

**RESOLUTION TO DISCONTINUE  
PUBLIC WAY  
RESOLUTION #2021- 8-3**

**WHEREAS**, the public interest requires that undeveloped public ways and unpaved alleys in the Town of Cedar Lake, Village of Mikana, Barron County, shown on the map attached hereto and incorporated herein by reference as Exhibit A, be discontinued and vacated; and

**WHEREAS**, the undeveloped public ways and unpaved alleys to be discontinued within the Plat of the Village of Mikana, Document 60096, recorded April 8th, 1902, in the Office of the Register of Deeds for Barron County, Wisconsin, being part of Southeast Quarter of the Northeast Quarter, part of the Southwest Quarter of the Northwest Quarter of the Northeast Quarter of Section 21, Township 36 North, Range 10 West, Town of Cedar Lake, Barron County, Wisconsin, are more particularly described as follows:

The areas north of and adjacent to Blocks 1,2,3 and south of a portion of the un-lotted area within the Plat: All those portions of Balsam Street and Cedar Street north of the north line of Blocks 1,2,3 within the Plat, north of the already vacated portions of said Balsam and Cedar Streets; the entire alleys within Blocks 5 and six within the Plat; the alleys south of and adjacent to Blocks 8,9,10,11 and north of an un-lotted area within the Plat. (See attached map).

**WHEREAS**, Wis. Stat. § 66.1003(4) allows proceedings initiated by the Town Board by an introduction of a Resolution declaring that since the public interest requires it, the whole or any party of any road, street, or unpaved alley in the Town may be vacated pursuant to the procedures therein; and

**WHEREAS**, this Resolution was introduced before the Town Board of the Town of Cedar Lake, Barron County, WI on December 14, 2020; the Notice of hearing was published in the Rice Lake Chronotype on January 27, 2021, February 3, 2021 and February 10, 2021; a copy of said Notice was served or mailed not less than 30 days prior to hearing in the manner prescribed by law on the owners of all the frontage lots and lands abutting upon the portion of said unpaved alley to be discontinued; a copy of said Notice was delivered to the Wisconsin Department of Transportation Secretary not less than 30 days prior to the hearing; and a public hearing was held before the Town Board of the Town of Cedar Lake on March 8, 2021.

**WHEREAS**, the discontinuance of the above-described public ways will not result in a landlocked property, no owner of property abutting the discontinued public ways will be damaged by the discontinuance, and no written objection to said discontinuance and vacation in accordance with Wis. Stat. § 66.296, was filed with the Town Clerk.

**NOW, THEREFORE**, in accordance with the authority vested in the Town Board by Wis. Stat. § 66.296, the Town Board of the Town of Cedar Lake, Barron County, hereby resolves as follows:

1. The portion of the undeveloped public ways and unpaved alleys in the Town of Cedar Lake, Village of Mikana, as shown on Exhibit A attached hereto and incorporated by reference, and more particularly described above, is hereby vacated and discontinued,

and the land is awarded to the following owners of real estate abutting the discontinued ways and alleys:

- a. The north one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Blocks 1, 2 and 3 and south of the unlotted area within the plat to Kenneth M. and Deanna R. Roen Revocable Trust, (PIN 010-4583-00-000).
- b. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 1, 2 and 3, Block 1, to Kenneth M. and Deanna R. Roen Revocable Trust, 2698 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-03-000).
- c. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 4, 5, 6, Block 1 and the East  $\frac{3}{4}$  of vacated Balsam St. lying adjacent to Lot 6, to Mark and Carol Lapcinski, 2694 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-04-000).
- d. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of Lots 1, 2 and 3, the East  $\frac{1}{2}$  of Lot 4, and the West  $\frac{1}{2}$  of the Vacated Balsam Street lying adjacent to Lot 1, all in Block 2 in the Village of Mikana, to Cathy C. Hatfield, 2690 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-09-000).
- e. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to the West  $\frac{1}{2}$  of Lot 4, all of Lots 5 and 6, and the East  $\frac{1}{2}$  of the Vacated Cedar St. lying adjacent to Lot 6, all in Block 2 in the Village of Mikana, to Joseph C. and Patricia D. Klingelhoets, 2688 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-12-000).
- f. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 1 and 2, Block 3 and the west one-half (1/2) of vacated Cedar Street adjacent to Lot 1, to Christine M. Downey, 2684 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-15-000).
- g. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lot 3, Block 3, Village of Mikana, to Haugen Creamery, LLC, 2682 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-17-000).
- h. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 4, 5 and 6, Block 3, Village of Mikana, to Brian P. Toft, 2676 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-20-000).
- i. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to Lots 1 and 2, Block 6, Village of Mikana, to Gunter W. and Jane F. Wolff, 2691 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-45-000).



- j. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to Lots 3 and 4, Block 6, Village of Mikana, to John R. and Laura J. Moyle, 2689 26 7/8 Ave., Mikana, WI 54857 (PIN 010-4582-47-000).
- k. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to Lots 5 and 6, Block 6, Village of Mikana, to Todd R. Barthen, 2683 26 7/8 St., Mikana, WI 54857 (PIN 010-4582-50-000).
- l. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to Lots 1, 2 and 3, Block 5, Village of Mikana, to Donald G. and Patricia J. Halvorson, 2684 26 7/8 St., Mikana, WI 54857 (PIN 010-4582-28-000).
- m. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to Lots 4, 5 and 6, Block 5, Village of Mikana, to Edward J. Quinn, 2681 26 13/16 St., Mikana, WI, 54857 (PIN 010-4582-33-000).
- n. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 10, 11 and 12, Block 6, Village of Mikana, to Sharon R. Jefson, 2690 26 26 3/4 Ave., Mikana, WI 54857 (PIN 010-4582-56-000).
- o. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lots 8 and 9, Block 6, Village of Mikana, to Dale J. Thompson and Mary K. Morgan Tagliarino, 2688 26 26 3/4 Ave., Mikana, WI 54857 (PIN 010-4582-53-000).
- p. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lot 7, Block 6, Village of Mikana, to Dale J. Thompson, 2684 26 26 3/4 Ave., Mikana, WI 54857 (PIN 010-4582-51-000).
- q. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to the North 1/2 of Lots 11 and 12, Block 5 of the Village of Mikana, to Jerry Lee Jr. Frazier, 2680 26 7/8 St., Mikana, WI 54857 (PIN 010-4582-42-000).
- r. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lot 10, Block 5, Village of Mikana, to Jeffrey T. Hatcher, 2680 26 26 3/4 Ave., Mikana, WI 54857 (PIN 010-4582-39-000).
- s. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Lot 9, Block 5, Village of Mikana, to Arthur U. and Deborah A. Truitt, 2678 26 26 3/4 Ave., Mikana, WI 54857 (PIN 010-4582-38-000).
- t. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to the North 1/2 of Lots 7 and 8, Block 5 of the Village of

Mikana, to Douglas N. Sampson, 2679 26 13/16 St., Mikana, WI 54857 (PIN 010-4582-34-000).

- u. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 1 and 2, Block 8, Village of Mikana, to John F. Bolles, 2699 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-71-000).
- v. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 3 and 4, Block 8, Village of Mikana, to Simon Wahlstrom, 2697 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-73-000).
- w. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 5 and 6, Block 8, Village of Mikana, to Alicia D. Eppley, 2693 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-75-000).
- x. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lot 1, Block 9, Village of Mikana, to Michael L. and Christy A. Larson, 2672 26 15/16 St., Mikana, WI 54857 (PIN 010-4582-78-000).
- y. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 2, 3 and 4, Block 9, Village of Mikana, to Jerry L. Jr. Frazier, 2689 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-79-000).
- z. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 5 and 6, Block 9, Village of Mikana, to Thomas Josef and Lorie Ann Howard, 2685 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-83-000).
- aa. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lot 1, Block 10, Village of Mikana, to Danny L. Myers, 2683 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-85-000).
- bb. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 2 and 3, Lot 10, Village of Mikana, to Donald G. and Patricia J. Halvorson, 2681 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-87-000).
- cc. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lot 4, Block 10, Village of Mikana, to Donald G. and Patricia L. Halvorson, 2677 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-88-000).
- dd. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 5 and 6, Lot 10, Village of Mikana, to Donald G. and Patricia J. Halvorson, 2673 26 26 ¾ Ave., Mikana, WI 54857 (PIN 010-4582-90-000).
- ee. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of Lots 1 and 2, Block 11, Village of Mikana, to Donald A. Oja, 2672 26 13/16 St., Mikana, WI 54857 (PIN 010-4582-92-000).
- ff. The north one-half (1/2) of that portion of the vacated public way/unpaved alley south of and adjacent to the following described property:



- i. Lot 3, and that part of the Northeast Quarter of Section 21, Town 36, Range 10, commencing at the Northwest corner of Lot 3, running due West to a point 85 feet, thence due South 142 feet, thence due East to the Southwest corner of said Lot 3, thence Northeasterly along the West line of said Lot to point of beginning, all in Block 11

to Cheryl Hargrave, Steven Hargrave and Bonnie Hargrave, 2671 26 26  $\frac{3}{4}$  Ave., Mikana, WI 54857 (PIN 010-4582-94-000).

- gg. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Plats 3-7 and 4-3C shown as Parcel 1 of Certified Survey Map No. 1455, Volume 11, Page 41, Document No. 443500, to Mary K. Bidinger Quillen, (PIN 010-4583-26-000).
- hh. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to the following described property:

The following parts of the Southeast Quarter of the Northeast Quarter (SE 1/4 - NE 1/4) of Section 21, Township 36 North, Range 10 West, Town of Cedar Lake, Barron County, Wisconsin: a) Parcel B of Certified Survey Map No. 503, Volume 5, Page 112, INCLUDING Certified Survey Map No. 1960 Volume 14, Page 32, EXCEPT: 1) Parcel E of Certified Survey Map No. 503; Volume 5, Page 112; 2) Outlot 1 of Certified Survey Map No. 2726, Volume 19, Page 97; 3) Certified Survey Map No. 1399, Volume 10, Page 63; 4) Certified Survey Map No. 1603, Volume 12, Page 20; 5) That part of said Parcel B lying south of the main thread of the Red Cedar River as described in Document No. 815502; b) Parcel C of Certified Survey Map No. 503, Volume 5, Page 112, EXCEPT: 1) Certified Survey Map No. 1455, Volume 11, Page 41; 2) Certified Survey Map No. 1433, Volume 11, Page 19; 3) That part of said Parcel C lying south of the main thread of the Red Cedar River as described in Document No. 815502; c) Parcel D of Certified Survey Map No. 503, Volume 5, Page 112, EXCEPT that part of said Parcel D lying south of the main thread of the Red Cedar River as described in Document No. 815502. A non-exclusive easement for ingress and egress over the West 16.5 feet of the above described parcel 6 of Certified Survey Map No. 1399 in Volume 10 of Certified Survey Maps, Page 163 and as shown on Certified Survey Map No. 1603 in Volume 12 of Certified Survey Maps, Page 20 from the North line of Parcel 6 of Certified Survey Map No. 1399 in Volume 10 of Certified Survey Maps, Page 163 to Lot 1 of Certified Survey Map No. 1603 in Volume 12 of Certified Survey Maps, Page 20, all located in the Southeast Quarter of the Northeast Quarter (SE 1/4 - NE 1/4) of Section 21, Township 36 North, Range 10 West, Town of Cedar Lake, Barron County, Wisconsin.

to Yooper Family Trust, (PIN 010-4583-24-000 and 010-4583-23-000).

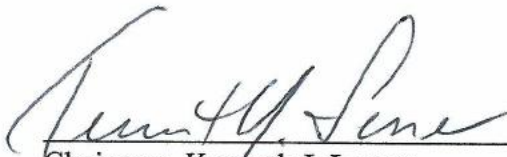
- ii. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Plat 4-7 shown as Parcel E of Certified Survey Map

No. 503, Volume 5, Page 112 as Document No. 382213; Outlot of Certified Survey Map No. 2726, Volume 19, Page 97 as Document No. 517928, to Joseph F. Weimert and Sarah J. Weimert, 2669 26 15/16 St., Mikana, WI 54857 (PIN 010-4583-21-000).

- jj. The south one-half (1/2) of that portion of the vacated public way/unpaved alley north of and adjacent to Plat 4-1 shown as Parcel 1 of CSM 1399, Volume 10, Page 163, Document #451645; AND EXCEPT Outlot 1 of CSM 2726, Volume 19, Page 97, Document #517928, to Frank J. Saxinger, 2670 27<sup>th</sup> St., Mikana, WI 54857 (PIN 010-4583-20-000).
2. If necessary, any official Town Map shall hereby be amended to be consistent with this Resolution.
  3. The Town Clerk shall record a certified copy of this Resolution with the Barron County Register of Deeds.
  4. The Town Clerk shall properly post or publish this Resolution as required under Wis. Stat. § 60.80.


The above-resolution was duly adopted at a special Town meeting of the Town of Cedar Lake, this 8<sup>th</sup> day of March, 2021.

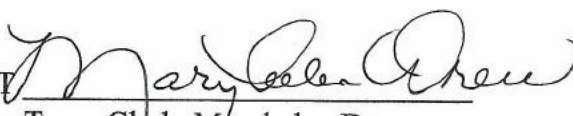
SIGNATURES OF TOWN BOARD

  
Chairman, Kenneth J. Leners

\_\_\_\_\_  
Supervisor, Anthony Wolff

ABSTAINED

  
Supervisor, Kory Weiss

ATTEST   
Town Clerk, Maryhelen Drew