

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
Waukesha Service Center
141 NW Barstow, Room 180
Waukesha, WI 53188

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



November 21, 2013

INF-SE-2013-41-03726

Matthew H. Langewisch
301 West Bergen Drive
Fox Point, WI 53217

Subject: Request for Navigability Determination for Indian Creek, located in the Village of Fox Point, Milwaukee County.

Dear Mr. Langewisch:

On November 5, 2013, I visited your property at 301 West Bergen Drive, Village of Fox Point, Milwaukee County, to fulfill your request to the Department of Natural Resources (Department) for a Navigability Determination for Indian Creek. In Wisconsin, the Supreme Court has defined a navigable waterway as one which has a defined bed and banks and carries enough water to float a canoe or other watercraft during the spring high water periods. Based on this definition and the conditions observed at your site, the stream on your property has been determined to be navigable/public.

Chapter 30, Wis. Stats., permits are needed for work in and near this waterway. Information on these regulations and application materials are available on the DNR web site at www.dnr.wi.gov.

Certain activities may also require permits from the Village of Fox Point and/or the U.S. Army Corps of Engineers (USACE) of whom you should contact before beginning any construction at this site.

If you have any questions regarding this decision, please call me at (262) 574-2132 or email jesse.jensen@wisconsin.gov.

Sincerely,



Jesse Jensen
Water Management Specialist

cc: Village of Fox Point: Scott Miller
USACE: Anthony Jernigan