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January 7, 2016

Agenda

Land, Water, and Forest Resources Committee meeting
Wednesday, January 13, 2016, 8:30 a.m.
Assembly Room, Sawyer County Courthouse

1. Meeting agenda
2. Minutes of December 9, 2015 meeting
3. Audience recognition
4. Event dates
5. Committee name change
6. Register of Deeds Office report
7. Land Records and County Surveyor Department report
8. Forestry Department report, including:
 - 2016 annual integrated planning meeting and Sawyer County Forest annual work plan
 - recreational use agreement with American Birkebeiner Ski Foundation
 - OO trailhead facilities and future uses
 - update on Good Neighbor Authority Project
 - recreational trails report (including concerns with trail development on former railroad right of way along Airport Road),
 - County and DNR forestry reports
9. Zoning and Conservation Department report, including:
 - Kraemer/Hirshfeld gravel pit zoning issues
 - NRCS report
 - DNR report
 - LCO report
10. Monthly department expense vouchers
11. Other matters for discussion only

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Kris Mayberry
Sawyer County Clerk



minutes of the meeting of the Land, Water, and Forest Resources Committee
 Sawyer County Board of Supervisors
 December 9, 2015; Assembly Room; Sawyer County Courthouse

members present: Jim Bassett (Chair), Dean Pearson, Bruce Paulsen, Brian Bisonette, Fred Zietlow

also present: County Board member Warren Johnson; Phil Nies; Chris Ruckdaschel (Hayward Chamber of Commerce); Gilbert Rasmussen; Jim Schirott, Dave Kozub; Linda Zillmer; Don Mrotek, Bill Noonan, and Jan Holmes (Sawyer County Snowmobile and ATV Alliance); Dick Dewhurst (Town of Hayward Planning Commission); Frank Zufall (Sawyer County Record); DNR Forester Roy Zubrod; Register of Deeds Paula Chisser, County Forest Administrator Greg Peterson; Forestry Department Secretary Jessica Kujala; Zoning and Conservation Department Director Dale Olson and Aquatic Invasive Species Coordinator Pat Brown; County Surveyor and Land Records Department Director Dan Pleoger; County Treasurer Dianne Ince; County Board Chair Hal Helwig; County Administrator Tom Hoff; County Clerk Kris Mayberry

Motion by Bassett, 2nd by Zietlow, to approve the meeting agenda. Motion carried.

Motion by Paulsen, 2nd by Bisonette, to approve the November 4, 2015 meeting minutes. Motion carried.

✓
 prepare deeds
 County Treasurer Dianne Ince presented the results of the 2nd 2015 Sawyer County Land Sale. Sealed bids for purchase of parcels of real estate from the list were due December 4, 2015. Of the 3 bids received, 2 of the 26 parcels offered for sale were sold (due to duplicate bids on one of the parcels). Motion by Paulsen, 2nd by Zietlow, to approve the highest bids for the 2 parcels sold. Motion carried.

County Treasurer Dianne Ince presented Knight Barry Title Group's bid of \$35 per parcel to research title to properties to be foreclosed in 2016 for non-payment of real estate taxes. Motion by Zietlow, 2nd by Bassett, to approve Knight Barry's bid as the only bid received for the services. Motion carried.

✓
 prepare deed
 County Treasurer Dianne Ince presented the application of Colleen S. Aspseter (pursuant to preference to previous owner policy) to purchase for \$3,090.32 the following described parcel of County-owned real estate located in the Town of Weirgor: The east 110 feet of the west 660 feet of Government Lot 4 of Section 26, Township 37 North, Range 7 West. Motion by Bassett, 2nd by Zietlow, to approve the purchase. Motion carried.

Register of Deeds Paula Chisser presented a department report, including a summary of year to date department expenditures and revenues.

County Surveyor and Land Records Department Director Dan Pleoger presented and reviewed with the Committee a written department report (copy in meeting file), including the recruitment for both a Deputy County Surveyor and Survey Technician to fill recently vacated positions.

County Surveyor and Land Records Department Director Dan Pleoger presented information about the option of having the County order an Assessor's Plat for an area around Conner's Lake to resolve long-standing private boundary issues. Motion by Zietlow, 2nd by Pearson, to proceed with exploring the option of ordering an Assessor's Plat, with an assessment of costs to the owners of the affected properties. Motion carried.

Zoning and Conservation Department Director Dale Olson presented and reviewed with the Committee a written department report (copy in meeting file), including a report of land use permits issued and revenues received in 2015 to date and a proposed office policy providing for a fee for expediting the land use permit application process. Motion by Zietlow, 2nd by Bassett, to authorize Director Olson to proceed with developing an amendment to the Sawyer County Zoning Ordinance fee schedule to include a proposed fee for expediting land use permit applications. Motion carried.

County Surveyor and Land Records Department Director Dan Pleoeger presented information about Sawyer County's Land Records and Land Information Funds.

✓
Co Bd
Don Mrotek, representing the Sawyer County Snowmobile & ATV Alliance, provided a recreational trail report and expressed the Alliance's continuing concern with the blocking of a portion of the recreational trail on the former railroad right of way near the north boundary of Sawyer County. The Committee discussed referring this issue to the closed session scheduled for the end of the meeting. Gilbert Rasmussen, an owner of property adjoining the blocked portion of the trail and his associate Jim Schirott, addressed the Board and objected to the issue being discussed in the closed session. Mr. Rasmussen and Sawyer County Record Reporter Frank Zufall expressed their opinion that the public notice of the closed session was not specific enough. County Clerk Kris Mayberry indicated that Attorney Scott Clark represents Sawyer County in the dispute and potential litigation concerning the trail closure and that Mr. Clark is available for a phone conference to advise the Committee regarding Sawyer County's legal options regarding the dispute and potential litigation. Motion by Paulsen, 2nd by Pearson, to refer the discussion of the trail closure and Sawyer County's legal options in regards to the dispute and potential litigation to the closed session at the end of the meeting. Motion carried by unanimous voice vote.

County Forest Administrator Greg Peterson presented and reviewed with the Committee a written department report (copy in meeting file) and introduced Jessica Kujala as the new Forestry Department Secretary.

Wisconsin Department of Natural Resources County Forest Liaison Roy Zubrod provided a report.

Aquatic Invasive Species Coordinator Pat Brown provided the Committee with information about Sawyer County's Aquatic Invasive Species Program.

The Committee reviewed the monthly department expense vouchers. Motion by Zietlow, 2nd by Pearson, to approve the vouchers. Motion carried.

✓
Minutes
Motion by Paulsen, 2nd by Zietlow, to convene into **closed session**, pursuant to section 19.85(1)(g), Wisconsin Statutes, to confer with legal counsel for Sawyer County concerning the concern of the Sawyer County Snowmobile & ATV Alliance regarding the closure of the portion of the recreational trail on the former railroad right of way near the north boundary of Sawyer County and Sawyer County's legal options in regards to the dispute and potential litigation. Motion carried by unanimous voice vote.

[Minutes of closed session are kept in a confidential file in the County Clerk's Office.]

Motion by Zietlow, 2nd by Pearson, to reconvene into open session. Motion carried.

Motion by Pearson, 2nd by Zietlow, to adjourn the meeting. Motion carried.

minutes prepared by Sawyer County Clerk Kris Mayberry

2015 Sawyer County Forest and Wisconsin DNR Annual Partnership Meeting Minutes

Friday, October 23, 2015

Personnel Present:

Gary Vander Wyst, DNR Upper Chippewa Forestry Area Staff Specialist

Laine Stowell, DNR Wildlife Biologist

James Kujala, DNR Forester

Randy Sobraliski, DNR Forestry Technician

Roy Zubrod, DNR Sawyer County Liaison Forester

Mike Bulgrin, DNR Wildlife Technician

Derek Sokoloski, DNR Forest Ranger

Greg Peterson, Sawyer County Forest Administrator

David Todus, Sawyer County Forester

Wildlife Management:

Elk Status: Discussion by Laine Stowell. Talking points focused on population goals, habitat improvement and grant opportunities for the Elk herd in Sawyer County. Current and future timelines for population reintroductions is as follows:

2015: At Myers Farm site 11 Elk were released on April 20th. After release the Elk dispersed over a wide range but most have migrated back to the release site and are staying nearby. One cow Elk was killed by a train at the end of May, one cow Elk was hit by a truck in June and died of its injuries and 3 calves were born.

2016: A goal of 50 Elk will be trapped in Kentucky and released in Jackson County.

2017: Plans call for 50 Elk to be trapped in Kentucky and moved to the Clam Lake Elk Range.

Discussion moved to Habitat improvement. At Parks Farm site approximately 26 acres were site prepped and planted to grass and clover. The site used for a holding pen in 2014 off of Haystack Road is scheduled to be restored and seeded.

As far as grant opportunities, Stowell indicated an application was submitted and approved by the Rocky Mountain Elk Foundation WI Project Advisory Committee for \$17,000.00 plus to inventory, maintain and create forage openings on the expanded range part of the Clam Lake Elk Range. Final approval is pending from Missoula, MT office.

Totaqatic Flowage: Discussion by Mike Bulgrin. There are no new updates and no decisions have been made regarding removal of the dam.

Fisheries Management:

Nobody present.

Forest Management:

County Forest Department Budget and Accounts: Greg Peterson commented on the following two items:

- A. Proposed 2015 Budget. The numbers for the 2015 budget will be the same as 2014.
- B. Anticipated Major Expenses. The department is planning on replacing two pickups and there will be an 80 acre acquisition (S1/2, SE1/4 Sec.15, T.38N.-R.8W) to improve access into the Couderay Block.

Harvest Goals: Discussion by Peterson. There will be no change from 2015. The harvest goal will be between 3,500 – 3,600 acres.

DNR Time Standards: Discussion by James Kujala.

2015 Time Standard Goal: 2471 Hours 2015 Actual Hours Worked: 2534 Diff: +63 Hrs

2016 Time Standard Goal: 2471 Hours

During the discussion Peterson stated he does not want LTE's backfilling time on the County Forest due to GNA work. The LTE's can fill the GNA time.

Recon Information: Discussion by Peterson.

Reconnaissance on 2.07% of the total acreage on the County Forest is 20 years old.

Recreation: Discussion by Peterson.

No changes anticipated.

Review of SFI and FSC certification Information: Discussion by Roy Zubrod

All CARS and observations were discussed and addressed.

Wildlife Habitat Grant: Discussion by Gary Vander Wyst and Peterson

Topics of discussion revolved around what expenses were eligible being: trail mowing, seeding, gates, scarification, road work, acquisition of key access points, labor, materials and contracting with other agencies.



Sawyer County Forestry Department

Sawyer County Courthouse

10610 Main Street, Suite 100

Hayward, WI 54843

Phone: (715) 634-4846

Fax: (715) 638-3234

SAWYER COUNTY FORESTRY DEPARTMENT ANNUAL WORK PLAN FOR 2016

Following is the proposed Sawyer County Forest work plan for the year 2016. The plan gives direction and meaning to the proposed County Forest budget. The plan further defines and supplements the Sawyer County Forest Comprehensive Land Use Plan and emphasizes the current needs of the County Forest and Recreational System.

- **FORESTS**

The Sawyer County Forest (SCF) is 115,197 acres in size.

The following list shows the acreage of productive forested land by various timber types on the SCF:

- **Forest Cover:**

Aspen	39,433
White Birch	39
Cedar	334
Balsam Fir	50
Fir/Spruce	195
Hemlock	62
Red Maple	922
Northern Hardwood	25,239
Oak	9,721
Jack Pine	117
Red Pine	2,391
White Pine	4,786
Black Spruce	2,425
Swamp Conifer	72
Swamp Hardwood	2,549
White Spruce	556
Tamarack	<u>1,527</u>

Total Productive Forested Acres 90,418

**Non-productive/ Non-forested acreage accounts for 24,779 acres*



I. TIMBER HARVEST

Timber harvests are not only important for the economic well being of Sawyer County, but also for the health and vigor of the forest. This includes all aspects of the forest including wildlife, watershed protection, air quality, recreation, and many other noncommercial values. Professional implementation of proper forest management and harvest techniques is essential. The timber management goal is to produce sustained yields of forest products by scheduling timber sales to achieve the average annual allowable cut. The long term goal is to develop a regulated harvest in which the same number of acres or same volume of wood could be harvested each year for perpetuity. A regulated harvest can occur when there is a proper balance in age class distribution and uniform growth rates for each forest type. Compartment reconnaissance information from the Wisconsin Forest Inventory & Reporting System (WisFIRS) will be used to determine where timber harvesting is needed. Sawyer County Forest plans to assess approximately 7500 for harvest. From that acreage, SCF plans to offer for sale approximately 3800 acres of timber in accordance with the 2016 Annual Allowable Cut (excluding salvage operations due to unknown occurrences) in the following timber types in 2016:

	<u>Un-Even Aged Harvest/Thinning</u>	<u>Even-Aged Harvest Harvest/Thinning</u>
Northern Hardwoods	1360	225
Aspen	0	875
Oak	60	480
White Pine	0	280
Red Pine	0	225
Swamp Hardwood	20	50
Tamarack	0	60
Red Maple	25	15
Fir/Spruce	0	55
Black Spruce	0	50
	<hr/>	<hr/>
	1465	2315

II. TIMBER SALE ESTABLISHMENT

- A. Set up and offer for sale approximately forty (40) sales totaling approximately 35,000 cords and 1,400 MBF. Two timber sale bid openings will be conducted in 2016. Each bid opening will offer approximately ½ of the annual allowable cut acres.



III. TIMBER SALE INSPECTIONS

- A. Maintain a continual program of inspections on all of the timber sale contracts for the purpose of checking completion status, contract compliance, and to prevent timber theft. Active timber sales will be visited a minimum of once per week. SCF staff with assistance from the DNR Liaison Forester will be responsible for this work.

IV. FOREST REVENUE

- A. Projected 2016 timber sale revenue \$1,750,000

V. FOREST RECONNAISSANCE

- A. Continue to update and maintain SCF recon data. SCF staff will be responsible for updating recon records on their assigned compartments. The Liaison Forester is responsible for updating recon records on DNR assigned compartments. The target for recon updates for 2016 is 6000 acres to be updated in the SCF recon system.

VI. REFORESTATION

- A. Conduct pre-sale scarification on three timber sales for oak, white pine and northern hardwood regeneration.
- B. Conduct seventh year planting on site established for Winter School District. Ten acres has been prepared to plant over the coming years. Herbicide will need to be applied to the site this year to release the planted seedlings from competition from on site vegetation.
- C. Evaluate possible sites for future regeneration projects such as pre- and post-sale scarification, possible planting sites.

VII. TIMBER STAND IMPROVEMENT

There are no non-commercial TSI projects planned.

VIII. COUNTY FOREST ROADS

The SCF does not have any officially designated county forest roads and does not receive any county forest road aid.



IX. ROADS AND TRAILS

- A. Road and Access Plan.
 - 1. Make maps available to the public for all recreational activities on the county forest.
 - 2. Inform public of changes made to access.
 - 3. Continue to maintain signs on roads and trails in accordance with Road and Access Plan.
 - 4. Review road and access plan with Forestry Committee for possible changes in road/trail designation.
- B. Continue to plan all roads and access.
- C. Continue to berm or gate roads and trails as need arises for erosion control to assure BMP issues are addressed or to protect sensitive areas.
- D. Enforce seasonal closure period for forest roads and trails during spring break up.
 - 1. Inform public of road closure.
- E. Complete work on phase two of Elm Creek access project. Purpose of project is to provide access for timber harvest and recreation in a block of County Forest known as the "Elm Creek" block which historically has had very limited access. Phase one extended existing road from 4.2 to 6.8 miles across Elm Creek, all major waterway crossings have had drivable rock fords with gravel approaches and necessary culverts were installed. Phase two is upgrading three key areas approximately one mile in total. Roadbed will be built up with pit run gravel with the purpose of making the road system able to provide harvesting opportunities in summer/fall months. Project will be funded by a Sustainable Forestry Grant totaling \$19,120.00
- F. Improve trails for timber sale access and roads open to public motor vehicle access with a priority on those areas where damage is occurring due to high public use, or problem areas identified as part of the GPS classification. Permanent secondary trails should also be given a priority.

X. LAND ACQUISITION

- A. Follow direction of 15-Year Plan and as approved by Forestry Committee:
 - 1. Evaluate land purchases as presented to Forestry Committee for possible County Board approval.
 - 2. Evaluate land trades as presented to Forestry Committee for possible County Board approval.
 - 3. Pursue grant funding sources for any approved acquisition project.

XI. GEOGRAPHIC INFORMATION SYSTEM (GIS)/COMPUTER TECHNOLOGY

- A. Continue to operate and maintain currency of GIS system including roads and trails, historical timber sales, and other layers for public information.



XII. SURVEYING

- A. Utilize Trimble GPS unit to locate interior property corners where section corners are available and to establish approximate county forest property boundaries where necessary for tract establishment.
- B. Present to committee problem areas for certified survey or re-monumentation efforts. Surveys generally are needed to prevent timber trespass or to clarify boundaries in order to continue management.

XIII. MISCELLANEOUS FOREST ACTIVITIES

- A. Monitor camping policy on County Forest for possible problems and/or changes to policy that will improve camping opportunities on forest.
- B. Issue and administer firewood, Christmas tree, camping, and bough harvesting permits.

XIV. RECREATION TRAILS

A. Snowmobile Trails

- 1. Provide 68.6 miles of state funded snowmobile trails on County Forest. Sawyer County will continue to maintain 334.8 miles of state funded snowmobile trails contracted with the Sawyer County Snowmobile/ATV Alliance. Grant funded, \$83,700.00
- 2. Apply for grant funding where needed for any trail improvements or bridge repairs/replacement.

B. ATV/UTV Trails

- 1. Provide 50 miles of summer and winter ATV trails on County Forest. Sawyer County will continue to maintain 93.3 miles of winter and 89.29 miles of summer state funded ATV trails contracted with the Sawyer County Snowmobile/ATV Alliance. Grant funded, \$64,154.
- 2. Provide 50 miles of summer UTV trails on County Forest. Sawyer County will continue to maintain 89.29 miles of summer state funded UTV trails contracted with the Sawyer County Snowmobile/ATV Alliance. Grant funded \$8,929.
- 3. Complete trail 8 ATV development project pending final grant approval to complete ATV trail connector between Jolly Fisherman Rd. and Seeley Fire Lane. Grant amount \$124,733.
- 4. Complete appraisal on Trail 63 Railroad Grade acquisition project in order to complete final approval for grant. Acquisition includes twenty parcels of railroad grade totaling 45.338 acres. Grant amount, \$81,200.
- 5. Apply for grant funding where needed for any trail improvements or enhancements.



C. Ski Trails

1. American Birkebeiner Trail
The American Birkebeiner Ski Foundation (ABSF) maintains and grooms the Birkebeiner Trails including the Birkie, Birkie Classic, and "OO" Loop Trails as a skiing and hiking trail for Sawyer County. Maintenance and grooming costs are largely paid by the Foundation itself.
2. Hatchery Creek Park Trails
ABSF maintains and grooms the Fish Hatchery Park ski trail. Continue cooperation with the ABSF and Sawyer County Land and Water Conservation Department.
3. Seeley Trails
The Seeley Trails are maintained and groomed primarily by the Seeley Lions Club.

D. Bike Trails

1. Continue to work with Chequamegon Area Mountain Bike Association (CAMBA) to maintain mountain bike trails both the singletrack trail system and two track trails located on forest roads within the SCF.
2. Continue working with bike groups to provide snow/fat bike opportunities within County Forest.

E. Hunter Walking Trails

1. Maintain established trails.
2. Mow approximately twenty percent of existing trails; work in conjunction with DNR Wildlife and local conservation groups.
3. Identify new possible trail locations based on need and habitat considerations

F. Hiking Trails

1. Continue working with Southwest Sawyer County Non-motorized trail group to maintain Green Lake trail, and assist with any further developments of hiking trails.

G. NoRTAC (Northern Region Trail Advisory Committee)

1. Continue participation in regional trail committee to address trail needs and issues within the region.



XVI. FISH and WILDLIFE

A. Nickel an Acre

County receives \$5,760/year for Wildlife Management related activities on County Forest. A maximum of three years of funding can be accrued.

Approved Funding Activities

1. Building of berms/ installation of gates on closed access roads. (In accordance with the Access Management Plan).
2. Purchase of land for public access into the Seeley Block off of Lugner Road.
3. Scarification work for red oak regeneration.
4. Purchase of grass seed for seeding and stabilizing forest roads after harvest.
5. Construction of access roads to facilitate logging operations in isolated areas.
6. Mowing of hunter walking trails.
7. Wildlife opening maintenance and construction, specifically within the expanded elk range.
8. Provide access into the "Elm Creek" block of County Forest.

Information about timber sale activities or any other Forestry Department program may be obtained by contacting the Sawyer County Forestry Department, Sawyer County Courthouse, 10610 Main Street, Suite 100, Hayward, WI 54843. Phone: 715-634-4846 FAX: 715-638-3234.

• REFERENCES:

1. Annual Integrated Planning Meeting held on October 23, 2015.
2. Sawyer County Comprehensive Land Use Plan 2006-2020.





PERMITTED USE AGREEMENT FOR RECREATIONAL PURPOSES



The Sawyer County Forestry Department (Department), on behalf of the Sawyer County Board of Supervisors (SCBS) has agreed to enter into a permitted use agreement with the American Birkebeiner Ski Foundation (ABSF), for the purpose of providing recreational opportunities on County Forest Land. The permitted use, detailed below, is not an exclusive use of the County Forest Land covered by this agreement. Forest management activities conducted by the Department may dictate that specific areas are temporarily closed to recreational use during the duration of that activity. The recreational use permitted by this agreement is;

- I. Operate and maintain Mosquito Brook, Gravel Pit, Boedecker and Fire Tower trail heads and attending facilities, including a: warming cabin, parking area, lights, trail head information board and donation tube. These facilities were/will be constructed at the sole cost of the ABSF. All improvements will be owned and insured by the ABSF. At the sole cost to ABSF, it agrees to maintain these facilities in a manner consistent with the county's policies and zoning ordinances. The trail head facilities will be available for other non-motorized uses throughout the year. See attached map for the location of the trail head and facilities (attachment A). These facilities will be open to the public year-round. In the case this agreement is broken or the ABSF does not comply with the stipulations set forth here, Sawyer County will take ownership of the trail head facilities.
- II. OO Trail Head ("OO"): Operated as a trail head (outlined above in I), "OO" also has additional components maintained and utilized by the ABSF including: larger open spaces for outdoor groups/classes/event start/finish's, storage and maintenance of trail equipment, a concentrated cluster of trails, additional parking, lit trails for night use, as well as the possibility for areas for other non-motorized activities like sledding, a fitness/wellness course or ice skating. Like all trailheads, ABSF agrees to maintain and promote all "OO" facilities at the sole cost to the ABSF. An additional agreement between ABSF and Sawyer County will be entered into if the classification or zoning changes at "OO" or significant facilities or upgrades are agreed upon.
- III. At the sole cost and expense of the ABSF, ABSF will maintain, repair and groom approximately 80 kilometers of cross country ski trails including portions of the Birkebeiner, Birkie Classic, Birkie Ridge, Fish Hatchery and Kortelopet trail networks. Additional grooming of a portion of CAMBA single track trails for winter fat biking is also possible in conjunction with CAMBA. Annually, a maintenance plan will be presented to the County Forest Administrator.
- IV. ABSF will Administrate, promote and collect the Birkie Trail Pass program (December 1 – March 31 on groomed ski trails only) as outlined by the agreement between ABSF and Sawyer County in December 2013. Funds collected, along with expenses incurred will be reported to County annually.
- V. ABSF will utilize the Birkie trail and/or trail heads for Birkie events including, but not limited to the Birkie Trail Run, Birkie, Fat Bike Birkie and Birkie Tour. Additional activities related to the event that are normally not carried out at trail heads may occur during the events such as vendor demos, camping or additional parking space being utilized.
- VI. For ABSF events, a separate agreement will be completed with the County Administrator to outline the use of Sawyer County services from the Highway Department, Ambulance Service, Sheriff's Department, Emergency Government and Courthouse along with the corresponding compensation.

-or-

ABSF agrees to reimburse Sawyer County for expenses the County incurs as a result of ABSF events. Before each event, ABSF and County staff will enter a separate agreement specifying County services required from Highway, Sheriff, Ambulance, Emergency

Management, and other departments. The County reserves the right to establish the level of services required.

The ABSF agrees to the following provisions of this permit:

- 1) The ABSF shall maintain year round safe trail and facility conditions and will comply with all applicable fire, sanitation, building and other safety codes and regulations, including obtaining applicable permits when required, and the payment of fees or taxes which may be assessed.
- 2) The ABSF shall provide and maintain signs to identify; a) the recreation use being permitted b) the ABSF, and c) the Sawyer County Forest. The ABSF shall also provide and maintain informational and warning signs to ensure safe recreational use.
- 3) The ABSF agrees to elect to maintain liability insurance coverage in an amount of no less than \$1,000,000.00. During the period of the Agreement, the ABSF shall provide proof of insurance coverage required by this Contract on an original Certificate of Insurance, counter-signed by an insurer licensed to do business in Wisconsin naming Sawyer County as a Certificate Holder. The ABSF shall notify the County in writing immediately upon any change in or cancellation of insurance coverage required by this Agreement.
- 4) The ABSF agrees to protect, indemnify and save harmless Sawyer County and the County's employees and agents from and against all causes of action, claims, demands, suits, liability or expense by reason of loss or damage to any property or bodily injury to any person, including death, as a direct or indirect result of operations under this permit or in connection with any action or omission of the ABSF, who shall defend the Sawyer County and the County's employees and agents in any cause of action or suit.
- 5) The ABSF shall have the sole responsibility of maintaining the trails, facilities, and improvements covered by this agreement. ABSF may do no work beyond basic maintenance of existing trails, facilities, and improvements without the specific written permission of the Sawyer County Forest Administrator. Work that involves the removal of merchantable trees, grading of an area greater than 500 ft², or in any other way changes the footprint of the trails, facilities, or improvements will require the County's permission.
- 6) The ABSF agrees to promptly notify the Department if any portion of the trails authorized by this permit are temporarily or permanently taken out of use.

This agreement shall expire on December 31, 2025. The Department may terminate the agreement immediately upon written notice to the ABSF if the ABSF fails to comply with the agreement. The term of the agreement may be extended for additional 10-year periods at the discretion of the County. Each such extension shall be in writing.

The undersigned representative of the ABSF is authorized to sign this agreement on behalf of the ABSF, as is the representative of County.

Ben Popp, Executive Director
American Birkebeiner Ski Foundation

Date

Greg Peterson, County Forrest Administrator
Sawyer County Wisconsin

Date

EASEMENT AGREEMENT
BIRKEBEINER SKATE & CLASSIC TRAILS

SAWYER COUNTY, WISCONSIN ("Owner"), and AMERICAN BIRKEBEINER SKI FOUNDATION, INC., a Wisconsin nonstock corporation ("ABSF"), execute this Easement Agreement.

Owner owns the following described property in Sawyer County, Wisconsin: _____ ("BURDENED PROPERTY").

Owner is willing to grant to ABSF easements over a portion of the BURDENED PROPERTY so that ABSF may use them under the terms of this Agreement. Now, therefore, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, the parties hereto agree as follows:

GRANT OF EASEMENTS FOR BIRKEBEINER SKATE & CLASSIC TRAILS: Owner grants to ABSF perpetual easements located in the _____, Sawyer County, Wisconsin, and more particularly described on ADDENDUM A attached hereto and made a part hereof.

Recording Area

Name and Return Address:
Attorney Dana M. Rasmussen
P.O. Box 446
Hayward, WI 54843

Parcel Identification Numbers

SCOPE OF EASEMENTS: All foregoing described 100 foot wide easements shall be perpetual, and in gross for the benefit of ABSF and its successors and assigns for the purpose of granting to ABSF, its agents, employees, service providers, guests, invitees, and licensees the following rights:

- i. Unlimited pedestrian access and use, for purposes including, but not limited to, skiing, biking, running, and walking, and to profit therefrom, including, but not limited to charging, receiving and retaining trail pass fees, and any revenue from such shall solely belong to ABSF.
- ii. Vehicular access, solely for the purpose of making improvements and repairs, for maintenance, emergencies and race preparation and support, including, but not limited to graders, groomers, mowers, snowmobiles, and other services vehicles, and emergency vehicles.
- iii. To promote and hold events, including, but not limited to, skiing, biking, running, and walking events, including, but not limited to, the Birkie Tour, American Birkebeiner, Kortelopet, Fat Bike Birkie, Birkie Trail Run & Trek, and to profit therefrom, including, but not limited to, charging, receiving and retaining event registration fees, and any revenue from such shall solely belong to ABSF, and to contract with others to assist in the promotion and holding of such events.
- iv. To make unlimited improvements, repairs and to maintain, including, but not limited to: Excavation of soil and rocks, grading and grooming, cutting and removal of trees and vegetation obstructing the trails, seeding, mowing, placing and maintaining permanent erosion control mats, timing pads and signs. Any expense from such performed or authorized by ABSF to be performed, shall be at the sole cost of ABSF.
- v. Said easements shall be non-exclusive, except, no use shall interfere with the foregoing described uses and rights, EMPHASIS ADDED, to the holding of the above described established events, to the "proper" improvement, maintenance and repair of the trails ("proper" is as exclusively determined by ABSF), and no vehicular access, except solely for the purpose of making improvements and repairs, for maintenance, emergencies and race preparation and support.

EASEMENT AGREEMENT
BIRKEBEINER SKATE & CLASSIC TRAILS
Page 2 of _ INCLUSIVE OF ADDENDUM A

The Easements granted by Owner shall pass with the title to the BURDENED PROPERTY and be binding on Owner and its successors and assigns, and shall be in gross for the benefit of ABSF and its successors and assigns. The laws of the State of Wisconsin shall govern this Agreement.

PUBLIC ENTERS AT OWN RISK. Use of any portion of the Trail Easements by members of the public is at their own risk. Neither Owner or ABSF by entering into this Agreement assume any duty to or for the benefit of the public for defects in the location, design, installation, maintenance or repair of the Trail Easements; for any unsafe conditions within the Trail Easements; or for the failure to inspect for or warn against possibly unsafe conditions; or to close the Trail Easements to public access when unsafe conditions may be present.

This Agreement is issued pursuant to and in accordance with the Wisconsin Statutes and a resolution adopted by the Sawyer County Board of Supervisors. The Sawyer County Board of Supervisors approved this Agreement at a meeting held _____, 2016.

Pursuant to and by virtue of the authority vested in me by the Wisconsin Statutes and by the Sawyer County Board of Supervisors, I hereby sign my name as the Clerk of the County of Sawyer.

SAWYER COUNTY CLERK, Dated: _____

ACKNOWLEDGMENT

STATE OF WISCONSIN
COUNTY OF SAWYER

This instrument acknowledged before me on _____,
2016 by _____, Sawyer County Clerk.

Notary Public, State of Wisconsin.
My Commission expires: _____.

AMERICAN BIRKEBEINER SKI FOUNDATION, INC., BY:

PAUL ECKERLINE, PRESIDENT Dated: _____

ACKNOWLEDGMENT

STATE OF WISCONSIN
COUNTY OF SAWYER

This instrument acknowledged before me on _____,
2016 by PAUL ECKERLINE, President
of AMERICAN BIRKEBEINER SKI FOUNDATION, INC.

Notary Public, State of Wisconsin
My Commission expires: _____.

INSTRUMENT DRAFTED BY:
Atty. Dana M. Rasmussen
P.O. Box 446
Hayward, WI 54843
(715) 558-6386,
drasmussen@cheqnet.net

**EASEMENT AGREEMENT
BIRKEBEINER TRAILHEADS**

SAWYER COUNTY, WISCONSIN ("Owner"), and AMERICAN BIRKEBEINER SKI FOUNDATION, INC., a Wisconsin nonstock corporation ("ABSF"), execute this Easement Agreement.

Owner owns the following described property in Sawyer County, Wisconsin: _____ ("BURDENED PROPERTY").

Owner is willing to grant to ABSF easements over a portion of the BURDENED PROPERTY so that ABSF may use them under the terms of this Agreement. Now, therefore, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, the parties hereto agree as follows:

GRANT OF EASEMENTS FOR BIRKEBEINER TRAILHEADS: Owner grants to ABSF perpetual easements for Trailhead Areas located in the _____, Sawyer County, Wisconsin, and more particularly described on ADDENDUM A attached hereto and made a part hereof.

Recording Area

Name and Return Address:
Attorney Dana M. Rasmussen
P.O. Box 446
Hayward, WI 54843

Parcel Identification Numbers

SCOPE OF EASEMENTS: All foregoing described Easements for Trailhead Areas shall be perpetual, and in gross for the benefit of ABSF and its successors and assigns for the purpose of granting to ABSF, its agents, employees, service providers, guests, invitees, and licensees the following rights:

- i. Unrestricted access and use to make limitless improvements, repairs and to maintain, including, but not limited to: Constructing, replacing and repairing an unlimited number of buildings for purposes including, but not limited to, trailhead shelters, race participant/volunteer shelters, race support services, and trail equipment storage. Any existing buildings located on the Trailhead Areas on the date of this Agreement, and any subsequently constructed buildings shall be solely owned by ABSF. Constructing, installing, replacing and repairing vehicular parking areas, utilities, driveways, trails and signs. Such use may include, but not be limited to, surveying, excavation of soil and rocks, cutting and removal of trees and vegetation, bulldozing, grading, construction services, grooming, seeding, mowing, placing and maintaining permanent erosion control mats, and timing pads, application of gravel, crushed stone and paving. Any expense from such performed or authorized by ABSF to be performed, shall be at the sole cost of ABSF.
- ii. Unlimited pedestrian access and use, for purposes including, but not limited to, temporary trailhead shelter, skiing, biking, running, and walking, and to profit therefrom, including, but not limited to charging, receiving and retaining trail pass fees, and any revenue from such shall solely belong to ABSF.
- iii. Vehicular access and parking in designated areas. Vehicular access in non-designated areas solely for the purpose of making improvements and repairs, for maintenance, emergencies and race preparation and support, including, but not limited to graders, groomers, mowers, snowmobiles, and other services vehicles, and emergency vehicles.
- iv. Unrestricted right to promote and hold events, including, but not limited to, skiing, biking, running, and walking events, including, but not limited to, the Birkie Tour, American Birkebeiner, Kortelopet, Fat Bike Birkie, Birkie Trail Run & Trek, and to profit therefrom, including, but not limited to, charging, receiving and retaining event registration fees, and any revenue from such shall solely belong to ABSF, and to contract with others to assist in the promotion and holding of such events.
- v. Said easements shall be non-exclusive, except, no use shall interfere with the foregoing described uses and rights, EMPHASIS ADDED, to the holding of the above described established events, to the "proper" improvement, maintenance and repair of the trails ("proper" is as exclusively determined by ABSF), and vehicular access in non-designated areas solely for the purpose of making improvements and repairs, for maintenance, emergencies and race preparation and support.

EASEMENT AGREEMENT
BIRKEBEINER TRAILHEADS
Page 2 of _ INCLUSIVE OF ADDENDUM A

The Easements granted by Owner shall pass with the title to the BURDENED PROPERTY and be binding on Owner and its successors and assigns, and shall be in gross for the benefit of ABSF and its successors and assigns. The laws of the State of Wisconsin shall govern this Agreement.

PUBLIC ENTERS AT OWN RISK. Use of any portion of the Trailhead Areas by members of the public is at their own risk. Neither Owner or ABSF by entering into this Agreement assume any duty to or for the benefit of the public for defects in the location, design, installation, maintenance or repair of the Trailhead Areas; for any unsafe conditions within the Trailhead Areas; or for the failure to inspect for or warn against possibly unsafe conditions; or to close the Trailhead Areas to public access when unsafe conditions may be present.

This Agreement is issued pursuant to and in accordance with the Wisconsin Statutes and a resolution adopted by the Sawyer County Board of Supervisors. The Sawyer County Board of Supervisors approved this Agreement at a meeting held _____, 2016.

Pursuant to and by virtue of the authority vested in me by the Wisconsin Statutes and by the Sawyer County Board of Supervisors, I hereby sign my name as the Clerk of the County of Sawyer.

SAWYER COUNTY CLERK, Dated: _____

ACKNOWLEDGMENT

STATE OF WISCONSIN
COUNTY OF SAWYER

This instrument acknowledged before me on _____,
2016 by _____, Sawyer County Clerk.

Notary Public, State of Wisconsin.
My Commission expires: _____.

AMERICAN BIRKEBEINER SKI FOUNDATION, INC., BY:

PAUL ECKERLINE, PRESIDENT Dated: _____

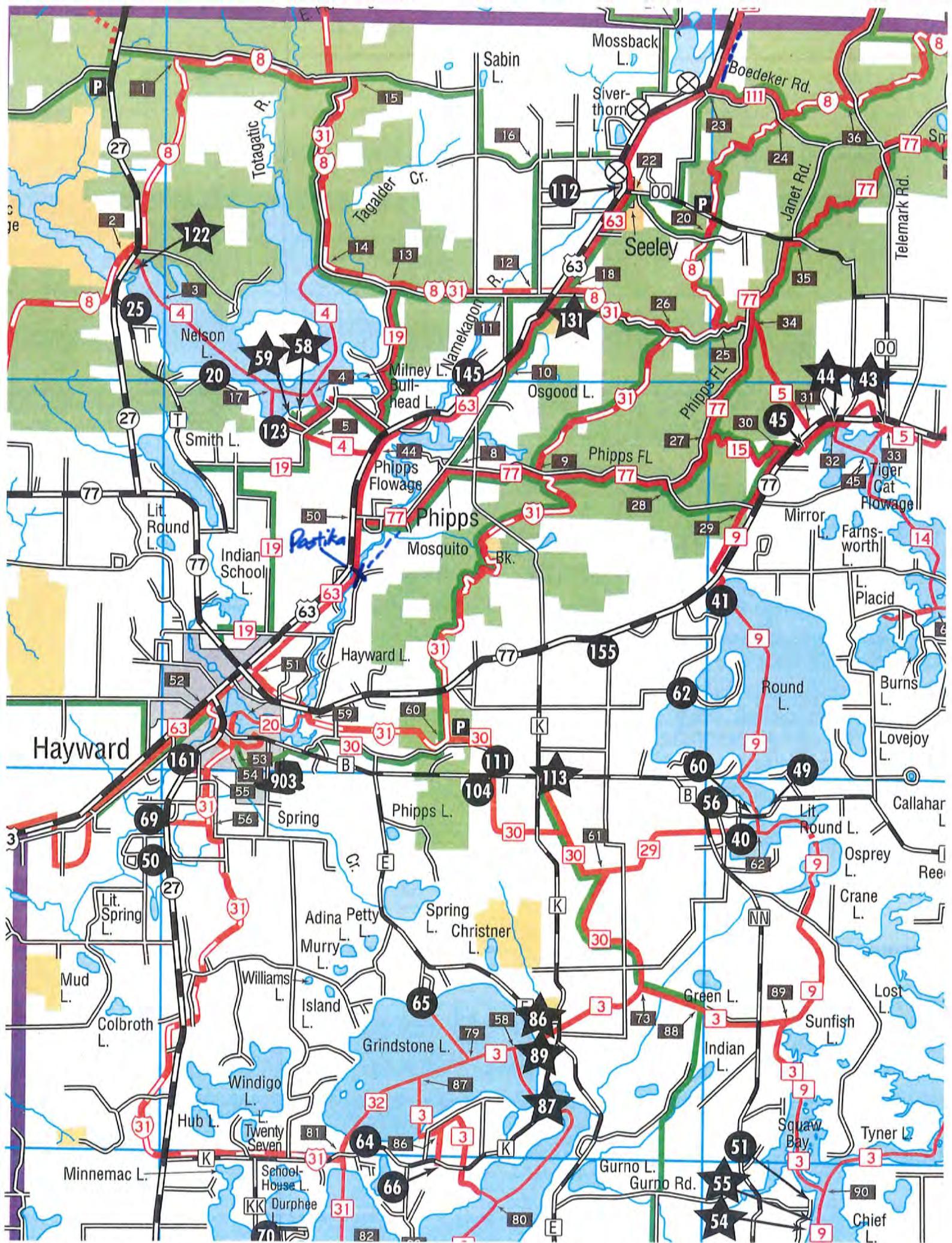
ACKNOWLEDGMENT

STATE OF WISCONSIN
COUNTY OF SAWYER

This instrument acknowledged before me on _____,
2016 by PAUL ECKERLINE, President
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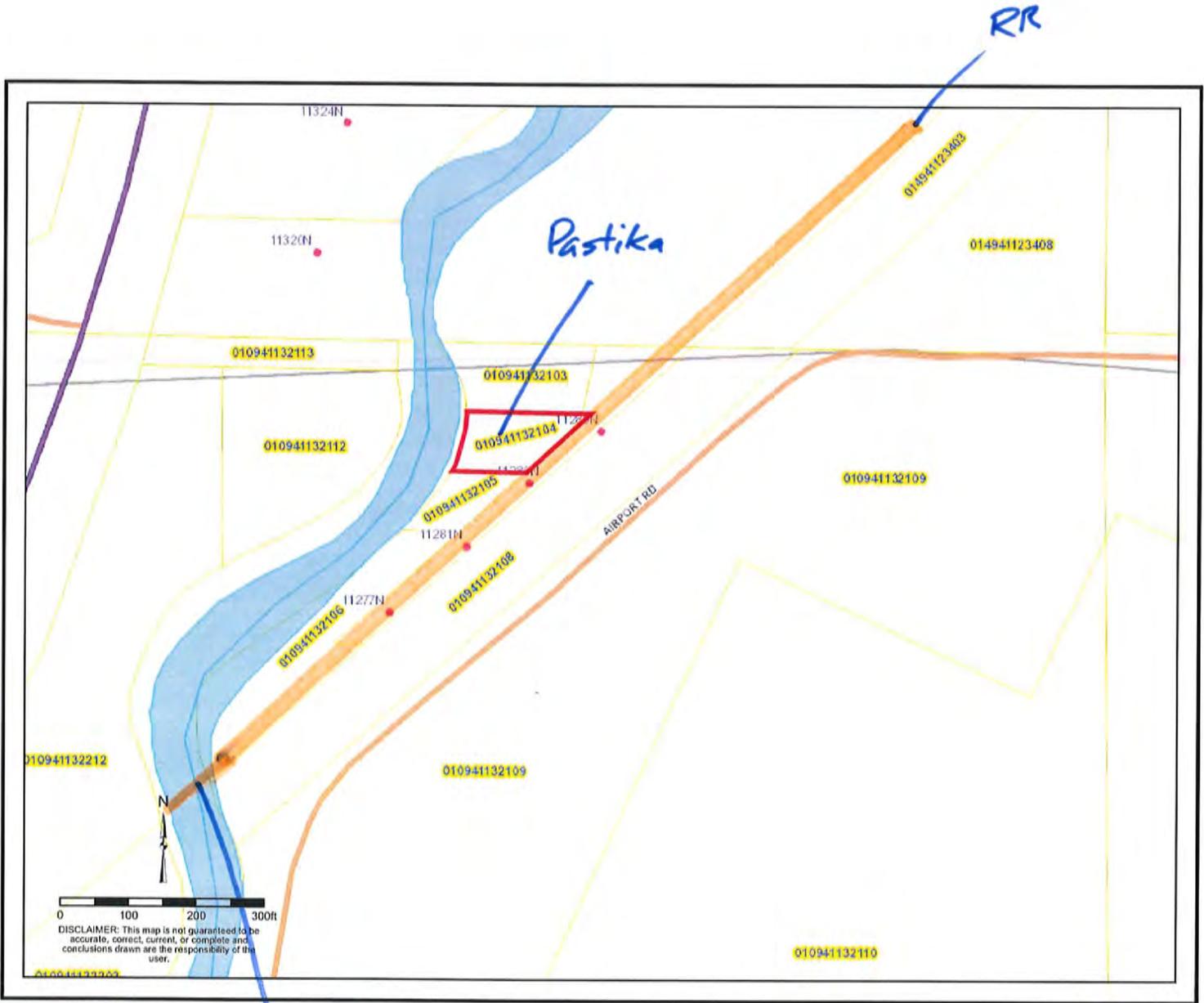


Turkó Inn

Kelly Pastika



RR trestle



trestle

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11285 N Airport Rd
Hayward, WI 54843