Town of Bass Lake
Justin Hall
14412 W County Hwy K
Hayward, WI 54843

July 28, 2016

Justin:

There are three errors in the draft minutes of the Public Hearing held on July 11, 2016. The attached copy of the draft minutes have marked sentences - they refer to the following:

1. This is not what the judge ruled - read page 7 of the judgement - copy attached. The judge ruled that the above named defendants are forever barred from all private right, title, or interest in the Lands.

2. This is false. The town has to do items 2, 3, 4 and 5 of the stipulations - copy attached.

3. This quote of Meixner is false. The stipulations do allow building on the reserve strip - see item 4 of the attached stipulations.

The job of drafting an ordinance would be far less difficult if some of the town supervisors and the town attorney would correctly interpret/quote the 1967 lawsuit. Please have the above read the judgement and stipulations. Also, the recording of the meetings would help to eliminate any confusion as to what was said.

A non-related item - attached is a picture of a property for sale where the real estate agent apparently has not been informed of the access strip. This is not waterfront property - 7524 N Court Oreilles Lake Drive.

Respectfully Submitted,

Anton N. (Tony) Pfendt

RECEIVED AUG 0 1 2016

These are the minutes of the Public Hearing held on July 11, 2016 at 6:00 pm at the Bass Lake Town Hall for the purpose of contemplating making new records of Trepania Road and Grindstone Spring Road and reviewing the Town of Bass Lake, Sawyer County Ordinance Regarding the Public Reserve Strips Located in the Northwoods Beach Subdivision. Members Present: Chairman Justin Hall, Supervisors Doug Mrotek (6:23 pm), Ralph Meixner, Joel Valentin, Dave Aubart, Treasurer Kari Aderman and Clerk Erica Warshawsky (6:05 pm).

Chairman Hall called the public hearing to order at 6:01 pm.

Creating new records of Trepania Road and Grindstone Spring Road was discussed. There were no questions from the audience. Item closed.

Hearing on second item convened. Hall reported that 27 letters were received, presented to the Board and posted online. Hall opened the floor for comments asking that comments stay at or under 3 minutes and that the person speaking first state their name.

Tony Pfendt, on behalf of the Concerned Conservation Strip Committee (CCSC), presented their concerns. Pfendt provided a rough transcript of his presentation (please see attached). At the end of his presentation, Pfendt stated that CCSC would like to see changes made to the ordinance and offered to draft a new ordinance at no charge for the August Board meeting. Hall reported that he spoke to the Town's attorney, Ward Winton (present) and Winton will redraft the ordinance taking CCSC's changes into consideration. The penalty section of the ordinance was discussed and clarified.

Meixner asked Winton if Meixner's understanding of the 1967 court case is correct. Meixner referred to page 6 of the court case listing the 9 landowners that joined the case out of the 88 landowners notified by certified mail. 9 joined the suit and in the end, the judge ruled on what he had. On page 7, the judge ruled that except for the stipulations for the 9, all other owners have no other rights for the existing buildings. Winton stated that Meixner was basically correct. Winton stated that the 9 have no ownership interest. The stipulation states that the 9 are allowed to retain existing structures. Their rights to use the property are the same as the public. Winton added that the stipulation directs the Town to post the access roads. There are 2 ways to access the strip; by water or by the access roads, not through property owners property. Winton stated that in the letters to the Board, there is a common misunderstanding that all adjacent property owners are grandfathered in and that is not true. Discussion followed. MJ Lewis asked why the access roads are not posted. Hall replied that when the ordinance is complete, the access roads will be posted. Winton added that nothing states that the Town has to do anything other than post and keep a path. Discussion followed. (1) (2)

Dave Bauer and George Hartung spoke in strong opposition to the ordinance. Hartung suggested turning the property over to the adjacent property owners and later added that the entire subdivision was an ill-conceived idea by some Chicagoans 80 years ago. Hartung also mentioned that there are environmental and security concerns.

Jessica Sutton offered that the 1967 court case applies to the landowners who could afford to join the suit. Sutton asked what the purpose of the ordinance is. Hall replied that people have been cutting down trees on the reserve strip and no one knows what the rules are. Meixner added that if you read through, the ordinance the Town is doing their job, by stating where Bass Lake, Sawyer County and DNR stand. Meixner likened the reserve strip to a park; you can use the park, but you can't build on it. Meixner stated that rules were always in place and now the Board is putting it on paper. (3)

Kimberly Wiederin expressed concern over the ordinance and the Americans with Disabilities Act (ADA). Hall explained that if the Town installs a new dock, it must be accessible. Hall asked Winton to review the ordinance. Winton explained that the thrust of ordinance is twofold; to address items placed on Town property by trespassing adjoining property owners and to prevent future structures. The ordinance recognizes items have been there for years and years and is not aimed at expanding use. Winton went on to explain that if the Town had a strip that is wild land and had plans to put in a path then ADA needs to be considered.

United States Air Force Colonel James R. Hackbarth introduced himself, was thanked for his service and spoke in strong opposition to the ordinance.

Hall stated that the based on the feedback received, the Board will not vote on the ordinance at this time.

Hearing was adjourned at 7:32 pm.

DRAFT

At a regular term of the Circuit Court for Sawyer County, Wisconsin, commencing on the 18th day of September, 1967, held at the Court House in the City of Hayward, Wisconsin, on the 12th day of December, 1967, a day of said terms

Present and presiding, The Honorable Robert F. Pfiffner, Circuit Judge.

TOWN OF BASS LAKE, a Wisconsin Political Subdivision, PAUL PAULSON and C. F. GROVE,

Plaintiffs,

vs.

EDITH E. FRICK, JOHN McDONALD, CLARA BULTHOUSE, MRS. A. E. LINDSTRUM, HAROLD F. HAMMOND, PAUL BANCHAK, ARNOLD J. HILL, ALICE OLSON, WILLIAM HOTZE and _____ HOTZE, his wife, FRANK BUDREVICH, MRS. M. ANTONELLI, FRED A. RUEDY, ANKER W. JACKSON, MERLE GARY, MAURICE DeWAELE, CHARLES THIEL, CARL J. NOTARO, FLORENCE E. WATTS, RICHARD H. HOLST, LOUISE A. KISLIA, JOHN KARNER, HOWARD BARZ, JOHN B. MORAGLIA, FRANK EILER, HENEN THEDORFF, LEE KORTSCH, HARRY JAEGER, THEODORE MARCINKOWSKI, RUDOLPH BRUHNS, FRANCIS P. MAKA, M. H. HAAG, VERL W. POOLE, JAMES R. BURR, MRS. A. L. GENSIOT, JOHN LOCH and _____ LOCH, his wife, EARL HERRICK, B. G. ERICKSON, R. A. ENGLISH, HARRY WENDORF, STANLEY L. SMITH, E. R. FELLBAUM, ANDREW OLSON, ALOIS FRINS, GRAYCE LAMPRECHT, HANS SCHAEDLICH, KARL O. DRETTWAN, FRANZ JACOB, MERRITT A. HANSON, FRED PAULSON, ALBERT J. ROTHENGASS, ALBERT J. BAIRD, HENRY KAMP, JAMES O. REESE, OSCAR JAROSCH, WALTER NELSON, ADOLPH SCHLESINGER, PETER GLASS, JR., NICHOLAS GLASS, A. P. GOODHART and _____ GOODHART, his wife, T. F. JOHNSON, ALFRED B. CHEVRIER, ROLLAND METZGER, WILLIAM R. POKORNEY, ROBERT J. SALES, ARTHUR C. VOELZ, JOSEPH A. BAGINSKI, HARVEY VOELZ and _____ VOELZ, his wife, ERNA SEMERAU, GEORGE BOSSE, HAROLD L. THURM, Charles Ollrtrt, Bartel Koivula and KOIVULA, EGON C. BERGMANN AND BERGMANN, his wife, WILLIAM SAUER, HAROLD FRISCHMANN, WALTER J. HENNING, DeWaine BONNEAU, FRED BONNEAU, CLARENCE BENKERT, DONALD HELMAN, WILLIAM O. UTZIG, LESLIE W. HAWKINS, IRVING McEWAN and _____ McEWAN, his wife, RAY EBERHARDY, JOHN A. ANDERSON, GEORGE J. KAPPLINGER, MARK W. EWALD, Joseph Pfendt, Eva Pfendt, Otto A. Fuchs, Anna Wanderer, Myron J. Tremaine

127491

Filed the 21 day of Dec A.D. 1967 at 9 o'clock A. M. and recorded in vol. 213 of Records on page 131-136

Irene C. McLaughlin
Clerk

WILLIAM WINTER, OSCAR BECK, CARL SCHRAUDOLF, BELLE LAIBE, ELSIE RUSSICKA: AND ALL UNKNOWN assignees, grantees, heirs at law, wives, executors, administrators, devisees, creditors, trustees or persons interested in the above defendants or in the lands described in the compliant herein,

Defendants

This action coming on to be heard at said term on the ____ day of December, 1967, and the Summons and Complaint in this action having been duly and personally served on the defendants, HARRY JAEGER, CARL SCHRAUDOLF, WALTER NELSON, OTTO FUCH, and OSCAR RECK, on the 18th day of March, 1967; on FRED PAULSEN on the 20th day of March, 1967, and on WILLIAM HOTZE and _____ HOTZE, his wife, on the 28th day of March, 1967, as appears by the Sheriff's Return of Service duly endorsed on the Summons and now on file herein; and said Summons and Complaint having been mailed on the 18th day of March, 1967, to the following Wisconsin residents not residing within the County of Sawyer;

Mr. Charles Thiel	Fontana, Wisconsin
Mr. Louis A. Koslia	Janesville, Wisconsin
Mr. Lee Korsch	Milwaukee, Wisconsin
Mr. M. H. Haag	Jefferson, Wisconsin
Mr. Verl W. Poole	Viroqua, Wisconsin
Mr. James R. Barr	McFarland, Wisconsin
Mrs. A. L. Gensiot	Rhinelander, Wisconsin
Mr. Earl Herrick	Edgerton, Wisconsin
Mr. Stanley L. Smith	Appleton, Wisconsin
Mr. Karl O. Drettwen	Racine, Wisconsin
Mr. H. G. Packee	Milwaukee, Wisconsin

Mr. & Mrs. Harvey Voelz	Hales Corners, Wisconsin
Mr. & Mrs. Bartel Koivula	Kenosha, Wisconsin
Mr. Dewaine Bonneau	Kenosha, Wisconsin
Mr. Fred Bonneau	Kenosha, Wisconsin
Mr. Clarence Benkert	Monroe, Wisconsin
Mr. Donald Helman	Kenosha, Wisconsin
Mr. William O. Utzig	Janesville, Wisconsin
Mr. Ray Eberhardy	Milwaukee, Wisconsin

and on the 18th day of March, 1967, copies of said Summons and Compdaint having been mailed to the following non-resident defendants all by certified mail as appears by affidavits made and filed herein:

Mrs. Edith E. Frick	Elgin, Illinois
Mr. John McDonald	Chicago, Illinois
Mrs. A. E. Lindstrum	Western Springs, Illinois
Mr. Harold F. Hammond	Maywood, Illinois
Mr. Paul Banchak	Algonquin, Illinois
Mr. Arnold J. Hill	Minneapolis, Minnesota
Mrs. Alice Olson	Lombard, Illinois
Mr. Frank Budrevich	Des Moines, Iowa
Mrs. M. Antonelli	Chicago, Illinois
Mr. Fred Ruedy	Chicago, Illinois
Mr. Anker W. Jackson	Vero Beach, Florida
Mr. Merle Gary	Bensenville, Illinois
Mr. Maurice De Waele	Elmwood Park, Illinois
Mr. Carl J. Notaro	Chicago, Illinois
Florence E. Watts	Washington, D. C.
Mr. Richard H. Holst	Davenport, Iowa
Mr. John Karner	Melrose Park, Illinois
Mr. Howard Barz	Robert, Illinois
Mr. John B. Miraglia	Palatine, Illinois

Mrs. Helen Theforff	Pecatonica, Illinois
Mr. Theodore Marcinkowski	Chicago, Illinois
Mr. Rudolph Bruhns	FForest Park, Illinois
Mr. Francis P. Maka	Bellwood, Illinois
Mr. & Mrs. John Loch	Glen Ellyn, Illinois
Mr. B. G. Erickson	Chicago, Illinois
Mr. R. A. English	Gurnee, Illinois
Mr. Harry Wendorf	Davis Junction, Illinois
Mr. E. R. Fellbaum	Castro Valley, California
Mr. Andrew Olson	Chicago, Illinois
Mr. Alois Frims	Stone Park, Illinois
Mrs. Grayce Lamprecht	Elgin, Illinois
Mr. Hans Schaedlich	Chicago, Illinois
Mr. Franz Jacob	Rockford, Illinois
Mr. Merritt A. Hanson	Loves Park, Illinois
Mr. Albert J. Rothengass	Chicago, Illinois
Mr. Albert J. Baird	Hopkins, Minnesota
Mr. Henry Kamp	Niles, Illinois
Mr. James O. Reese	Stone Park, Illinois
Mr. Oscar Jarosch	Los Angeles, California
Mr. Adolph Schlesinger	Chicago, Illinois
Mr. Peter Glass, Jr.	Chicago, Illinois
Mr. Nicholas Glass	Glenview, Illinois
Mr. T. F. Johnson	Rockford, Illinois
Mr. Alfred B. Chevrier	Villa Park, Illinois
Mr. Holland Metzger	Chicago, Illinois
Mr. William R. Pokorney	Lyons, Illinois
Mr. Robert J. Sales	Chicago,Ridge, Illinois
Mr. Joseph A. Baginski	Niles, Illinois
Emma Semerau	Chicago, Illinois
Mr. George Bosse	Valparaiso, Indiana

Mr. Harold L. Thurm	Chicago, Illinois
Mr. Charles Ollerer	Chicago, Illinois
Mr. & Mrs. Egon C. Bergmann	La Grange Park, Illinois
Mr. William Sauer	Chicago, Illinois
Mr. Harold Frischmann	Chicago, Illinois
Mr. Walter J. Henning	Chicago, Illinois
Mr. Leslie W. Hawkins	Champaign, Illinois
Mr. & Mrs. Irving McEwan	West Chicago, Illinois
Mr. John A. Anderson	Niles, Illinois
CWO George J. Kapplinger	Annandale, Virginia
Mr. Alois Frins	Stone Park, Illinois
Mr. Mark W. Ewald	Rockford, Illinois
Mr. Joseph Pfendt	Western Springs, Illinois
Mrs. Eva Pfendt	Evanston, Illinois
Anna Wanderer	Oak Park, Illinois
Mr. Myron J. Tremaine	Evanston, Illinois
Mr. William Winter	Gary, Indiana
Belle Laibe	Chicago, Illinois
Elsie Ruzicka	Lyons, Illinois

and said Summons and Complaint having been served upon all other defendants by publication as appears by affidavit made and filed herein; and Notice of Lis Pendens having been filed in the office of the Register of Deeds, Sawyer County, Wisconsin, on the 3rd day of April, 1967, at 8:00 o'clock a.m. on said day; and an Amended Notice of Lis Pendens having been filed in the office of Register of Deeds, Sawyer County, Wisconsin, on the 20th day of April, 1967, at 9:00 o'clock A.M. on said day; and the time for answer or otherwise joining issue having expired; and due proof having been made and filed that no answer or demurrer has been served on or received by plaintiffs attorneys and no issue of

law or fact has been joined in this case except by Clarence BENKERT, ARNOLD J. HILL AND FLORENCE E. WATTS, who have filed answers dwnying the allegations contained in the compliant and seeking dismissal of said Compliant and except by FRED RUEDY, MAURICE DeWAELE, MRS. J. MIRAGLIA, CARL J. NOTARO, JOHN RUEDY? KARNER and MERLE GARY, who have filed an answer denying the allegations of the compliant and seeking dismissal of said Compliant and who have filed a Counter-Claim claiming ownership by the beach or shoreline adjacent to their said lots by virtue of adverse possession. and that with the exception of the aforementioned defendants and the defendant, DEWAINE BONNEAU, who on the 22nd day of March, 1967, served upon plaintiff's attorney a Notice of Retainer and Demand for copy of the Compliant, none of said defendents has in any manner appeared in this action; and DEWAINE BONNEAU on the 21st day of March, 1967, having received a copy of said Complaint and having signed a Post Office Department Certified Receipt #663504, and a copy of said Summons and Complaint having been sent to ANTARAMIAN & ANTARAMAIN, Kenosha, Wisconsin, attorneys for the said DEWAINE BONNEAU, on March 22, 1967, as appears by the affidavit of mailing on file herein, and said defendant having failed to file or serve upon the plaintiffs an answer within the time allowed by law or at all; and this action being one to seek a judicial determination of the right of the public to free use and access of the lakeshore or beaches along the lots located on GRINDSTONE LAKE and LAC COURT OREILLES LAKE, Northwoods Beach Subdivision, Sawyer County, Wisconsin, which beaches are the subject of this action and for a judicial declaration that under the plats said beaches are reserved for 2ND dedicated to the use of the public and that the defendants have no private right, title or interest therein; and the Complaint and Amended Complaint being duly verified and the aforementioned defendants, CLARENCE BENKERT, and ARNOLD J. HILL, by their attorneys, THOMAS W. DUFFY, and the defendant, FLORENCE

E. WATTS, pro se, and the defendants, FRED A. RUEDY, MAURICE DeWAELE, MRS. J. MIRAGLIA, CARL J. NOTARO, JOHN KARNER, And MERLE GARY by DOUGLAS & OMERNIK their attorneys, having entered into and executed a Stipulations with the plaintiffs, on file herein, which Stipulation authorizes the plaintiffs to enter judgment in accordanee with the demands of the Complaint except that the aforementioned answering defendants shall have the right to maintain existing structures on said lands subject to certain limitations, restrictions, and agreements set forth therein; and the Court being fully advised in the premises;

NOW THEREFORE, on motion of WILCOX & WILCOX, attorneys for the plaintiffs, it is ordered and adjudged;

1. That all of the above named defendants, their spouses, and any and all persons claiming under them by virtue of their title in said lands, after the filing of the Notice of Pendency of this action, be and the same are forever barred from all private right, title, or interest in the lands located between the waters edge of GRINDSTONE LAKE and LAC COURT OREILLES LAKE and the platted lot lines of the following described lots located in the Northwoods Beach Subdivision adjacent to said GRINDSTONE LAKE and LAC COURT OREILLES LAKE, Sawyer County, Wisconsin, to wit:

Lots 1-16, Block 1, Community Beach
Lots 1-16, Block 1, Dixon Beach
Lots 1-13, 1A-4A, Block 1, Rockford Beach
Lots 1-13, Block 1, Janesville Beach
Lots 1-9, Block 18 Janesville Beach
Lots 1-23, Block 1, Malar Beach
Lots 1-25, and 27, Block 1, Abendpost Beach
Lots 1-19, Block 5, First Addition to Abendpost Beach
Lots 1-14, Block 13, First Addition to Abendpost Beach
Lots 1-20, Block 14, First Addition to Abendpost Beach
Lots 1-6, Block 18, First Addition to Abendpost Beach
Lots 1-21, Block 22, First Addition to Abendpost Beach
Lots 1-20, Block 23, First Addition to Abendpost Beack

except that the defendants, FRED A. RULDY, MAURICE DeWAELE, MRS. J. MIRAGLIA, CARL J. NOTARO, JOHN KARNER, MERLE GARY, CLARENCE BENKERT, ARNOLD J. HILL, and FLORENCE E. WATTS, their spouses, and [redacted] persons under them, shall have the right to [redacted]

maintain structures now existing on said lands subject to the provisions, agreements, restrictions and limitations contained in the aforementioned stipulation on file herein.

2. That said lands or beach areas located between the waters edge and the platted lot lines of the above enumerated lots have been dedicated to and are reserved for public use subject to the provisions, agreements, restrictions and limitations contained in the aforementioned stipulations and that the plaintiff, Town of Bass Lake, thereby has title to and in said lands for such use.

3. That the plaintiff, Town of Bass Lake, shall abide by, perform, and carry out the terms of the stipulations on file herein.

Dated this 15th day of December, 1967.

BY THE COURT:

Judge Robert F. Pfiffner

vided that free and reasonable continuous passage for the public across said structures to and over said lands shall be provided. Where there is sufficient suitable space between the lake shore and said lots for such passage to be near the waters edge, it shall be maintained at that place rather than at the top level of any embankment.

2. Such judgment shall further provide that the Town of Base Lake shall erect and maintain on each roadway leading to the waters substantial signs showing the following restrictions pertaining to the public use of such beaches:

(A) Such lands are to be used for passage only and may not be used for camping, picnics, vehicles or loitering.

3. The Township agrees to maintain public boat landings, picnic grounds, and bathing beaches adequately publicised by sufficient signs directing the public to said areas on said lakes.

4. The Township agrees that they will permit no private person to build any structures on said land between the lakeshore and abutting property except such abutting property owner, and then subject to the restrictions in Paragraph 1 and the provisions of this paragraph. Said property owner may erect and maintain a building over and upon one-quarter (¼) of the depth of said lands provided that the portion of said building which is upon or over said lands does not exceed seven (7) feet in depth.

5. The Township is to assume full responsibility for the policing and maintainance of the area hereby approved for public use.

This agreement made and entered into the 5th day of Dec 1967.

Wilcox & Wilcox
Attorneys for Plaintiffs

Thomas W. Duffy
Attorney for Defendant, Arnold J. Hill

STATE OF WISCONSIN CIRCUIT COURT SAWYER COUNTY

TOWN OF BASS LAKE, et al,

Plaintiffs,

vs.

EDITH E. FRICK, et al,

Defendants.

FILED
DEC 18 1967
HAROLD J. GOBERT
CLERK OF COURTS
Sawyer County, Wisconsin

STIPULATION

DEC 18 1967

WHEREAS the plaintiffs herein claim lands located between the platted lot lines and the waters edge were dedicated to public use by the form of the plat, and they are therefore vested in the plaintiff, Town of Bass Lake, as a public trust by virtue thereof and,

WHEREAS all of the named defendants, except Fred A. Ruedy, Maurice DeWaele, Mrs. J. Miraglia, Carl J. Notaro, John Karner, Merle Gray, Arnold J. Hill, Clarence Benkert, and Florence E. Watts, have defaulted and the plaintiff is entitled to the relief asked in the complaint as to them, and,

WHEREAS the defendants, Fred A. Ruedy, Maurice DeWaele, Mrs. J. Miraglia, Carl J. Notaro, John Karner, Merle Gray, by Douglas & Omernik, their attorneys, Florence E. Watts, pro se, and Clarence Benkert, by Thomas W. Duffy, his attorney , have entered into a Stipulation regarding said claims with Wilcox & Wilcox, plaintiffs' attorneys, and

WHEREAS the defendant, Arnold J. Hill has asserted that such lands are not dedicated to the public use or owned by the plaintiff, Town of Bass Lake, and claims such rights therein by adverse possession, and

WHEREAS the parties are desirous of settling all disputes and of establishing the title and use of said lands, now therefore,

IT IS MUTUALLY STIPULATED and agreed:

1. The judgment may provide that such land bordering upon the lake shore has been dedicated for public use and therefore belongs to the township in which located, reserving and excepting therefrom all structures now existing thereon, and which structures shall be and remain the private property of the present owners thereof, their heirs and assigns, with right to use and maintain the same perpetually, pro-

This is a transcription of the text of the last of the 5 copies of the stipulations as shown in my copy of the 1967 court case: Town of Bass Lake et al vs Edith Frick et al. No guarantees on accuracy.

WHEREAS the plaintiffs herein claim lands located between the platted lot lines and the waters edge were dedicated to public use by the form of the plat, and they are therefore vested in the plaintiff Town of Bass Lake, as a public trust by virtue thereof and,

WHEREAS all of the named defendants, except Fred A. Ruedy, Maurice DeWaele, Mrs. J. Miraglia, Carl J. Notaro, John Karner, Merle Gray, Arnold J. Hill, Clarence Benkert, and Florence E. Watts, have defaulted and the plaintiff is entitled to the relief asked in the complaint as to them, and,

WHEREAS the defendants, Fred A. Ruedy, Maurice DeWaele, Mrs. J. Miraglia, Carl J. Notaro, John Karner, Merle Grey, by Douglas Omernik, their attorneys, Florence E. Watts, pro se, and Clarence Benkert, by Thomas W. Duffy, his attorney, have entered into a Stipulation regarding said claims with Wilcox & Wilcox, plaintiffs attorneys, and

WHEREAS the defendant, Arnold J, Hill has asserted that such lands are not dedicated to the public use or owned by the plaintiff, Town of Bass Lake, and claims such rights therein by adverse possession, and

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and reasonable continuous passage for the public across said structures to and over said lands shall be provided. Where there is sufficient suitable space between the lake shore and said lots for such passage to be near the waters edge, it shall be maintained at that place rather than at the top level of any embankment.

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4. The Township agrees that they will permit no private person to build any structures on said land between the lakeshore and abutting property except such abutting property owner, and then subject to the restrictions in Paragraph 1 and the provisions of this paragraph. Said property owner may erect and maintain a building over and upon one-quarter (¼) of the depth of said lands provided that the portion of said building which is upon or over said lands does not exceed seven (7) feet in depth.
5. The Township is to assume full responsibility for the policing and maintenance of the area hereby approved for public use.

This agreement made and entered into the.....