

STATE OF WISCONSIN
Town of Dayton
Waupaca County

Resolution

The Town Board of the Town of Dayton, Waupaca County, Wisconsin, by this resolution, adopted pursuant to court order, by a majority of the Town Board on a roll call vote with a quorum present and voting, and proper notice having been given, resolves and declares as follows:

1. On or about September 18, 2012, the Town Board purported to form the Little Hope Lake District via Resolution 12-09-02.
2. On or about May 5, 2014, Waupaca County commenced a lawsuit challenging the Little Hope Lake District's formation. (*Waupaca County v. Little Hope Lake District, et al*, Waupaca County Case No. 14-CV-179).
3. Attached hereto and incorporated by reference as Exhibit A is a copy of the Stipulation and Order for Dismissal of Little Hope Lake District and Town of Dayton ("Order"), entered by the court in the above matter. As set forth therein, the court has ordered that the Little Hope Lake District "is not valid nor currently in existence and is void *ab initio*."
4. Pursuant to and in compliance with the Order:
 - a. Resolutions 12-09-02 and 12-10-03C are hereby rescinded.
 - b. The Town Clerk shall record a copy of the Order with the Waupaca County Register of Deeds to remove any potential cloud on real estate titles related to Document 806826 (i.e., Resolution 12-10-03C referenced above), recorded with the Register of Deeds on November 5, 2012, which purported to set forth the legal dimensions of the Little Hope Lake District.
 - c. Within 45 days after the Order's entry by the court, the Town Board will take all necessary steps to have the Wisconsin Department of Revenue remove Little Hope Lake District as a taxing district.

This ordinance is effective on publication or posting. The town clerk shall properly post or publish this resolution as required under Wis. Stat. § 60.80.

Adopted this _____ day of _____, 2015.

David Armstrong, Town Chairman

Jane Haasch, Town Supervisor

John Miller, Town Supervisor

Attest:

Judy Suhs, Town Clerk