**From:** Serck, Jason
**To:** Hagen, Cherie L - DNR
**Cc:** Flamang, Nicole M - DNR; LaValley, Steven A - DNR; Johnson, Mark; Van Sickle, Jenny; Becken, Stephanie
**Subject:** RE: City of Superior Conservation Easement - Paine Property
**Date:** Monday, September 19, 2022 2:52:17 PM

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CAUTION: This email originated from outside the organization.
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Cherie...good afternoon.

I sat down with the land owners Fred Paine, Sr and Fred Paine Jr to discuss a potential area of the easement that they would be willing to work with the DNR on for a revised future sanctuary site. Attached is a very conceptual idea the landowners had.

The original easement for the most part, is the area that is outlined in blue in the attached map. The area that the Paine's would like to have the DNR consider for the new easement is outlined in white on the map. It is approximately 3.1 acres.

Again, this is very conceptual. Please let me know if you have any questions. Thanks for your time!

Jason Serck
Economic Development, Planning & Port Director
City of Superior
1316 North 14th Street
Superior, WI 54880
715.395.7335
serckj@ci.superior.wi.us
www.ci.superior.wi.us

-----Original Message-----
From: Hagen, Cherie L - DNR [mailto:Cherie.Hagen@wisconsin.gov]
Sent: Wednesday, September 7, 2022 6:15 AM
To: Serck, Jason
Cc: Flamang, Nicole M - DNR; LaValley, Steven A - DNR; Johnson, Mark; Van Sickle, Jenny; Becken, Stephanie
Subject: Re: City of Superior Conservation Easement - Paine Property

Thank you for sharing Jason, we'll review. It would also be helpful if you could also please summarize the request from the City and landowner. Based on our conversation I think the property may not be in compliance with the easement and there is an interest in rectifying, but clarification would be great. Thanks so much!

Get Outlook for iOS<https://secure-web.cisco.com/1fpyo11OQ5fglG_fyfQ44dF-zChpce_m-dCHA35xlN_Ybb4Qci-S7KoaJQ-PjToYZeqXQ8oel-7CstcBl3QzTte5w1c9FZG8IdbzF-86-iU9827NlM-kyO6ZZjvgIsf0zT_ktCcNpFAAzhdPsKKKuYMUTtTLZ0kvyLBmVuLtd_Yn04b30JcGM7ceFEfMYuMM8BFhEDZE5TnD21BIu-S_FJB1TW_zT7Pxc89Q71JMi3GDgwLZelgK8OfOt-L2Avo57gGOa8YMwCX9GKx-oSmrdGsChErEx82c1TMRaVDvKNM7n25gtAswdWpV-RDY35nPL/https%3A%2F%2Faka.ms%2Fo0ukef> _____
From: Serck, Jason <serckj@ci.superior.wi.us>
Sent: Tuesday, September 6, 2022 5:24:30 PM
To: Hagen, Cherie L - DNR <Cherie.Hagen@wisconsin.gov>
Cc: Flamang, Nicole M - DNR <nicolem.flamang@wisconsin.gov>; LaValley, Steven A - DNR <Steven.LaValley@wisconsin.gov>; Johnson, Mark <johnsonmark@ci.superior.wi.us>; Van Sickle, Jenny <VanSicklej@ci.superior.wi.us>; Becken, Stephanie <beckens@ci.superior.wi.us>
Subject: RE: City of Superior Conservation Easement - Paine Property

CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.

Cherie….good afternoon…I am attaching information related to the limited development easement that was enacted in March of 1989. In addition, I am attaching a map of the area in question along with ownership information.

As for a name, I have not run across one but it does reference in the easement the Barker's Island Bird Sanctuary.

Section 16; Township Forty-Nine (49) North; Range Fourteen(14) West

Please let me know if you have any questions. Thanks!

Jason Serck

Economic Development, Planning & Port Director

City of Superior

1316 North 14th Street

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www.ci.superior.wi.us<http://www.ci.superior.wi.us/>

From: Hagen, Cherie L - DNR [mailto:Cherie.Hagen@wisconsin.gov]
Sent: Tuesday, August 30, 2022 3:28 PM
To: Van Sickle, Jenny; Serck, Jason
Cc: Flamang, Nicole M - DNR; LaValley, Steven A - DNR
Subject: City of Superior Conservation Easement - Paine Property

Hello Jenny and Jason – I was able to connect via email and voicemail with Nicole Flamang from Real Estate to provide more direction on next steps. If the City could please gather the information below that would be wonderful and also a brief summary of the concerns or request you have. Also copied Steve LaValley who has some historical knowledge of property.  Since many of us don't have the history it will be helpful to review this information in advance so we have a bit of background before we meet to discuss.  Thanks so much!

* Provide copy of conservation easement. Most conservation easements are perpetual and run with the lands, each of restrictions and reservations. It's really hard to tell without having a copy of the actual easement to reference.  The easement should have shown up on the buyers title search.

* Section, Township and Range location of this easement. Is there a name of the Lake Superior Wildlife or Fisheries area in question? Originally this easement was linked to the Barker's Island Bird Sanctuary, not sure if the property in question has a name.

* Confirm current property owner is Thomas Paine. I think property was originally the City's but it was sold to Thomas, but I'm not sure.

We are committed to service excellence.
Visit our survey at http://dnr.wi.gov/customersurvey to evaluate how I did.

Cherie Hagen
Lake Superior Supervisor – Office of Great Waters, Enviromental Management Division Wisconsin Department of Natural Resources Cell Phone: 715-416-4426
Cherie.Hagen@wisconsin.gov<mailto:Cherie.Hagen@wisconsin.gov>

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[cid:image004.png@01D8C212.ACE26E30] <http://www.youtube.com/user/WIDNRTV>  [cid:image006.png@01D8C212.ACE26E30]
<https://public.govdelivery.com/accounts/WIDNR/subscriber/new>

From: Van Sickle, Jenny <VanSicklej@ci.superior.wi.us>
Sent: Tuesday, August 30, 2022 9:20 AM
To: Serck, Jason <serckj@ci.superior.wi.us>
Cc: Johnson, Mark <johnsonmark@ci.superior.wi.us>; Becken, Stephanie <beckens@ci.superior.wi.us>; Hagen, Cherie L - DNR <Cherie.Hagen@wisconsin.gov>
Subject: Fwd: DNR

CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.

Morning Jason

Should we think about a meeting of the minds…end of Sept?

Jenny Van Sickle

907-738-2891

Superior City Council

Sent from my iPhone

Begin forwarded message:

From: Thomas Paine <thomaspaine90@gmail.com<mailto:thomaspaine90@gmail.com>>
Date: August 30, 2022 at 6:43:41 AM CDT
To: "Van Sickle, Jenny" <VanSicklej@ci.superior.wi.us<mailto:VanSicklej@ci.superior.wi.us>>
Cc: Dad <painefred@gmail.com<mailto:painefred@gmail.com>>
Subject: Re: DNR

Hi Jenny,

The registrar of Deeds at the courthouse will have all the paperwork with the purchase of the property. Years ago I went in and had to use their computers to look the documents up. I am out of town for a few weeks so I am not able to assist. We have letters at the office in Superior from the DNR but they are more recent and not helpful. I don't believe we were ever given notice of the bird sanctuary being moved to our land.

There is not a sunken ship in front of the house, that is a barge used as a dock.

As far as the land trade vs sale I will have to get clarification from my dad, my only thought is maybe the registrar has something in writing based on the sale of the land he purchased from the city.

Thanks for your continued help with this.

Thomas Paine

On Fri, Aug 26, 2022 at 5:22 PM Van Sickle, Jenny <VanSicklej@ci.superior.wi.us<mailto:VanSicklej@ci.superior.wi.us>> wrote:

So I had a meeting with Cherie Hagan w/ the DNR about the ‘conservation easement’

This is going to be a tough untangle, but we can handle it.

First things first: we need to collect as much documentation on the property as possible. Any letters, deeds, emails notices etc from the city or DNR (especially to identify names and departments of folks that are in the loop and can help.)

Cherie Hagan is going to reach out to our local DNR guy Steve Lavelle in hopes that he has some historical context of this easement. As well as DNRs real estate branch to start sorting out the options

Reduce the footprint of the easement,

trade it for a different parcel within the city etc

As best I understand it, fred sold or traded the property near barkers island?

Fred purchased the lot he’s on now, or received it in trade?

Also, is there some kind of sunken ship on the shoreline over there?

Thank for helping me get to the bottom of this— we’ll get there

Jenny Van Sickle

907-738-2891

Superior City Council

Sent from my iPhone

On Aug 22, 2022, at 10:12 PM, Thomas Paine <thomaspaine90@gmail.com<mailto:thomaspaine90@gmail.com>> wrote:

Jenny thank you for coming! Sorry we missed you at the party.

I'll make sure my dad sees this, if you need anything from us let us know we will be all hands on deck!

Regards,

Thomas Paine

218-428-1863

Sent from my iPhone

On Aug 22, 2022, at 9:03 PM, Van Sickle, Jenny <VanSicklej@ci.superior.wi.us<mailto:VanSicklej@ci.superior.wi.us>> wrote:

Hi, Fred

Good to see you on Friday. What a beautiful couple & wedding!

Just keeping you in the loop, email below

<image0.jpeg>

Begin forwarded message:

From: "Van Sickle, Jenny" <VanSicklej@ci.superior.wi.us<mailto:VanSicklej@ci.superior.wi.us>>
Date: August 21, 2022 at 10:53:29 AM CDT
Subject: miigwech

Cherie:

First, I just wanted to say how much I appreciated getting to meet you on Friday and to see such strong support from DNR folks at the land transfer event.
I was also hoping to quick check in with you regarding a more local issue one of our residents is trying to clear up in Billings Park and this bird sanctuary.

Any chance you might have a few minutes in the next couple weeks?

Thank you!

Sent from my iPhone