

Parks Committee Agenda  
Jefferson County  
Jefferson County Courthouse  
311 S. Center Avenue, Room 202  
Jefferson, WI 53549

Date: Monday, November 7, 2016

Time: 9:30 a.m.

Committee members: Foelker, Matt  
Kelly, Mike  
Nass, Steve

Payne, Laura  
Tietz, Augie

1. Call to order
2. Roll call (establish a quorum)
3. Certification of compliance with the Open Meetings Law
4. Approval of the agenda
5. Approval of Park Committee minutes for September 15, 2016 & October 3, 2016
6. Communications
7. Public comment (Members of the public who wish to address the Committee on specific agenda items must register their request at this time)
8. Discussion on Holzhueter Easement
9. Discussion and Possible Action on Stewardship Grant Application for the 5.7 acre Addition to the Garman Nature Preserve
10. Discussion and Possible Action on Foraging in County Parks
11. Discussion on Rock River National Water Trail
12. Discussion on Interurban Trail
13. Discussion on Shelter Rentals
14. Discussion on Pohlmann Park Silo
15. Discussion on Camping in County Parks
16. Discussion on Mountain Bike Park
17. Discussion on Glacial Heritage Area (GHA) –Friends of GHA
18. Review of Financial Statements (September 2016) and Department Update – Parks Department
19. Adjourn

Next scheduled meetings: October, 2016  
November, 2016  
December, 2016

***A Quorum of any Jefferson County Committee, Board, Commission or other body, including the Jefferson County Board of Supervisors, may be present at this meeting.***

***Individuals requiring special accommodations for attendance at this meeting should contact the County Administrator 24 hours prior to the meeting at 920-674-7101 so appropriate arrangements can be made.***

Parks Committee Minutes  
Jefferson County  
Jefferson County Courthouse  
311 S. Center Avenue, Room 202  
Jefferson, WI 53549

#5

Date: Thursday, September 15, 2016

Time: 9:30 a.m.

Committee members: Foelker, Matt  
Kelly, Mike  
Nass, Steve  
Payne, Laura  
Tietz, Augie

1. **Call to order**

Tietz called the meeting to order at 9:30am

2. **Roll call (establish a quorum)**

Present: Tietz, Foelker, Kelly, Payne (@9:40am)

Others Present: Nehmer, Nimm, Wiesmann

Absent: Nass

3. **Certification of compliance with the Open Meetings Law**

Meeting posted and noticed according to law.

4. **Approval of the agenda**

Approved as written

5. **Approval of Park Committee minutes for August 22, 2016**

Foelker motioned to approve the August 22, 2016 minutes. Kelly seconded. Motion passes on a 3/0 vote.

6. **Communications**

Included in packet. No discussion.

7. **Public comment (Members of the public who wish to address the Committee on specific agenda items must register their request at this time)**

No public comment.

8. **Discussion and Possible Action on Korth Lane Improvements**

Nehmer noted that the Highway Committee Agenda talked about the County's possible participation in improving Korth Lane. At the meeting was Wehmeier, Schroeder, Nass & Nehmer. There is no follow-up at this time.

Wehmeier stated that the question is what needs to be done to Korth Lane. The County hopes work on engineering costs in 2017 for consideration of a 2018 project.

9. **Discussion and Possible Action on Weather Proof Panels for Korth Park Pavilion**

Nimm indicated she met with Gallagher Tent and Awing. The Committee reviewed the Gallagher proposal.

Kelly questioned how to recover costs.

Tietz questioned the ability to host a fundraiser for the shades.

10. **Discussion and Possible Action on Pohlmann Park Silo**

Nehmer stated the costs from the structural engineer are \$28,000 to retain silo in safe condition. The quoted price to demo the silo is approximately \$2,000. The costs to preserve were shared with interested parties.

Augie – bids for restoration?

Wehmeier – noted the purchasing policy states that we have to get approval for bids. RFQ – rough estimate

Payne – Historic Site Preservation committee thoughts?

Nehmer – Wisconsin Historical Society does not feel it is of State importance.

Wehmeier – will have discussion with the Town to remove it from the ROW.

Kelly – if there is no fundraising, move to take it down. Cannot support refurbishment. Use seed money (demo

money) to start the fundraising for rehab?

Nehmer will work with the township to get it out of the Right-of-Way, then explore private funding opportunities

Payne motioned to speak with town about removing silo from Right-of-Way. Foelker seconded. Motion passes 4/0.

**11. Discussion and Possible Action on Brew with a View 2016/2017**

Nehmer noted that Brew with a View is popular with the community, profitable for parks department and others. Desire to move forward.

Payne questioned if there is an interest in moving the event, or a similar event to other side of county.

**12. Discussion on Camping Issues at Dorothy Carnes Park and Cappie's Landing**

Nehmer stated that there is a meeting next week Thursday with Watertown and the State DATCP to find ways to resolve state governing guidelines

Wiesmann – initially opened camping at Carnes, with approval. Now sites do not meet a number of the state guidelines.

**13. Discussion on 2016 and 2017 Budgets**

Nehmer – 2016 ok to date, large projects yet to complete. 2017 came in below operations goal. Pick-up Truck, Mower, Electricity at Carlin Weld, upgrade dog park fencing - \$95,500.

Wehmeier – fund balance (close out of preceding year), levy (new growth from property taxes) – both put towards capital projects.

**14. Discussion on Dog Park Events**

Nimm noted the following events had taken place or will be taking place at the dog park

- a. Dog Dayz Swim – earned \$490
- b. Lure Coursing – earned \$220
- c. Training Workshop – Hosted by the Fort Kennel Club.
- d. 2017 Calendar – sold sponsor ads, printed and ready for distribution.

**15. Discussion on Glacial Heritage Area (GHA) –Friends of GHA**

Wiesmann – on 9/18/2016 twenty-seven students from the GHA will participate in the Rock River Sweep between Fort and Jefferson to pick up trash along the river.

**16. Review annual meeting calendar and set dates for future Park Committee meetings and fall Park Tour.**

Fall Tour on 10/3 @ 8:30am

**17. Adjourn**

Foelker motioned to adjourn at 10:48am. Kelly seconded. Motion passes 4/0.

Next scheduled meetings:      October, 2016  
   November, 2016  
   December, 2016

*Respectfully submitted,*

*Mary Nimm*  
*Jefferson County Parks Department Program Assistant*

Parks Committee Minutes  
Jefferson County  
Jefferson County Courthouse  
311 S. Center Avenue, Room 202  
Jefferson, WI 53549

#5

Date: Monday, October 3, 2016

Time: 8:30 a.m.

Committee members: Foelker, Matt  
Kelly, Mike  
Nass, Steve  
Payne, Laura  
Tietz, Augie

1. **Call to order**

Tietz called the meeting to order at 8:33am

2. **Roll call (establish a quorum)**

Present: Tietz, Foelker, Kelly, Payne (@ 8:40am)

3. **Certification of compliance with the Open Meetings Law**

Meeting noticed and posted according to law.

4. **Approval of the agenda**

Kelly motioned to approve the agenda. Foelker seconded. Passes 3/0.

5. **Approval of Park Committee minutes for September 15, 2016**

Kelly motioned to move approval to the next meeting. Foelker seconded. Passes 3/0.

6. **Communications**

None.

7. **Public comment (Members of the public who wish to address the Committee on specific agenda items must register their request at this time)**

None.

8. **Parks Tour**

Committee left for parks tour at 8:40am

- a. **Jefferson County Dog Park** – Noted new German shepherd statues. Large Dog area busy.
  - b. **Pohlmann Park** – viewed silo. Noted that Corporation Counsel Ward has communicated with the Town Chair about the possibility of changing the ROW.
  - c. **Carlin Weld Park** – observed new tree plantings, new disc golf course, noted many dead ash trees due to Emerald Ash Borer.
  - d. **Welcome Travelers Park** – talked about current use of the park. It was noted that many of the park users are from Whitewater.
  - e. **Cold Spring Creamery** – noted the new bathroom facility.
  - f. **Burnt Village Park** – Bark River very high for October. Park supports paddling, fishing, picnicking, and hunting, etc.
  - g. **Carnes Park East** – new parking lot looks really good.
- All properties are well maintained.

9. **Adjourn**

Kelly motioned to adjourn at 11:55am. Payne seconded. Motion passes 4/0.

*Respectfully Submitted,*

*Mary Nimm*

*Program Assistant, Jefferson County Parks*

**From:** [David Cooks](#)  
**To:** [JeffCoParks](#)  
**Subject:** Fishing pier - Black Hawk Island  
**Date:** Wednesday, October 05, 2016 9:13:05 PM

---

I'm in a wheelchair and have really enjoyed using the fishing pier at black hawk island in Fort Atkinson.

How long will the pier be kept in? I was planning on going on Monday, from Wauwatosa, and wanted to make sure it was still in. Otherwise I'd have to fish elsewhere.

Thanks,

David Cooks

---

**From:** Joe Nehmer  
**Sent:** Tuesday, October 04, 2016 1:54 PM  
**To:** Mary Nimm  
**Subject:** FW: Title review of Holzhueter driveway  
**Attachments:** wise csm; holzhueter.declaration.pdf

---

**From:** Phelan, Pamela K - DNR [<mailto:Pamela.Phelan@wisconsin.gov>]  
**Sent:** Tuesday, October 04, 2016 1:39 PM  
**To:** Joe Nehmer  
**Cc:** Bolser, Sarah A - DNR; Zajackowski, Paul - DNR; Smith, Sharene J - DNR  
**Subject:** Title review of Holzhueter driveway

Joe, Sharene Smith met with the title company yesterday to discuss their findings on the Holzhueter driveway. Unfortunately, the news is not good.

Holzhueter's had CSM #4385 (above attachment-wise csm) prepared in 2002, which created a parcel that included the Wise/DeWitt home site and the driveway. The CSM was filed at the Register of Deeds in March, 2003. The CSM labels the driveway as "Joint Access Easement for lands owned by Holzhueter."

Then in April, 2003, Holzhueter's signed and recorded the Declaration of Owner Regarding Lands (second attachment) which refers to CSM #4385 as Parcel A and the remainder of their lands as Parcel B. The attachment to the Declaration is an Easement Map which shows CSM #4385 and also shows the driveway, which is labeled "Easement C, Access rights retained by Holzhueter".

Sharene was hoping to argue that the Holzhueter's intent was to keep the driveway in fee title, but according to these documents and the order they were recorded, it does not appear that was the case. It could be said the original CSM included the driveway in error, but the fact that the Declaration also shows the driveway as an easement, does not support that argument.

The title company suggested that we contact the surveyor to see if there is anything in his notes that would suggest that the original CSM may have been done incorrectly and that the driveway should not have been included. I will be calling the surveyor to see what notes he may have for the project. If the driveway was to be retained by Holzhueter, it would require Holzhueter, the Dept., and Wise agree and sign an affidavit stating such.

I will let you know if the surveyor has additional information but wanted to let you know what we've learned.

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

**Pamela Phelan**

Real Estate Specialist –Bureau of Facilities and Lands  
Wisconsin Department of Natural Resources  
3911 Fish Hatchery Road  
Fitchburg, WI 53711  
Phone: (608) 275-3464

25-  
1118201

**DECLARATION OF OWNER  
REGARDING LANDS KNOWN AS:**  
See Exhibit 1.

001015

DOCUMENT NO.

RECEIVED FOR RECORD  
at 11:50 o'clock A M

**This declaration of owner is not a conveyance per sec. 77.21(1), Stats., and is not subject to a transfer return or fee pursuant to Tax 15.01, Wis. Adm. Code.**

APR 28 2003

James E. T.  
Register of Deeds  
Jefferson County, WI

**Legal Descriptions:**

See Exhibit 1 attached hereto.

**Return to:** (E)

Waddell of Columbus  
Post Office Box 407  
Columbus, WI 53925

**Tax Parcel Nos:**

See attached Exhibit 1

**THIS DECLARATION** is made this 25<sup>th</sup> day of April, 2003, by **Dalhart T. Holzhueter and Judith K. Holzhueter**, husband and wife, (hereinafter "Holzhueters") regarding the property described on Exhibit 1 attached hereto as follows:

**WHEREAS**, Holzhueters are the owners of both Parcel A and Parcel B described on Exhibit 1; and

**WHEREAS**, Holzhueters are contemplating the sale of Parcel A described on Exhibit 1; and

**WHEREAS**, there is a certain driveway located on a portion of said Parcel A which driveway serves both Parcel A and Parcel B described on Exhibit 1; and

**WHEREAS**, Holzhueters wish to subject said Parcel A and Parcel B to certain easements, rights and obligations of record relative to the use, maintenance and upkeep of the driveway located on a portion of said Parcel A with said easement to be an encumbrance on said Parcel A for the benefit of said Parcel B; and

**WHEREAS**, there is currently electric and telephone service brought from the road to the site near the north end of Parcel A; and

**WHEREAS**, there is significant cost in installing such electric and telephone service; and

**WHEREAS**, Holzhueters wish to reserve the right to draw electric and telephone service from said lines for the benefit of Parcel B; and

**WHEREAS**, Holzhueters wish to give notice to potential purchasers of the agricultural nature of Parcel B; and

**NOW, THEREFORE**, Holzhueters hereby declare as follows:

### **JOINT DRIVEWAY EASEMENT**

1. **Easements, Rights and Obligations:** Parcel A and Parcel B shall be subject to a joint driveway easement as follows:

(a) The joint driveway easement areas are designated by on Exhibit 2 attached hereto and made a part hereof as **EASEMENT "A"**, **EASEMENT "B"**, and **EASEMENT "C"** .

(b) The owners of Parcel A and Parcel B shall each contribute one-half (1/2) of the cost of the maintenance of said joint driveway.

(c) The owner of Parcel A shall be responsible for all snow removal, and the cost thereof, with respect to the joint driveway easement area designated as **EASEMENT "C"** on Exhibit 2 attached hereto and referred to at 1(a) above.

(d) The owner of Parcel B shall be responsible for all necessary mowing of the non-surfaced portions of the joint driveway easement area described at 1(a) above, including all costs related thereto.



(e) The owners of Parcel A and Parcel B shall each hold the other harmless for any claims for damages or injuries to themselves or their respective guests and invitees resulting from the use of said joint driveway easement area, unless such damages or injuries are caused by the negligence of the other party.

(f) The owners of Parcel A and Parcel B may not obstruct, build on or block said joint driveway easement area in any way.

2. **Petition for Town Road:** As a further encumbrance on Parcel A and as a benefit to Parcel B:

(a) If the owner of Parcel B makes any petition, application or request for the conversion of the joint driveway easement area described at 1(a) above into a town road, then the owner of Parcel A shall be required to join in any such petition, application or request for such conversion.

(b) Construction of any such town road shall be at the expense of the owner of Parcel B.

3. **Rezoning of Parcel B:** As a further encumbrance on Parcel A and as a benefit to Parcel B:

(a) If the owner of Parcel B makes any petition, application or request for the rezoning of any part of Parcel B, then the owner of Parcel A shall be required to execute any document presented by the owner of Parcel B regarding such rezoning.

(b) Any such rezoning of Parcel B shall be at the expense of the owner of Parcel B.

4. **Perpetual Encumbrance/Benefit:** These provisions are perpetual and run with the land to act as an encumbrance on Parcel A described on Exhibit 1 attached hereto and for the benefit of Parcel B.

**ELECTRIC AND TELEPHONE SERVICE**

1. **Reservation of Right:** Holzhueters reserve the right to hook up to electrical power and telephone for the benefit of Parcel B from the electric and telephone service currently brought from the road to the site near the north end of Parcel A and that any apparatus as is necessary; that is, a separate meter or making available such services for Parcel B, including all future electric and phone service, shall be at the sole cost of the owner of Parcel B.

2. **Perpetual Encumbrance/Benefit:** These provisions are perpetual and run with the land to act as an encumbrance on Parcel A described on Exhibit 1 attached hereto and for the benefit of Parcel B.

**DECLARATION REGARDING ADJACENT AGRICULTURAL USES**

1. **Notice of Adjacent Agricultural Uses:** This property is located within an agricultural area. You may be subject to inconvenience or discomforts arising from such operations including, but not limited to, noise, odors, insects, fumes, dust, smoke, the operation of machinery of any kind during any 24-hour period (including aircraft), the storage and disposal of manure, and the application by spraying or otherwise of chemical fertilizers, herbicides and pesticides. Inconvenience or discomforts arising from these agricultural operations, if such operations are consistent with normal farming practices and comply with local, state and federal laws, shall not be a nuisance.

2. **Perpetual Encumbrance/Benefit:** The provisions of this declaration are perpetual and run with the land to act as a notice to purchasers of their acceptance of the agricultural nature of the community they are moving

into and to further provide notice of the non-actionability of normal farming practices of their farmer neighbors.

### CLOSING RECITAL

**Jurisdiction of Disputes:** This document shall be interpreted under the laws of the State of Wisconsin and any disputes regarding this agreement shall be decided in the courts of Jefferson County, Wisconsin, unless otherwise specifically agreed to by the parties, and the prevailing party in any dispute under this agreement shall be allowed to recover both its damages and reasonable attorneys' fees and costs.

**IN WITNESS WHEREOF**, the undersigned have hereunto set their hands and seal on the day and year first above written.

### OWNERS:

Dalhart T. Holzhueter  
Dalhart T. Holzhueter  
Judith K. Holzhueter  
Judith K. Holzhueter

### ACKNOWLEDGMENT

STATE OF WISCONSIN       )  
  ) ss.  
COUNTY OF Columbia    )

Personally came before me this 25<sup>th</sup> day of April, 2003, the above-named **Dalhart T. Holzhueter and Judith K. Holzhueter**, to me known to be the persons who executed the foregoing instrument and acknowledged the same.

This document drafted by:  
Attorney Lan Waddell  
Waddell of Columbus, S.C.  
Post Office Box 407  
Columbus, WI 53925  
(920) 623-1111

Lan Waddell  
Notary Public, State of Wisconsin  
My commission: is permanent

L:\WP51\RE\HOLZDRIV.AGMT

**EXHIBIT 1 TO DECLARATION OF OWNER****OWNERS:**

Dalhart T. Holzhueter and Judith K. Holzhueter

**LEGAL DESCRIPTIONS AND TAX PARCEL NOS.:****Parcel A:**

Lot 1 of Certified Survey Map No. 4385 as recorded in Volume 22 of Certified Survey Maps for Jefferson County, Wisconsin, Page 72 as Document No. 1112362; being a part of the SW1/4 of the NW1/4 of Section 12, Township 8 North, Range 13 East, Town of Waterloo, Jefferson County, Wisconsin.

Tax Parcel No.: 030-0813-1223-001

**Parcel B:**

East 1/2 of the NE1/4 of the NE1/4; and  
SE1/4 of the NE1/4;  
all in Section 11, Township 8 North, Range 13 East,  
Town of Waterloo, Jefferson County, Wisconsin.

NW1/4 of the NW1/4; and  
West 1/2 of the NE1/4 of the NW1/4; and  
West 1/2 of the SE1/4 of the NW1/4; and  
SW1/4 of the NW1/4; EXCEPT Certified Survey Map No. 3420; and  
ALSO EXCEPT Lot 1 of Certified Survey Map No. 4385; and  
ALSO EXCEPT Part of the SW1/4 of the NW1/4, Section 12, T8N,  
R13E, Town of Waterloo, Jefferson County, Wisconsin, further  
described as follows: Commencing at the West 1/4 corner of  
Section 12; thence S89°25'45"E along the South line of the  
SW1/4 of the NW1/4, 360.84 feet to the point of beginning of  
this description; thence N07°03'10"E, 306.92 feet to a point of  
curvature of a curve to the right; said curve having a radius  
of 167.00 feet and a central angle of 39°13'35", the long chord  
of which bears N26°39'58"E, 112.11 feet; thence Northeasterly  
along the arc of said curve, 114.33 feet to its point of  
tangency thereof, thence N46°16'45"E, 84.83 feet to the  
Northwest corner of Jefferson County Certified Survey Map  
Number 3420; thence S39°37'54"W, along the West line of said  
Certified Survey Map, 103.04 feet to the point of curvature of  
a curve to the left, said curve having a radius of 200.00 feet  
and a central angle of 34°08'42", the long chord of which  
bears, S22°33'33"W, 117.43 feet; thence Southwesterly along the  
arc of said curve and West line, 119.19 feet to its point of

# Easement Map

Part of the SW 1/4 of the NW 1/4, Section 12, T.8N., R.13E., Town of Waterloo, Jefferson County, Wisconsin

## EASEMENT "A"

Part of the SW 1/4 of the NW 1/4, Section 12, T.8N., R.13E., Town of Waterloo, Jefferson County, Wisconsin further described as follows:

Commencing at the West 1/4 Corner, Section 12; thence S89°25'45"E along the South line of the SW 1/4 of the NW 1/4, 294.42 feet; thence N07°03'10"E, 314.42 feet to a point of curvature of a curve to the right, said curve having a radius of 233.00 feet and a central angle of 39°13'35", the long chord of which bears, N26°39'58"E, 156.42 feet; thence Northeastly along the arc of said curve, 159.52 feet to its point of tangency thereof; thence N46°16'45"E, 125.86 feet to a point of curvature of a curve to the left, said curve having a radius of 167.00 feet and a central angle of 34°15'33", the long chord of which bears, N29°08'59"E, 98.37 feet; thence Northeastly along the arc of said curve, 99.86 feet to its point of tangency thereof; thence N12°01'12"E, 212.03 feet to the point of beginning of this description; thence continue N12°01'12"E, 80.43 feet; thence N17°48'12"W, 200.11 feet; thence S72°11'48"W, 40.00 feet; thence S17°48'12"E, 269.89 feet to the point of beginning of this description. The above described containing 0.216 acres or 9,400 square feet

## EASEMENT "C"

Part of the SW 1/4 of the NW 1/4, Section 12, T.8N., R.13E., Town of Waterloo, Jefferson County, Wisconsin further described as follows:

Commencing at the West 1/4 Corner, Section 12; thence S89°25'45"E along the South line of the SW 1/4 of the NW 1/4, 294.42 feet; to the point of beginning of this description; thence N07°03'10"E, 314.42 feet to a point of curvature of a curve to the right, said curve having a radius of 233.00 feet and a central angle of 39°13'35", the long chord of which bears, N26°39'58"E, 156.42 feet; thence Northeastly along the arc of said curve, 159.52 feet to its point of tangency thereof; thence N46°16'45"E, 125.86 feet to a point of curvature of a curve to the left, said curve having a radius of 167.00 feet and a central angle of 34°15'33", the long chord of which bears, N29°08'59"E, 98.37 feet; thence Northeastly along the arc of said curve, 99.86 feet to its point of tangency thereof; thence N12°01'12"E, 292.46 feet; thence S17°48'12"E, 132.71 feet; thence S12°01'12"W, 177.33 feet to a point of curvature of a curve to the right, said curve having a radius of 233.00 feet and a central angle of 34°15'33", the long chord of which bears, S29°08'59"W, 137.25 feet; thence Southwesterly along the arc of said curve, 139.32 feet to its point of tangency thereof; thence S46°16'45"W, 125.86 feet to a point of curvature of a curve to the left, said curve having a radius of 167.00 feet and a central angle of 39°13'35", the long chord of which bears, S26°39'58"W, 112.11 feet; thence Southwesterly along the arc of said curve, 114.33 feet to its point of tangency thereof; thence S07°03'10"W, 306.82 feet; thence N89°25'45"W, 66.42 feet to the point of beginning of this description. The above described containing 1.405 acres or 61,216 square feet.

## EASEMENT "B"

Part of the SW 1/4 of the NW 1/4, Section 12, T.8N., R.13E., Town of Waterloo, Jefferson County, Wisconsin further described as follows:

Commencing at the West 1/4 Corner, Section 12; thence S89°25'45"E along the South line of the SW 1/4 of the NW 1/4, 294.42 feet; thence N07°03'10"E, 314.42 feet to a point of curvature of a curve to the right, said curve having a radius of 233.00 feet and a central angle of 39°13'35", the long chord of which bears, N26°39'58"E, 156.42 feet; thence Northeastly along the arc of said curve, 159.52 feet to its point of tangency thereof; thence N46°16'45"E, 125.86 feet to a point of curvature of a curve to the left, said curve having a radius of 167.00 feet and a central angle of 34°15'33", the long chord of which bears, N29°08'59"E, 98.37 feet; thence Northeastly along the arc of said curve, 99.86 feet to its point of tangency thereof; thence N12°01'12"E, 292.46 feet; thence N17°48'12"W, 200.11 feet; thence N00°54'29"W, 222.13 feet to the North line of the aforesaid SW 1/4 - NW 1/4; thence S89°17'17"E along said North line, 315.80 feet to the point of beginning of this description; thence S21°28'29"W, 574.98 feet; thence S12°01'12"W, 177.33 feet; thence N21°28'29"E, 760.94 feet to said North line; thence N89°17'17"W along said North line, 31.15 feet to the point of beginning of this description. The above described containing 0.447 acres or 19,457 square feet.

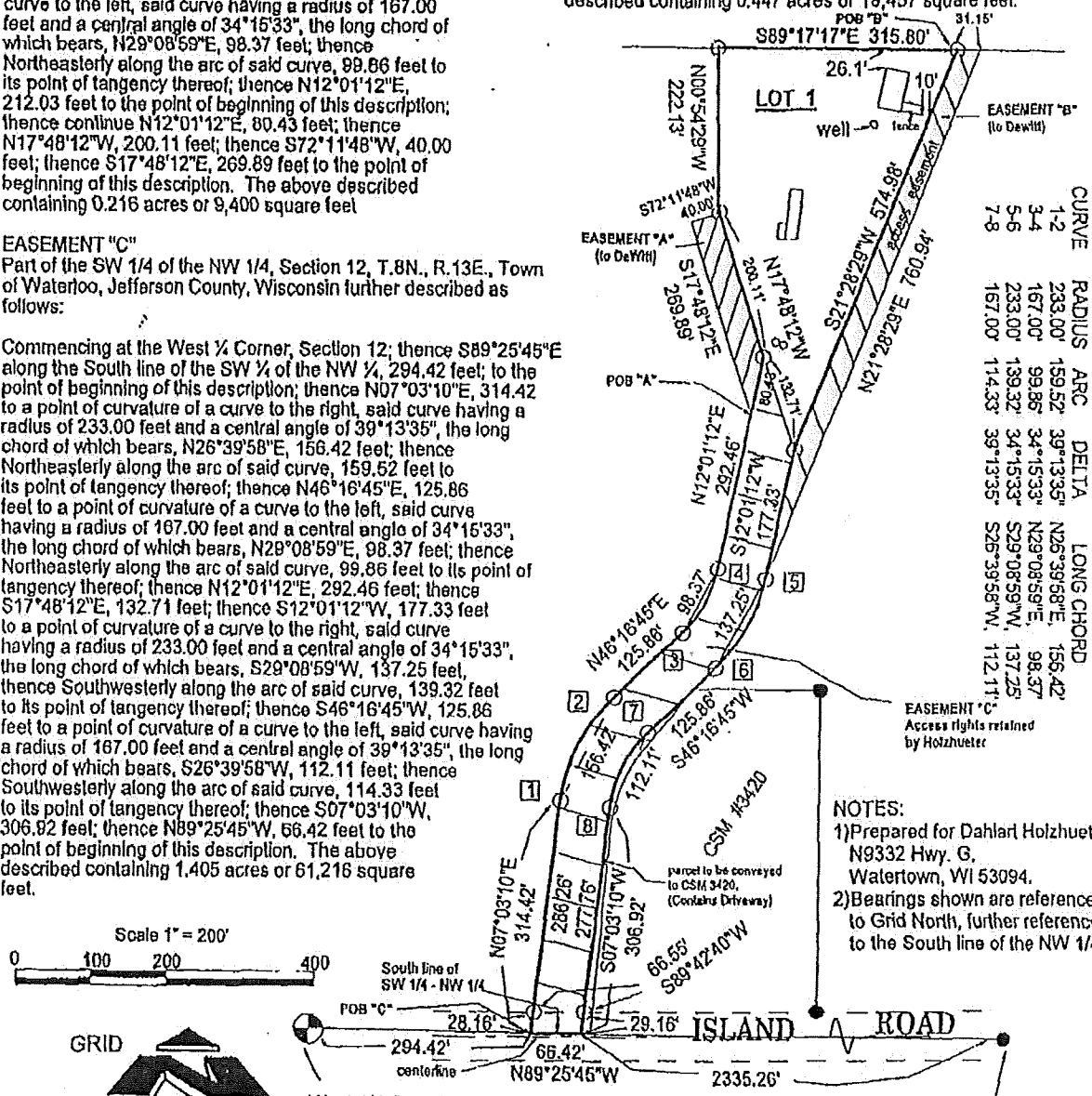


EXHIBIT 2

**From:** [Joe Nehmer](#)  
**To:** [Mary Nimm](#)  
**Subject:** FW: 5.7 acre Garman Preserve Addition  
**Date:** Friday, November 04, 2016 8:45:16 AM

---

#9

Agenda item #9.

---

**From:** Housley, Cheryl - DNR [mailto:Cheryl.Housley@wisconsin.gov]  
**Sent:** Monday, October 24, 2016 3:28 PM  
**To:** Joe Nehmer; Mary Nimm  
**Subject:** 5.7 acre Garman Preserve Addition

Mary and Joe,

Thanks for the conversation last week regarding the County's application to aide with funding the 5.7-acre Fiedorowicz addition to Garman Preserve.

Per the application, hunting is prohibited and trapping would be allowed by County permit (City ordinance is silent on the issue of trapping).

Here is the explanation of why we have these questions:

Pursuant to Wis. Stats 29.0916, lands acquired Stewardship funds are to be open to the public for all Nature Based Outdoor Activities (NBOAs) including hunting, fishing, trapping, hiking, and cross country skiing as defined in NR52. As it has been explained to me, NR 52.05(1) only allows the NRB to approve a prohibition for two reasons: 1) for public safety OR 2) to protect unique animal or plant communities. If there is no public safety concern for hunting/trapping on this 5.7 acre property (likely few safety concerns only a small area of the parcel w/in 300' radius of residence) and there were no unique animal/plant communities on the subject property that require protection indicated in the application; then the NRB cannot approve the prohibition...even if they thought it was a good idea.

I think I may have given the NRB more oversight on this issue in our conversation earlier, and it is really NR52 that is the precluding rule which creates this problem for the CO's application.

These are the two questions that we would like to have the County answer in order to know if the parcels fits Stewardship's NBOA requirements:

*1)Does the County have the authority to lift the deed restriction?*

*And*

*2)Once restriction removed, would the County be willing to open the 5.7 acres to hunting (work with the City to allow hunting by County permit)?*

Thank you for taking the time to consider these changes to the proposed uses if funded with a Stewardship grant.

-Cheryl

## RE: Foraging

#10

Ehlenbeck, Bill

Thu 11/3/2016 9:06 PM

Inbox

To: Mary Nimm &lt;maryn@jeffersoncountywi.gov&gt;;

Cc: 'mary0315@hotmail.com' &lt;mary0315@hotmail.com&gt;;

1 attachments (81 KB)

Derge Nut Picking.docx;

The closest thing we have in our Parks Ordinance is Chapter 19.04 (6) (b) prohibits “picking, trampling or otherwise damaging any plants....”. This is a \$25 fine plus costs (in excess of \$150 total).

**(6) VEGETATION AND WILDLIFE.**

**(a) Cutting, chopping, removing, writing on or otherwise damaging any live or standing trees or shrubs.**

**(b) Picking, trampling, or otherwise unnecessarily damaging any plants, flowers, shrubs, trees, vines or things of a similar nature growing or planted upon the premises of any park.**

We do get a lot of nut harvesting especially at Derge Park and have not put a stop to it as of yet. Our staff developed a quick hit of guidelines (attached) for their park based on increased frequency of issues. Otherwise nothing.

**Bill Ehlenbeck**—Parks & Trails Mgr  
Dodge County Land Resources & Parks Dept.  
920-386-3702  
[www.dodgeparks.com](http://www.dodgeparks.com)

Astico \* Derge \* Ledge \* Nitschke Mounds \* Harnischfeger \* Wild Goose State Trail \* Glacial River Trail \* Gold Star Memorial Trail

---

**From:** Mary Nimm [mailto:maryn@jeffersoncountywi.gov]  
**Sent:** Wednesday, November 2, 2016 10:13 AM  
**To:** Ehlenbeck, Bill <behlenbeck@co.dodge.wi.us>  
**Cc:** 'mary0315@hotmail.com' <mary0315@hotmail.com>  
**Subject:** Foraging

Does Dodge County allow foraging/harvesting (nuts, berries, edibles, etc.) in any of its parks? If so, might you be able to forward your policy?

Sincerely,

*Mary S. Nimm*  
Program Assistant  
Jefferson County Parks Department

## Derge Park Hickory Nut Picking Guidelines

Please adhere to the following guidelines when picking hickory nuts at Derge Park.

1. Park only in designated parking lots. No parking on campsites or grass.
2. Do not pick nuts on any occupied campsites.
3. Stay far away from mower.
4. Obey speed limit in park of 5 mph.
5. Pick nuts on ground only. Do not pick nuts off of trees or pull branches down or shake tree.
6. Do not pick on any neighboring property.
7. Do not rake husks into piles.
8. Dogs must be on secured leash at all times.

*ok 2016*

Thanks for your cooperation.



[Wisconsin State Parks](#)[Find](#)

a Wisconsin state park, forest, recreation area or trail.

[Camping opportunities](#)

in state parks and forests.

[How to buy](#)

a vehicle admission sticker or state trail pass.

[Get Outdoors!](#)

to attend a nature program or event with family and friends.

Contact information

For more information, contact:

[Wisconsin State Parks](#)

## Wisconsin State Park System Gathering in state parks and forests

In order to preserve state parks' natural beauty for future visitors to enjoy, it's against Wisconsin law to destroy, molest, deface or remove any natural growth or natural or archaeological feature from the parks.

However, you may pick edible fruits, edible nuts, wild mushrooms, wild asparagus and watercress for personal consumption.

Some mushrooms are edible and others are deadly and it's difficult to tell one from another. Whole books have been written on the subject. **Use extreme caution!**

Collecting seeds from herbaceous plants such as grasses and wildflowers is not allowed without written authorization from the department.

No one may collect rocks, minerals or fossil materials on state natural areas, state wild rivers, state parks, state trails, Havenwoods state forest preserve, state recreation areas or Point Beach or Kettle Moraine state forests, except with a written permit from the property manager.

Last revised: Friday May 27 2016

## [Timber sales](#)

### [View](#)

current State Forest timber sale bid packages and results.

### State forests

- [Sale process](#)
- [Bid requirements](#)
- [Individual state forests](#)
- [Harvesting non-commercial products](#)
- [Timber sale handbook](#)

## Harvesting of non-commercial forest products

The [Northern state forests](#) generally allow people to harvest small amounts of Christmas trees, boughs, or firewood if available on the property. The property superintendent has the discretion to allow this activity and where it would take place. Please contact the property you are interested in harvesting on to find out exact regulations. Individuals are required to fill out the [Forest Products Permit \[PDF\]](#) (2460-8) and the permits are issued at the property headquarter office. Please print out the form, complete it by hand and take it with you to the forest headquarters office to purchase the permit. If you are using Internet Explorer on your desktop/laptop you can fill out the form online before printing it, but you still need take it with you to the forest headquarters office to purchase the permit.

The Forest Products Permit is good for one year, and will only be used in the following situations:

1. A single count or volume estimate will be made.
2. A single advanced payment will be made.
3. The appraised value does not exceed \$500.
4. The sale will not exceed one year in duration.
5. Maximum of 5 Christmas trees per individual.
6. Maximum of ten cords per individual.

Christmas tree permits vary slightly from property to property but are generally \$5 per tree. Trees cannot be cut near roads, trails or lakes or within designated recreation areas, cannot exceed 30 feet in height, are only for personal use, cannot be resold, and must be cut at ground level.

Tree boughs collected under this permit must be for personal use and weigh less than 1 ton. If weight exceeds 1 ton, then it shall be considered a commercial product and other regulations would then also apply.

Firewood harvesting may consist of both dead and downed trees as well as live trees. However, this can vary from property to property. Please contact the property you are interested in harvesting on to find out exact regulations.

## Wild edibles

Edible fruits, edible nuts, wild mushrooms, wild asparagus and watercress may be removed by hand without a permit for the purpose of personal consumption by the collector. "Edible fruits" means fleshy fruits from plants including apples, plums, pears, blueberries, raspberries, blackberries, juneberries and strawberries that are harvested for human consumption. "Edible nuts" means walnuts, hickory nuts, acorns and other similar nuts from trees and shrubs.

Last revised: Monday December 07 2015

## Mary Nimm

---

**From:** Russart, Brian <Brian.Russart@milwaukeecountywi.gov>  
**Sent:** Wednesday, November 02, 2016 3:02 PM  
**To:** Mary Nimm  
**Cc:** Smith, Guy; Johnson-Boorse, Paula  
**Subject:** foraging question

Hello Mary,

Thanks for reaching out. We don't have a policy that formally addresses foraging activities within our parks, but we do have a County ordinance. See below:

47.08. - Injury to, destruction, or removal of public property

(1)

Destruction of property.

(a)

No person shall climb any tree, or pluck any flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove, or in any manner injure or deface, write upon, defile or ill use any tree, shrub, flower, flower bed, turf, fountain, ornament, statue, building, fence, apparatus, bench, table, official notice, sign, bridge, structure or other property within any park or parkway.

I hope this helps. Please let me know if you have any additional questions.

### Brian Russart

*Natural Areas Coordinator*

(414)-257-6521 Direct

(414)-378-5521 Mobile

(414)-257-6466 Fax

### Milwaukee County Department of Parks, Recreation & Culture

9480 Watertown Plank Rd

Wauwatosa, WI 53226

(414)-257-PARK

[countyparks.com](http://countyparks.com)

**Please consider the environment before printing this email.**

---

**From:** SH Parks Director  
**Sent:** Wednesday, November 2, 2016 10:36 AM  
**To:** Smith, Guy; Russart, Brian  
**Subject:** FW: Milwaukee County Parks Contact Us

Guy / Brian for your response and action please. Kindly copy me on your response.

## Rock River Trail Community Pages

#11



Our goal is to have each community along the Rock River Trail have a page on our website to tell potential visitors about you. What makes your community unique? Why should they make your community a stop on the trail?

Please send the following information:

- **Community description – 3-4 paragraphs**
- **Also include information on:**
  - **Candy Shops, Ice Cream, Popcorn Shops to add to the Chocolate & Sweets Trail**
  - **Historical Locations**
  - **Points of Interest & Attractions**
  - **Shopping areas**
  - **Taxi, Uber – if pilots were to fly into the nearest airport, how could they get to your attractions?**
- **Supply Photos of your community – please provide high quality photos**

Please email this information to Therese Oldenburg, Firepoint Media by December 15, 2016, email [therese@firepointmedia.com](mailto:therese@firepointmedia.com) or call Therese at 608-931-6895 with any questions.

### The Rock River Trail Keeps Getting More Exciting!

The trail has evolved into much more than a water trail (we are a National Water Trail now!) and we now offer something for everyone to enjoy. Be sure to visit the website to learn more:

[rockrivertrail.com](http://rockrivertrail.com)

- National Water Trail
- Scenic and Historic Route
- Biking Route
- Hiking Route
- Horse Trails
- Air Route
- We'll soon be adding a Chocolate Trail, complete with our own gourmet chocolate Rock River Turtles by Northleaf Winery in Milton)
- An Art Trail is also in the works!

### Rock River Trail Grand Opening – Save the Date

We are excited to announce the official **grand opening** of the trail on **National Trail Day, June 3, 2017, 10am**. The official ceremony will take place in **Beloit, WI at the Rotary River Center, 1160 S Riverside Drive** with events held in both Beloit, WI and South Beloit, IL that day.

### Hold a Community Event to Celebrate the Rock River Trail Grand Opening

We'd also like to have exciting events planned in each community from June 3-1, 2017 that highlight the various components of the trail. Please connect with people in your community to encourage planning some sort of Rock River Trail event during that time. You are always welcome to submit any events at <http://rockrivertrail.com/submit-your-event/>

### Submit Rock River Stories

Is there someone in your community who enjoys adventures on the Rock River, or doing some of the activities we promote along the trail? We are looking for people to write for our Rock River Stories blog. Send stories with photos to [therese@firepointmedia.com](mailto:therese@firepointmedia.com)  
[See this link for a sample story](#)



# THE ROCK RIVER TRAIL

2 STATES WISCONSIN  
ILLINOIS

11 COUNTIES

41 COMMUNITIES

320 BEAUTIFUL MILES

ENDLESS WAYS TO ENJOY IT



## GRAND OPENING

## JUNE 3, 2017



*In* BELOIT, WI & SOUTH BELOIT, IL  
*And* EVENTS ALONG ALL 320 MILES

## Your Adventure Awaits!

[WWW.ROCKRIVERTRAIL.COM](http://WWW.ROCKRIVERTRAIL.COM)





**From:** [Joe Nehmer](#)  
**To:** [Mary Nimm](#)  
**Cc:** [Augie Tietz](#)  
**Subject:** FW: Wedding Venue  
**Date:** Wednesday, October 05, 2016 11:23:57 AM

---

#13

November agenda please.

-----Original Message-----

From: Augie Tietz  
Sent: Wednesday, October 05, 2016 9:30 AM  
To: Joe Nehmer  
Cc: Benjamin Wehmeier  
Subject: RE: Wedding Venue

Does not surprise me, that has become the norm for highly desirable venues like the Turner Hall, Country Club and Winwood.

We should discuss this at our next meeting.

Augie

---

From: Joe Nehmer  
Sent: Wednesday, October 05, 2016 9:05 AM  
To: Augie Tietz  
Cc: Benjamin Wehmeier  
Subject: FW: Wedding Venue

People are trying to book in 2018.....

From: Mary Nimm  
Sent: Wednesday, October 05, 2016 8:12 AM  
To: 'Allison McDonald'  
Cc: Kaela Hutter; Joe Nehmer  
Subject: RE: Wedding Venue

Alli,

Rental fee for Korth County Park is \$240 – the rental fees are set for 2016 & 2017. Fee's for 2018 may or may not still be at \$240. Watch the website next fall.

What is the capacity for the shelter? Shelter capacity depends on your table set up. If you leave the picnic tables in place, you have 12 tables which will each seat 8 ppl. Tables can be moved out, but must not be dragged across the floor or grounds. Tables must be returned to how you found them prior to leaving the night of your rental.

What are the policies for having a wedding at a public park? Many people have their wedding at Korth. There are no set policies for Weddings.

Can we have a DJ/Live Band? Loud music requires a special use permit and must be ceased by 9pm What time can we stay at the shelter until? Park hours are ½ hour before sunrise and ½ hour after sunset.

Can we serve alcohol? Alcohol can be served, but cannot be sold. There is no set rule, but we do prefer you avoid glass bottles.

· Access to the shelter is limited to the day of your rental. There is no set-up the day before or tear-down the day after unless you rent additional days.

· We do not take shelter requests for 2018 until June 15, 2017.

· Any additional structures such as tents and bouncy houses require a special use permit, and are assigned an additional fee of \$50 each. They may only be placed in designated locations as directed by the Parks Department.

- If your guest list exceeds 200 people, additional fees may be charged.
- Renting the shelter does not give you sole access to the park. The general public does have access to the park grounds and playground.
- The kitchen has an electric four-burner stove/oven, refrigerator and single sink.

Hopefully this helps.

Kind Regards,  
Mary Nimm

From: Allison McDonald [<mailto:mcdonald.allisonj@gmail.com>]

Sent: Tuesday, October 04, 2016 9:11 PM

To: Mary Nimm

Subject: Wedding Venue

Good evening,

My name is Alli and I am currently searching for a wedding venue. We are looking to get married in June of 2018 and are looking for a venue for 200ish people. I found your rental fee for Korth County Park is \$240. What is the capacity for the shelter? What are the policies for having a wedding at a public park? Can we have a DJ/Live Band? What time can we stay at the shelter until? Can we serve alcohol?

Thank you for your time and I look forward to hearing from you.

Cheers,  
Alli



Jefferson County  
Parks Totals

Date Ran 10/21/2016  
Period 9  
Year 2016

Business Unit	Description	Current Period Actual	Current Period Budget	YTD Actual	YTD Budget	Prorated Variance	Total Budget	Annual Remaining	Percentage Of Budget
1801 Parks	Revenue	(65,069.62)	(63,568.50)	(607,178.29)	(572,116.50)	(35,061.79)	(762,822.00)	(155,643.71)	79.60%
	Expenditures	58,666.74	75,822.75	579,570.15	682,404.75	(102,834.60)	909,873.00	330,302.85	63.70%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		(6,402.88)	12,254.25	(27,608.14)	110,288.25	(137,896.39)	147,051.00	174,659.14	0.00%
1806 Carol Liddle	Revenue	(28.59)	-	(249.55)	-	(249.55)	-	249.55	#DIV/0!
	Expenditures	-	6,802.33	-	61,220.93	(61,220.93)	81,627.91	81,627.91	0.00%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		(28.59)	6,802.33	(249.55)	61,220.93	(61,470.48)	81,627.91	81,877.46	0.00%
1809 Carlin Weld	Revenue	-	(2,083.33)	(75.60)	(18,750.00)	18,674.40	(25,000.00)	(24,924.40)	0.30%
	Expenditures	-	4,166.67	205.00	37,500.00	(37,295.00)	50,000.00	49,795.00	0.41%
	Other Finances	-	2,083.33	-	18,750.00	(18,750.00)	25,000.00	25,000.00	0.00%
Total		-	4,166.67	129.40	37,500.00	(37,370.60)	50,000.00	49,870.60	0.00%
1811 Korth Park	Revenue	-	-	-	-	-	-	-	#DIV/0!
	Expenditures	-	-	-	-	-	-	-	#DIV/0!
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		-	-	-	-	-	-	-	0.00%
1812 Carnes Park	Revenue	(53.00)	(5,688.00)	(13,963.99)	(51,192.00)	37,228.01	(68,256.00)	(54,292.01)	20.46%
	Expenditures	123,585.20	21,802.29	126,510.33	196,220.65	(69,710.32)	261,627.53	135,117.20	48.36%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		123,532.20	16,114.29	112,546.34	145,028.65	(32,482.31)	193,371.53	80,825.19	0.00%
1813 Park Buildings	Revenue	(1,392.67)	(1,392.67)	(13,274.03)	(12,534.00)	(740.03)	(16,712.00)	(3,437.97)	79.43%
	Expenditures	984.02	1,392.67	10,004.98	12,534.00	(2,529.02)	16,712.00	6,707.02	59.87%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		(408.65)	(0.00)	(3,269.05)	-	(3,269.05)	-	3,269.05	0.00%
1814 Garman Nature	Revenue	-	-	-	-	-	-	-	#DIV/0!
	Expenditures	-	41.67	-	375.00	(375.00)	500.00	500.00	0.00%
	Other Finances	-	(14.23)	-	(128.11)	128.11	(170.81)	(170.81)	0.00%
Total		-	27.43	-	246.89	(246.89)	329.19	329.19	0.00%
1816 Glacial Heritage	Revenue	-	-	-	-	-	-	-	#DIV/0!
	Expenditures	-	1,837.83	-	16,540.50	(16,540.50)	22,054.00	22,054.00	0.00%
	Other Finances	-	(278.75)	-	(2,508.75)	2,508.75	(3,345.00)	(3,345.00)	0.00%
Total		-	1,559.08	-	14,031.75	(14,031.75)	18,709.00	18,709.00	0.00%
1821 Snowmobile Trails	Revenue	-	(3,806.25)	(45,640.96)	(34,256.25)	(11,384.71)	(45,675.00)	(34.04)	99.93%
	Expenditures	-	3,806.25	45,640.96	34,256.25	11,384.71	45,675.00	34.04	99.93%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		-	-	-	-	-	-	-	0.00%
1824 Bike Trail	Revenue	(1,103.00)	(116,666.67)	(97,966.42)	(1,050,000.00)	952,033.58	(1,400,000.00)	(1,302,033.58)	7.00%
	Expenditures	-	116,989.58	1,537.32	1,052,906.25	#####	1,403,875.00	1,402,337.68	0.11%
	Other Finances	-	746.11	-	6,715.00	(6,715.00)	8,953.33	8,953.33	0.00%
Total		(1,103.00)	1,069.03	(96,429.10)	9,621.25	(106,050.35)	12,828.33	109,257.43	0.00%
1826 Dog Park	Revenue	(3,526.56)	(3,275.00)	(37,728.83)	(29,475.00)	(8,253.83)	(39,300.00)	(1,571.17)	96.00%
	Expenditures	4,939.29	8,512.42	20,179.29	76,611.75	(56,432.46)	102,149.00	81,969.71	19.75%
	Other Finances	-	(469.25)	-	(4,223.22)	4,223.22	(5,630.96)	(5,630.96)	0.00%
Total		1,412.73	4,768.17	(17,549.54)	42,913.53	(60,463.07)	57,218.04	74,767.58	0.00%
1840 Groundskeeping	Revenue	(6,721.15)	(4,160.50)	(44,279.61)	(37,444.50)	(6,835.11)	(49,926.00)	(5,646.39)	88.69%
	Expenditures	6,692.05	4,160.50	44,819.60	37,444.50	7,375.10	49,926.00	5,106.40	89.77%
	Other Finances	-	-	-	-	-	-	-	#DIV/0!
Total		(29.10)	-	539.99	-	539.99	-	(539.99)	0.00%
Total All Business Units	Revenue	(77,894.59)	(200,640.92)	(860,357.28)	(1,805,768.25)	945,410.97	(2,407,691.00)	(1,547,333.72)	35.73%
	Expenditures	194,867.30	245,334.95	828,467.63	2,208,014.58	#####	2,944,019.44	2,115,551.81	28.14%
	Other Finances	-	2,067.21	-	18,604.92	(18,604.92)	24,806.56	24,806.56	0.00%
Grand Total Parks		116,972.71	46,761.25	(31,889.65)	420,851.25	(452,740.90)	561,135.00	593,024.65	-5.68%