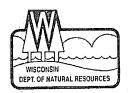
## State of Wisconsin DEPARTMENT OF NATURAL RESOURCES

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

Jessé Jensen

Water Management Specialist

CC:

Village of Fox Point: Scott Miller

USACE: Anthony Jernigan

