

**TOWN OF MERRIMAC
SAUK COUNTY, WISCONSIN**

CLASS III NOTICE OF PUBLIC HEARING

INTENT TO DISCONTINUE PUBLIC RIGHT-OF-WAY ON SOUTH LAKE ROAD

Notice is hereby given, that pursuant to Wis. Stats. 82.10 the Town of Merrimac Town Board, at the February 4, 2026 Regular Meeting, approved Resolution 2026-01, stating the intent to discontinue a portion of the public town road on South Lake Road and setting a Public Hearing date for said matter.

Pursuant to Wis. Stats. 82.10, the Town of Merrimac Town Board will hold a public hearing on **Wednesday, April 15, 2026, at 6:00pm**, at the Merrimac Town Hall located at S6911 State Highway 113 regarding the proposed action to commence discontinuance of a portion of South Lake Road and Notice shall be sent by registered mail to all parties as required under Wis. Stats. 82.10.

Notice is further given pursuant to 82.10, that, following the Public Hearing, the Town Board may act on a Final Resolution vacating and discontinuing the following described town road located in the Town of Merrimac, specifically:

The town road to be vacated is the portion of South Lake Road lying west of the East line of the NW ¼ of the NW ¼ of Section 28, Town 11 North, Range 7 East extending to the West Town line, in the Town of Merrimac, Sauk County, Wisconsin.

A map of the described public way and Resolution 2026-02 can be viewed on the Town of Merrimac website, www.townofmerrimac.net and in the Clerk's office, S6911 State Road 113, Merrimac, WI 53561 or requested by email to tnadmin@tds.net.

Any interested persons shall be given the opportunity to be heard at the Public Hearing. Public Comment may also be submitted in writing to the Town of Merrimac, PO Box 115, Merrimac, WI 53561 or by email at tnadmin@tds.net.

By order of the Town Board of the Town of Merrimac, Sauk County, Wisconsin.
Dated this 23rd day of February, 2026.



Stephanie Brensike, Town Administrator & Clerk-Treasurer
Town of Merrimac

To be posted on March 2, 2026 on the town's website and at 3 legal posting locations:

1. Merrimac Town Hall, S6911 State Road 113, Merrimac, WI 53561
2. Charlie's Lakeside Cenex, E12965 State Road 78, Merrimac, WI 53561
3. Palmer's Manufacturing, E14480 County Rd DL, Merrimac, WI 53561

To be published on March 24 & 31, April 7, 2026

TOWN OF MERRIMAC

RESOLUTION NO. 2026-01

A resolution proposing to discontinue a portion of South Lake Road in the Town of Merrimac, Sauk County, Wisconsin, pursuant to Wis. Stat. § 82.10.

WHEREAS, the Town Board of the Town of Merrimac believes the public interest may be served by discontinuing that portion of South Lake Road lying west of the East line of the NW ¼ of the NW ¼ of Section 28, Town 11 North, Range 7 East extending to the West Town line, in the Town of Merrimac, Sauk County, Wisconsin. A map is attached as Exhibits A, showing the location of that portion of South Lake Road; and

WHEREAS, the parcels abutting that portion of South Lake Road are all under common ownership and will continue to have direct access onto a public way and is not dependent upon the portions of South Lake Road to be discontinued for direct access onto a public way, and will not be landlocked as a result of the discontinuance; and

WHEREAS, discontinuance of that portion of South Lake Road will terminate all responsibility of the Town of Merrimac for maintenance, repair, and liability with respect to its possible use by the public; and

WHEREAS, the Town Plan Commission on January 20, 2026 moved and recommended that portion of South Lake Road be discontinued; and

WHEREAS, pursuant to Wis. Stat. §840.11 and Wis. Stat. §82.10(5), a lis pendens containing a map and description of the subject parcel was filed in the Sauk County Register of Deeds Office on January 30, 2026 at 2:54 PM as Document No. 1285929; and

NOW, THEREFORE, the Town Board of the Town of Merrimac, Sauk County, Wisconsin, by this resolution, adopted 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 orders as follows:

1. The process under ch. 82, Wis. stats., to discontinue a highway in the town described as follows is hereby initiated: that portion of South Lake Road located west of the East line of the NW ¼ of the NW ¼ of Section 28, Town 11 North, Range 7 East extending to the West Town line in the Town of Merrimac, Sauk County, Wisconsin.

2. That there shall be a public hearing on the proposed discontinuance of the public way. The public hearing shall be held not less than 40 days from the date of introduction of this Resolution, and the date is set as: April 15, 2026 at the Town of Merrimac Town Hall, S6911 State Hwy. 113, Merrimac, WI, 53561.

3. That Notice of the hearing on this proposed discontinuation shall be given as follows:

a. By the publication of a Class 3 notice in the official newspaper of the Town; and

b. By registered mail of the Notice to all parties required under Wis. Stat. §82.10, at least 30 days before the hearing.

4. At the public hearing, interested persons shall be given the opportunity to be heard on the proposed discontinuation.

5. In the event that a written objection to the proposed discontinuance is received signed by any owner of lands abutting the public way proposed to be discontinued, or by one-third or more of the owners of lands lying within 2,650 feet of the public way proposed to be discontinued, then the discontinuance may not be approved unless it is adopted by two-thirds of the Town Board.

6. A scale map of the land that will be affected by this application is attached.

Adopted this 4th day of February, 2026.



Mike Sitton, Town Chair




Attest: Stephanie Brensike
Town Administrator & Clerk-Treasurer

Roll Call Vote of the Town Board:

(Chair Sitton) RAS

(Supervisor Janicek) JS

(Supervisor Peetz) 

SAUK COUNTY

STATE OF WISCONSIN

IN RE: THAT PORTION OF SOUTH LAKE ROAD TO BE
VACATED, IN THE TOWN OF MERRIMAC, SAUK COUNTY,
WISCONSIN, DESCRIBED BELOW:

LIS PENDENS

DOCUMENT #: **1285929**

Recorded: 01-30-2026 at 2:54 PM

BRENT BAILEY

SAUK COUNTY REGISTER OF DEEDS

REGISTRAR'S OFFICE

Sauk Co, WI

RECEIVED FOR RECORD

Fee Amount: \$30.00

: :

This document has been filed electronically

Return to:

Attorney Jesse Spankowski

Miller, Spankowski & Waldinger, LLC

311 DeWitt Street

Portage, WI 53901

026-0255-00000; 026-0256-00000;

026-0259-00000; 026-0260-00000;

026-0261-00000; 026-0272-00000;


026-0275-00000; 026-0294-00000;

026-0295-00000; 026-0493-00000

Tax Parcel Nos.

NOTICE IS HEREBY GIVEN by the Town Board of the Town of Merrimac, Sauk County, Wisconsin, that it will consider a Resolution to discontinue that portion of South Lake Road lying West of the East line of the Northwest Quarter of the Northwest Quarter of Section 28, Township 11 North, Range 7 East, extending to the West Town line, in the Town of Merrimac, Sauk County, Wisconsin. A map is attached as Exhibit A, which shows the location of this portion of South Lake Road.

Dated this 30th day of January, 2026.



JESSE SPANKOWSKI
Attorney for Town of Merrimac

Attachment: Exhibit A – Map

This Instrument was drafted by:

Attorney Jesse Spankowski

Miller, Spankowski & Waldinger, LLC

311 DeWitt Street

Portage, WI 53901

(608) 742-8585

EXHIBIT A
Map

WISLR Map

