

Resolution #2018-2

**ORDER DISCONTINUING A PORTION OF WATERS EDGE ROAD IN THE
KINNIKINIC SUBDIVISION PURSUANT TO
§ 66.1003(2), STATS.**

THE TOWN OF LONG LAKE TO THE PUBLIC

The Long Lake Town Board Finds as Follows:

WHEREAS, petitions have been received from all owners abutting the undeveloped and unvacated portions of public way known as Waters Edge Road, noted on the plat of the Kinnikinic Subdivision in the Town of Long Lake, Washburn County, Wisconsin, and whose legal description is:

A 35'-wide undeveloped town highway as shown on the plat of the Kinnikinic Park subdivision, recorded at the office of the Washburn County register of deed on September 29, 1923, commencing at a line extending easterly between Lots 6 & 7, thence proceeding Southwesterly a distance of 491.5'; thence Southeasterly a distance of 106' to its terminus, all in Government Lot 3, S23-T37W-R11W, in the Town of Long Lake, Washburn County, Wisconsin.

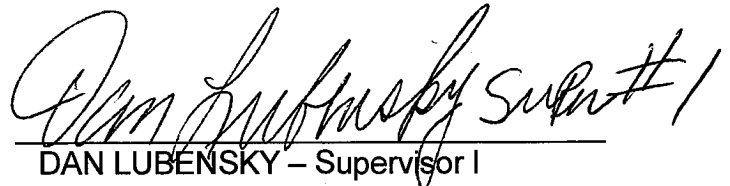
1. The plat of Kinnikinic Subdivision is more than 40 years old.
2. The Town of Long Lake never developed or maintained the dedicated portion of Waters Edge Road described above.
3. No access to any portions of the plat will be affected by discontinuing this portion of Waters Edge Road.
4. All notice and jurisdictional requirements have been met.
5. The Town Board of Long Lake finds it to be in the public interest to discontinue the described portion of Waters Edge Road to assist the petitioners in removing possible clouds on their title.
6. A properly noticed public hearing has been held this date to solicit comment on the advisability of such discontinuance and no valid objection has been received nor reason given to not issue this order of discontinuance.
7. The legal fees incurred by the township are \$656.00 and publication costs of \$268.44 to be reimbursed by the petitioners.

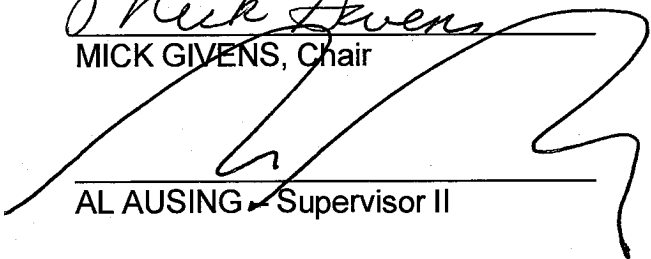
NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that:

1. The above described portion of Waters Edge Road is hereby discontinued.
2. This resolution and order shall be recorded with the Washburn County Register of Deeds forthwith and copies shall be distributed to the petitioning landowners.
3. The *lis pendens* filed as Document Number 379602 in the office of the Register of Deeds for Washburn County is released and discharged.
4. Pursuant to § 66.1005(1), Stats., all adjacent landowners will acquire fee title to the discontinued road described in equal portions, that is, to the centerline of platted but undeveloped road or in the case of common ownership of cross-adjacent parcels, absorbed into those properties.

Moved for adoption by the Long Lake Town Board on February 13, 2018:


MICK GIVENS, Chair


DAN LUBENSKY – Supervisor I


AL AUSING – Supervisor II

Correct Attest:


CAROLE GIVENS
Long Lake Town Interim Clerk

Drafted by:

JEFFREY R KOHLER
Attorney at Law