Phelps Township, Vilas County, Wisconsin.

As grounds for this application, it is represented to the Court, as follows:

1. The recorded plat of Racine Community Beach describes and depicts the following town roads located within said plat: White Birch Drive, Eagle Lake Road, Thompson Road, and Fowler Terrace, all as shown on Exhibit "A" attached hereto and made a part herof.
2. John H. Samz and Emily B. Samz, his wife, own Lot 1 of Block 35 in the plat of Racine Community Beach, which land is immediately east of and adjacent to the north fifty (50') feet of Fowler Terrace.

3. James Laux and Luella Laux, his wife, (an undivided twenty (20%) percent interest), and Dennis Boldt and Christine Boldt, his wife, (an undivided thirty (30%) percent interest), and Randall Swanson and Connie Swanson, his wife, (an undivided fifty (50%) percent interest), own Lots 1 and 17 of Block 36 and Lots 1 and 17 of Block 37 in the plat of Racine Community Beach, which lands are immediately adjacent to and abut the north fifty (50') feet of Fowler Terrace, Thompson Road, and Eagle Lake Road.
4. George S. Babino and Lori B. Babino, his wife, own Lots 1 and 17 of Block 38 in the plat of Racine Community Beach, which lands are immediately adjacent to and abut the north fifty (50') feet of Eagle Lake Road and White Birch Drive.
5. Kevin W. Laux and Lois Laux, his wife, own Lot 1 of Block 39 in the plat of Racine Community Beach, which land is immediately adjacent to and west of the north fifty (50') feet of White Birch Drive.
6. The portions of the aforescribed town roads proposed to be vacated have remained unchanged and in an unaltered state since their dedication to the public over forty (40) years ago, which dedication took place by recording of the plat of Racine Community Beach upon which said roads are depicted as town roads.
7. The portions of the aforescribed town roads proposed to be vacated have never been used or improved in any manner whatsoever as a street, road, or public highway.

8. The portions of the aforescribed town roads proposed to be vacated are not now and have never been used to reach any other platted property, road, or public highway.
9. The undersigned applicants constitute all abutting landowners of the portion of each town road proposed to be vacated.

WHEREFORE, PREMISES CONSIDERED, the undersigned applicants, for themselves and by counsel, request the north fifty (50') feet of White Birch Road, Eagle Lake Road, Thompson Road, and Fowler Terrace, all as located in the recorded plat of Racine Community Beach, as previously described herein, be discontinued and vacated by order of the Court pursuant to statute.

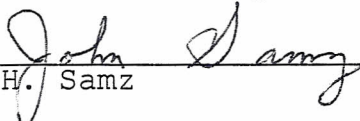
SIGNED AND DATED this 23RD day of February, 2007



Ralph W. Koopman 01016084
Attorney for Applicants
P.O. Box 1838
Eagle River, WI 54521
715-479-8220

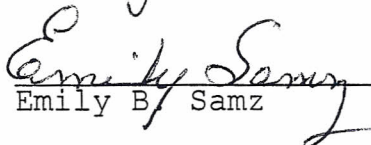
APPROVAL OF APPLICANTS

The foregoing Application for Vacation of Town Road is hereby approved for filing in all respects.



John H. Samz

Date: 2-15-07



Emily B. Samz

Date: 2-15-07

James Laux

Date: _____

8. The portions of the aforescribed town roads proposed to be vacated are not now and have never been used to reach any other platted property, road, or public highway.
9. The undersigned applicants constitute all abutting landowners of the portion of each town road proposed to be vacated.

WHEREFORE, PREMISES CONSIDERED, the undersigned applicants, for themselves and by counsel, request the north fifty (50') feet of White Birch Road, Eagle Lake Road, Thompson Road, and Fowler Terrace, all as located in the recorded plat of Racine Community Beach, as previously described herein, be discontinued and vacated by order of the Court pursuant to statute.

SIGNED AND DATED this _____ day of February, 2007

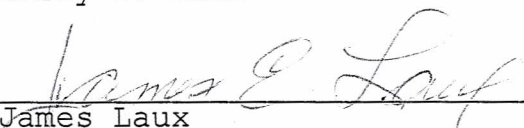
Ralph W. Koopman 01016084
Attorney for Applicants
P.O. Box 1838
Eagle River, WI 54521
715-479-8220

APPROVAL OF APPLICANTS

The foregoing Application for Vacation of Town Road is hereby approved for filing in all respects.

John H. Samz Date: _____

Emily B. Samz Date: _____



James Laux Date: 2/17/07

Luella M Laux
Luella Laux

Date: 2/15/87

Dennis J Boldt
Dennis Boldt

Date: 2/15/07

Christine Boldt
Christine Boldt

Date: 2/17/07

Randall J Swanson
Randall Swanson

Date: 2-17-07

Connie Swanson
Connie Swanson

Date: 2/17/07

George S. Babino

Date: _____

Lori B. Babino

Date: _____

Kevin W. Laux

Date: _____

Lois Laux

Date: _____

Luella Laux

Date: _____

Dennis Boldt

Date: _____

Christine Boldt

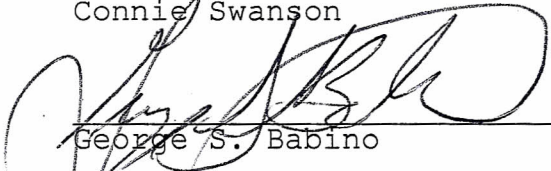
Date: _____

Randall Swanson

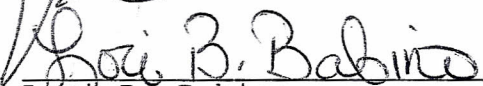
Date: _____

Connie Swanson

Date: _____


George S. Babino

Date: 2-14-07


Lori B. Babino

Date: 2-14-07

Kevin W. Laux

Date: _____

Lois Laux

Date: _____

Luella Laux

Date: _____

Dennis Boldt

Date: _____

Christine Boldt

Date: _____

Randall Swanson

Date: _____

Connie Swanson

Date: _____

George S. Babino

Date: _____

Lori B. Babino

Date: _____

Kevin W Laux

Kevin W. Laux

Date: 02-12-07

Lois A Laux

Lois Laux

Date: 02-12-07

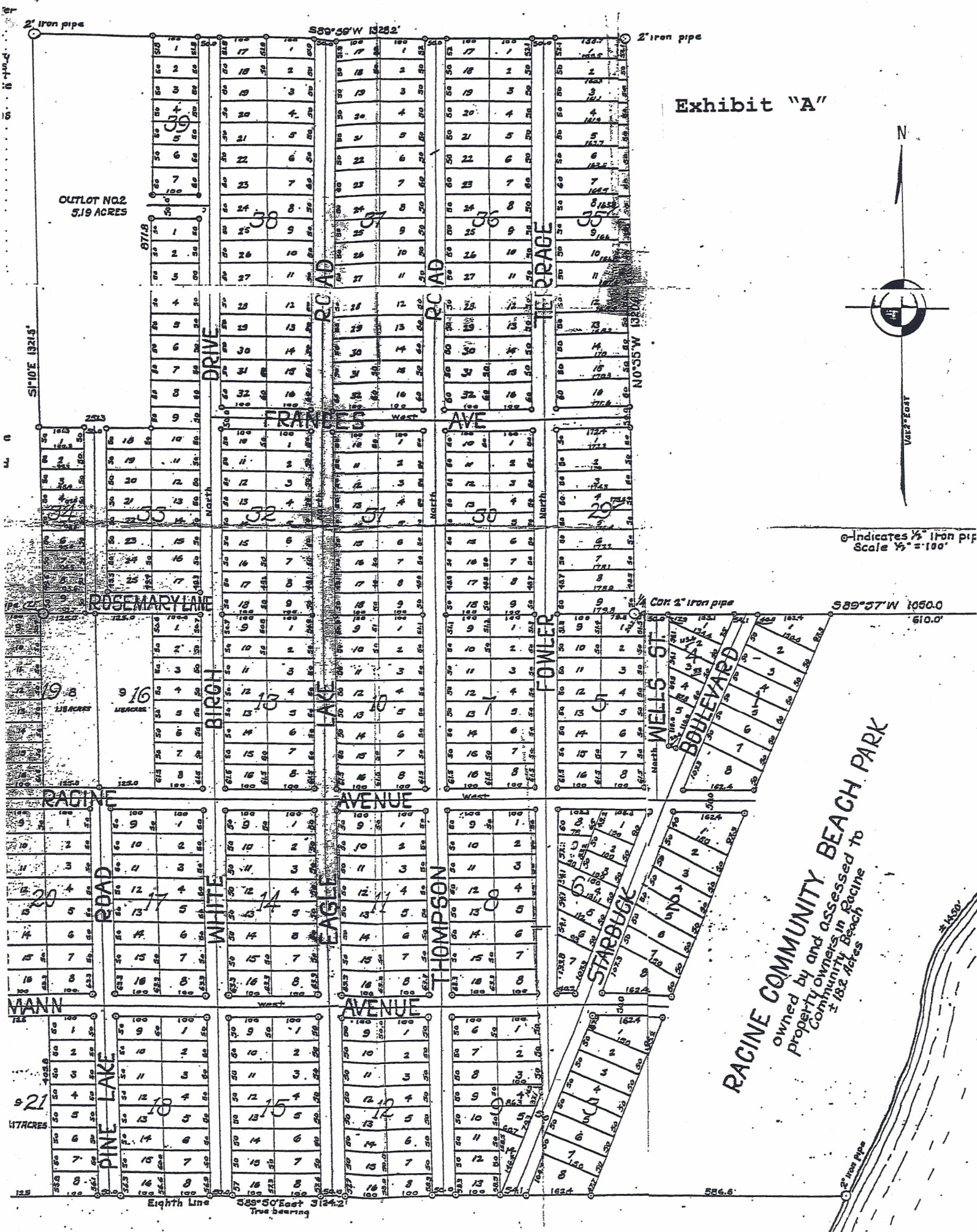


Exhibit "A"



0-Indicates 1/2" Iron pipe
Scale 1/4" = 100'

RACINE COMMUNITY BEACH PARK
owned by and assessed to
Property Owners in Racine
Community Beach
± 18.2 Acres

AQUATIC INVASIVE SPECIES GRANT
RESOLUTION

Resolution # 2007-07

RESOLUTION OF: The Township of Phelps, Vilas County

WHEREAS North and South Twin Lakes are an important resource used by the public for recreation and enjoyment of natural beauty; and

WHEREAS the control and prevention of aquatic invasive species infestations are important to the health and well-being of the lakes; and

WHEREAS we recognize that a well-planned and holistic aquatic invasive species management project will better the lakes now and for future users, and

WHEREAS we are qualified to carry out the responsibilities of the aquatic invasive species project

IT IS, THEREFORE RESOLVED, THAT:

The Township of Phelps requests the funds and assistance available from the Wisconsin Department of Natural Resources under the "Aquatic Invasive Species Grant Program": and

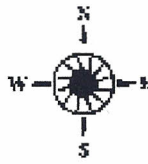
HEREBY AUTHORIZES Ms Ginny Parker of the North and South Twin Lakes Riparian Association to act on behalf of The Township of Phelps to: submit an application to the State of Wisconsin for financial aid for lake management purposes; sign documents; and take necessary action to undertake, direct, and complete an approved planning grant.

BE IT FURTHER RESOLVED THAT the Township of Phelps will meet the obligations of the planning project including the prompt payment of our 50% commitment to aquatic invasive species project costs.

We understand the importance of a continuing management program for North and South Twin Lakes and intend to proceed on that course.

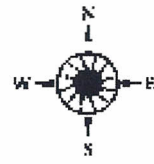
Adopted this day 9th of July 2007
By a vote of: 3 in favor 0 against 0 abstain

BY: Nancy Steenport
Nancy Steenport
Clerk/Treasurer
The Township of Phelps

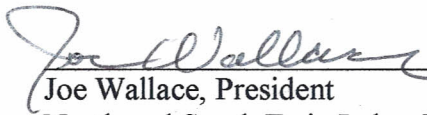


NORTH & SOUTH TWIN LAKES

RIPARIAN ASSOCIATION



The Town of Phelps in cooperation with North and South Twin Lakes Riparian Association has applied for an Aquatic Invasive Species Grant from the State of Wisconsin DNR. It successful in that endeavor, the cost of the Aquatic Invasive Species Control and Prevention Project of North and South twin Lakes will be borne by the State of Wisconsin with the balance underwritten by NSTRLA. There will be no costs of the project that are to be assumed by the Town of Phelps.



Date 06/28/07

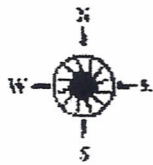
Joe Wallace, President

North and South Twin Lakes Riparian Association

Date _____

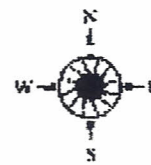
Roger Ganser, Vice President

North and South Twin Lake Riparian Association



NORTH & SOUTH TWIN LAKES

RIPARIAN ASSOCIATION



The Town of Phelps in cooperation with North and South Twin Lakes Riparian Association has applied for an Aquatic Invasive Species Grant from the State of Wisconsin DNR. It successful in that endeavor, the cost of the Aquatic Invasive Species Control and Prevention Project of North and South twin Lakes will be borne by the State of Wisconsin with the balance underwritten by NSTRLA. There will be no costs of the project that are to be assumed by the Town of Phelps.

Date _____

Joe Wallace, President
North and South Twin Lakes Riparian Association

Date 7.2.07

Roger Ganser, Vice President
North and South Twin Lake Riparian Association