



December 1, 2023

Via Email

Matt Gaulke, Chairman
Town of Lac du Flambeau
109 Old Abe Rd
Lac du Flambeau, WI 54538
ldfclerk@frontier.com

Re: *Past Trespass Damages and Annual Access Permits*

Dear Matt,

On behalf of the Lac du Flambeau Band of Lake Superior Chippewa Indians (the "Tribe"), I'm writing to communicate a few things to you and the Town of Lac du Flambeau ("Town"). First, the Tribe has enacted a Road Access Permitting Ordinance ("Permitting Ordinance"), a copy of which is enclosed, that applies to all roads traversing lands owned by the Tribe, or by the United States as a trustee for the Tribe ("Access Roads"). As you will see, the Permitting Ordinance will allow legal access to those roads, in exchange for a fee equal to 1.5% of the state-assessed fair market value for the homes situated along the Access Road.

Second, the Town will not be eligible to utilize the forward-looking Permitting Ordinance until the issues related to the past trespass over Annie Sunn Lane, Center Sugarbush Lane, East Ross Allen Lake Lane, and Elsie Lake Lane (the "Four Roads"), along with past trespass over Big Thunder Lane, are resolved. The Tribe has calculated these past trespass damages to be:

\$2,885,370	10-year Settlement (1.5% applied to Four Roads)
\$3,448,843	Big Thunder Settlement (1.5% applied to East Ross for 31 years)
\$140,000	Legal Fees related to negotiations
\$183,507	<i>Pollard v. Johnson</i> Legal Fees
\$3,000,000	Tribal Administration Fees
\$9,657,720	Past Damages

The Tribe will not issue any permits under the Permitting Ordinance to the Town until the Tribe receives payment for the past trespass damages.

Finally, as the Tribe has communicated to you and the Town repeatedly in the past, the Tribe will not approve any new long-term easements over Access Roads.

Please contact me if you would like to discuss further.

Sincerely,

John Johnson Sr.
President, Lac du Flambeau Band of
Lake Superior Chippewa Indians

**Lac du Flambeau Band
of Lake Superior Chippewa Indians**

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