

Notice: Use of this form is required by the Department for any application filed pursuant to ss. 29.733, Wis. Stats., and ss. NR 19.90-95, Wis. Adm. Code. The department will not consider your application unless you provide all information requested and submit the fee(s) indicated for the permit(s) selected. A social security number or federal employer identification number is **REQUIRED** when applying for a license listed in ss. 29.024(2g) or 29.024(2r), Wis. Stats. The number **SHALL NOT** be disclosed to any other person except the Department of Workforce Development or the Department of Revenue to determine liability for delinquent Wisconsin taxes or child or family support. Other personally identifiable information requested on this form will be used for program administration and may be provided to requesters as required by Wisconsin's Open Records law [ss. 19.31-19.39, Wis. Stats.].

Mail this form with its attachments and required fee to WDNR -Natural Waterbody Permits FH/4, PO Box 7921 Madison, WI 53707-7921.

Applicant Information

Applicant Name: First MI Last <u>GRANT J Johnson</u>			Co-Applicant Name: First MI Last		
Address <u>W6623 Co. Rd. 2</u>			Address		
City <u>Plymouth</u>	State <u>WI</u>	ZIP Code <u>53073</u>	City	State	ZIP Code
Phone Number <u>847-840-9252</u>	Social Security No./ Fed. Employer ID No. XXXXXXXXXX		Phone Number	Social Security No./ Fed. Employer ID No.	

Project Information

Business Name (if any) <u>Plymouth Springs LLC</u>			Waterway Name					
Address <u>W6623 Co. Rd 2 Plymouth, WI</u>			Water Source (identify as gallons per minute, gpm)					
<input type="radio"/> City	<input checked="" type="radio"/> Town	<input type="radio"/> Village	Spring	Well	Stream	City Water	Other	Specify Other
County <u>Sheboygan</u>			Fire Number (if applicable)		Is there a discharge to a water of the state? <input checked="" type="radio"/> Yes <input type="radio"/> No			
1/4	1/4	Section	Township	Range	If Yes, Indicate: <input checked="" type="checkbox"/> Waterway <input type="checkbox"/> Wetland		Discharge (gpm) <u>~ 5 gpm</u>	

Project Description

A "natural body of water" is defined in Wisconsin law as any spring, stream, pond, lake or wetland that was historically present in a natural state but may have been physically altered over time. A "freeze-out pond" is defined in Wisconsin law as a natural, self-contained body of water in which freezing or anoxic conditions prevent the body of water from naturally sustaining a fish population at least twice every 5 years.

- Operating a fish farm in a Natural Body of Water requires a permit under NR 19, Wis. Adm. Code. I am applying for:
- NR 19 Permit Renewal - for continued use of a natural waterbody that was previously permitted as a preexisting fish rearing facility or a freeze-out pond.
 - Initial NR 19 Permit - for new use of a natural waterbody for fish farming (note, the waterbody must be a freeze-out pond).
 - Transfer of NR 19 Permit - to convey an existing NR 19 permit from one party to another, as a result of change in ownership or leasehold interest of a fish farm.

Number and dimension of ponds, raceways or tanks. Describe here and attach a diagram (Attachment # 4)

Business Purpose: Activities engaged in. (select all that apply)

- | | | |
|--|---|---|
| <input type="checkbox"/> Distributor | <input checked="" type="checkbox"/> Processor, On-Site | <input checked="" type="checkbox"/> Public Fee Fishing |
| <input checked="" type="checkbox"/> Hatchery | <input checked="" type="checkbox"/> Grower | <input checked="" type="checkbox"/> Raising Fish For Stocking |
| <input type="checkbox"/> Raising Bait For Sale | <input checked="" type="checkbox"/> Private, Personal Fishing | <input checked="" type="checkbox"/> Raising Fish to Directly Market for Human Consumption |
| <input type="checkbox"/> Other - Specify: | | |

1. What type of pesticides do you currently use or plan to use?
None
2. Is your fish farm equipped with barriers that prevent the passage of fish between it and other water of the state? Yes No
3. If you are applying for an NR 19 Permit Renewal, have you made any facility changes - expansion, additional ponds, different species reared, etc. - over the last ten years?
 Yes No If yes, describe:

Johnson
Applicant Last Name

Fish Farm Application For Use of Natural Body of Water
Form 3600-227 (R 3/13) Page 2 of 2

Species Information

Complete the following information regarding your operation: List the quantity of each size of the species of fish you possess or plan to raise on an annual basis in each pond, raceway, natural body of water, freeze-out pond, self-contained body of water or preexisting fish rearing facility.

Fish	Eggs	Fry	Fingerling	Yearling	Adult	Fish	Eggs	Fry	Fingerling	Yearling	Adult
Bass Largemouth						Bluegill					
Bass Smallmouth						Crappie					
Bullhead						Perch					
Muskellunge						Pumpkinseed					
Northern Pike						Sunfish					
Walleye						Tilapia					
Chubs						Brook Trout					
Minnows						Brown Trout					
Shiners						Lake Trout					
Suckers						Rainbow Trout	200				25/c
Atlantic Salmon						Other (List):					
Chinook Salmon											
Coho Salmon											

Attachments (Provide all of the following)

1. Location sketch or map showing route to the project site, indicating nearest main road and crossroad, north arrow and scale.
 2. Photocopy of deed, lease, land contract or other documentation showing that the land that is riparian to the body of water is owned, leased, or controlled by the permit applicant.
 3. Photocopy of plat book showing property owners; photocopy of any easements for all properties surrounding the waterbody; and other documentation to show that none of the owners of the fish farm or riparian lands provide public access to the body of water by means of an easement or right-of-way or by means of a business open to the public. Note: the owners of the fish farm may allow fishing by the public for a fee.
 4. Diagram showing number and dimensions of all ponds, raceways, tanks or other waterbodies to be used for fish farming.
 5. For an Initial NR 19 Permit -- Documentation to show the natural waterbody is a "freeze-out pond", meaning it is self-contained and has freezing or anoxic conditions that prevent a naturally-sustaining fish population at least twice every five years.
 6. For a Transfer of NR 19 Permit -- Photocopy of the previous owner's NR 19 permit, and documentation to show change of ownership.
 7. Photocopy of any other permits or authorizations required by Ch. 30 or 31, Wis. Stats., the Army Corps of Engineers and any other federal, state or local laws and zoning ordinances for construction or operation of the fish farm. (Note: Permits issued under Ch. 30.19, 30.195 or 31.04 may mean your waterbody is exempt from a permit requirement.)
 8. Photocopy of Department of Agriculture, Trade and Consumer Protection (DATCP) Fish Farm Registration from current or previous year.
- Note: If conditions 2, 3, and 7 are met, then the DNR may find that your fish farm is exempt from a Natural Waterbody permit requirement. If so, the DNR will return your application and notify you of this finding.

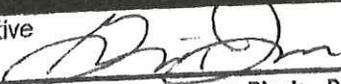
Type of Permit and Fees

- Transfer of NR 19 Permit - \$100 fee
- Initial NR 19 Permit - \$ 500 fee
- NR 19 Permit Renewal- \$50 fee.

100.00
Total Fees Enclosed: 100.00

Make check or money order payable to the Department of Natural Resources (DNR)

Application Certification

Signature of Authorized Representative 

Date Signed 6-28-16

Leave Blank -- DNR Use Only

Received By	Date Received	DNR Docket Number	Application Date

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

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



February 6, 2015

Existing Permit # 16-SE-7595
Current Case # 19-SE-007595

Gordon KREPSKY
W6623 CTH Z
PLYMOUTH, WI 53073

Dear Mr. Gordon KREPSKY,

Thank you for submitting a NR 19 Natural Waterbody Permit Renewal Application for your fish farm, which is registered with the Department of Agriculture, Trade and Consumer Protection (DATCP). You will be pleased to know that your application for renewal is approved with minor modification, and your NR 19 Natural Waterbody Permit is attached. The waterbodies are in the Town OF Plymouth, located in the NW ¼ of Section 30, Town 15, Range 21E, Sheboygan County. The specific natural body(s) of water authorized are:

- Pond 1 at Latitude 43.745967, Longitude -88.029819
- Pond 2 at Latitude 43.745714, Longitude -88.02973
- Pond 3 at Latitude 43.745381, Longitude -88.029914
- Pond 4 at Latitude 43.7454, Longitude -88.029581
- Pond 5 at Latitude 43.745378, Longitude -88.028883
- Pond 6 at Latitude 43.745843, Longitude -88.028473
- Pond 7 at Latitude 43.744943, Longitude -88.028073

The permit modification from your application is removal of Pond 8 at Latitude 43.745091, Longitude -88.026992. Because this pond did not meet statutorily required (Ch. 29.733(1)(a)) land control standards (Ch. 29.733) we cannot authorize its use as a natural waterbody for your fish farm. This modification was approved by you via phone conversation on 1/26/2015.



As long as you maintain your annual DATCP Fish Farm Registration, and unless we determine that there has been a substantial change in circumstances related to the public interest or public rights associated with your fish farm, this permit has no expiration date.

If you sell, lease or transfer control of the land surrounding your fish farm to someone else, you also may want to transfer this Natural Waterbody permit. To request this transfer, the new owner should submit a Natural Waterbody permit application with a non-refundable permit fee (currently \$100).

Please note that your project was not reviewed for compliance with other types of approvals that might be required by federal, state or local laws. Physical alterations in or near wetlands, ponds or streams, well construction and wastewater discharges are all activities that may require a permit from the DNR. If you believe you may need DNR approval for any of these completed or future activities, please contact me at the address or phone number listed below. I can put you in contact with other DNR staff who can help you bring your project into compliance with state environmental laws.

If you have any questions about this permit, please contact me.

Sincerely,

SAD Fisheries Biologist: Travis Motl Phone: 920-893-8549

SAD Natural Waterbody Permit Coordinator: Matt Coffaro Phone: 414-263-8614

Cc: Amy Basel, DATCP

STATE OF WISCONSIN NATURAL WATERBODY PERMIT
DEPARTMENT OF NATURAL RESOURCES

Current Case # 19-SE-007595

RENEWAL APPLICANT MAILING INFORMATION

Gordon KREPSKY
CRYSTAL BLUE SPGS TROUT FARM
W6623 CTH Z
PLYMOUTH, WI 53073

PERMIT CONDITIONS FOR 19-SE-007595

1. This permit authorizes use of a natural body(s) of water as a fish farm, to propagate or rear the fish species identified on your permit application form #3600-227, except where modified by the conditions of this permit. The specific natural body(s) of water authorized are:
 - a. Pond 1 at Latitude 43.745967, Longitude -88.029819
 - b. Pond 2 at Latitude 43.745714, Longitude -88.02973
 - c. Pond 3 at Latitude 43.745381, Longitude -88.029914
 - d. Pond 4 at Latitude 43.7454, Longitude -88.029581
 - e. Pond 5 at Latitude 43.745378, Longitude -88.028883
 - f. Pond 6 at Latitude 43.745843, Longitude -88.028473
 - g. Pond 7 at Latitude 43.744943, Longitude -88.028073
 2. This permit authorizes only those fish farming activities specified on your permit application form #3600-227. If you plan to alter any of the fish farming activities, you must first notify the Department.
 3. This permit has no expiration date, unless we determine that there has been a substantial change in circumstances related to the public interest or public rights associated with your fish farm.
 4. You are responsible for obtaining any other federal, state or local permits or approvals that may be required for the construction and/or operation of your fish farm.
 5. You must keep a copy of this permit at the location of the fish farm at all times.
 6. Your acceptance of this permit and operation of the fish farm signifies that you have read, understood and agreed to follow all conditions of this permit.
 7. Upon reasonable notice, you shall allow access to your project site during reasonable hours to any Department employee who is investigating the fish farm's operation, maintenance or compliance with this permit.
 8. The Department may modify or revoke this permit if the project is not operated in accordance with this permit, or if the Department determines the activity is detrimental to the public interest or private rights.
 9. In accordance with section 29.734, Wisconsin Statutes, the fish farm body of water must be equipped with barriers that prevent the passage of fish between it and the other waters of the state.
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FINDINGS OF FACT

1. CRYSTAL BLUE SPGS TROUT FARM has filed an application pursuant to section 29.733, Wis. Stats., for a permit to use a natural body of water for fish farming. The waterbody(s) are in the Town OF Plymouth, located in the NW ¼ of Section 30, Town 15, Range 21E, Sheboygan County.
2. Pursuant to section 29.733, Wis. Stats., the department has made the following determinations:
 - a. The land riparian to the water body is owned, leased or controlled by the fish farm owners;
 - b. None of the owners of the fish farm or of the riparian land provide access to the body of water by means of an easement or other right-of-way to the public;
 - c. The body of water is either a preexisting fish rearing facility as defined in s. 29.001(64), Wis. Stats. or a freeze-out pond.
3. The Department of Natural Resources and the applicant have completed all procedural requirements for the issuance of this permit. The project shall also comply with all applicable requirements of Sections 1.11 and 29.733 and Chapter 283, Wisconsin Statutes and Chapters NR 19, 102, 103, 115, 116, 117, 150, and 299, Wisconsin Administrative Code.
4. Under section 29.733(2)(c), Wis. Stats., for renewal of preexisting fish rearing facilities, the department has determined that no substantial public interest exists in the body of water and that no public or private rights in the body of water will be adversely impacted.

CONCLUSIONS OF LAW

1. The Department has the authority under s. 29.733, Wis. Stats. and NR 19, Wis. Adm. Code to issue a permit allowing the use of a natural body of water for operation of a fish farm.
2. The proposed fish farm operation conforms to the review standards of section 29.733, Wis. Stats. and NR 19, Wis. Adm. Code.

ORDER

IT IS THEREFORE ORDERED THAT the application of CRYSTAL BLUE SPGS TROUT FARM, for a permit to use a natural body of water as a fish farm pursuant to s. 29.733, Wis. Stats., in the Municipality of Plymouth, Sheboygan County, and the same hereby is, APPROVED.

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions shall be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources, P.O. Box 7921, Madison, WI, 53707-7921. The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30-day period for filing a petition for judicial review.

A request for contested case hearing must follow the form prescribed in section NR 2.05(5), Wis. Adm. Code, and must include the following information:

1. A description of the Department's action or inaction which is the basis for the request;
2. The substantial interest of the petitioner which is injured in fact or threatened with injury by the Department's action or inaction;
3. Evidence of legislative intent that this interest is not to be protected;
4. An explanation of how the injury to the petitioner is different in kind or degree from the injury to the general public caused by the Department's action or inaction;
5. That there is a dispute of material fact, and what the disputed facts are;
6. The statute or administrative rule other than s. 227.42, Wis. Stats., which accords a right to a hearing.

This notice is provided pursuant to section 227.48(2), Wis. Stats.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES
For the Secretary

By Travis Motl Phone: 920-893-8549

February 6, 2015

Matt Coffaro Phone: 414-263-8614
SAD Regional Natural Waterbody Permit Coordinator

STATE BAR OF WISCONSIN FORM 2 -2003
WARRANTY DEED

Document Number _____ Document Name _____

THIS DEED, made between Gordon G. Krepsky and Linda Zimmerman Krepsky, husband and wife
 ("Grantor," whether one or more), and Plymouth Springs LLC
 ("Grantee," whether one or more).

Grantor, for a valuable consideration, conveys and warrants to Grantee the following described real estate in Sheboygan County, State of Wisconsin ("Property") (if more space is needed, please attach addendum):

Parcel 1:

Lot 1 of the Certified Survey Map recorded in Volume 16 of Certified Survey Maps on Pages 191-192 as Document Number 1558577 being a part of the NW1/4 of the NE1/4 of Section 30, Town 15 North, Range 21 East, Township of Plymouth, Sheboygan County, Wisconsin.
 Tax Key Number 59016221392

Parcel 2:

Lot 2 of the Certified Survey Map recorded in Volume 16 of Certified Survey Maps on Pages 191-192 as Document Number 1558577 being a part of the NW1/4 of the NE1/4 of Section 30, Town 15 North, Range 21 East, Township of Plymouth, Sheboygan County, Wisconsin.
 (Tax Key Number 59016221393)

RETURN TO
 Grant Johnson
 W6623 County Road Z and County Road Z & ZZ
 Plymouth, WI 53073

Tax Parcel No.:
 59016221392
 59016221393

This is a homestead property.

Exception to warranties: Municipal and zoning ordinances and agreements entered under them, recorded easements, recorded building and use restrictions and covenants, present uses of the Property in violation of the foregoing disclosed in Seller's Real Estate Condition Report and in the Offer, and general taxes levied in 2016.

Dated this 24th day of June, 2016.

Gordon G. Krepsky
 Gordon G. Krepsky
Linda Zimmerman Krepsky
 Linda Zimmerman Krepsky

File No: 815070054

AUTHENTICATION

Signature(s)

authenticated this ____ day of _____, 20__

TITLE: MEMBER STATE BAR OF WISCONSIN
 (If not, _____
 authorized by § 706.06, Wis. Stats.)

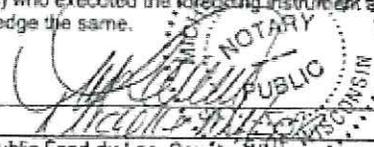
THIS INSTRUMENT WAS DRAFTED BY
 Attorney Perry J. Armstrong

(Signatures may be authenticated or acknowledged. Both are not necessary.)

ACKNOWLEDGMENT

STATE OF WISCONSIN)
 Fond du Lac COUNTY) ss.

Personally came before me this 24 day of June, 2016, the above named Gordon G. Krepsky and Linda Zimmerman Krepsky to me known to be the person(s) who executed the foregoing instrument and acknowledge the same.



Notary Public Fond du Lac County, WI
 My Commission is permanent. (If not, state expiration date:
7/10/19)



Wisconsin Department of Agriculture, Trade and Consumer Protection

2811 Agriculture Drive, PO Box 8911, Madison, WI 53708-8911

Effective Date: April 01, 2016
Expires: March 31, 2017
Statute: 95.60

Registration Number: 113827

Fish Farm Registration (Type 2)

Legal Name:

Gordon G Krepsky, Linda Krepsky
W6623 COUNTY ROAD Z Plymouth WI 53073

Doing Business As:
Crystal Blue Springs Trout Farm, LLC

Livestock Premises Code(s): 007115P

W6623 County Road Z Plymouth, WI 53073 Sheboygan County

This is your license/permit/certification/registration document. Post or carry as required by law. Non-transferrable - subject to revocation or suspension as provided by law
Remove this card and carry as identification.

DMS-BIT-06S (03/18/10)

bits-16.qxd (rev.02/15)

Gordon Krepsky, Linda Krepsky
W6623 COUNTY ROAD Z
Plymouth WI 53073

DATCP Contact: (608) 224-4887



Wisconsin Department of
Agriculture, Trade and Consumer Protection

Fish Farm Registration (Type 2)

Gordon G Krepsky, Linda Krepsky
Registration Number: 113827 **Expiration Date: March 31, 2017**
W6623 COUNTY ROAD Z Plymouth WI 53073

Primary Business Location: W6623 County Road Z

Joey,

As the primary member of Plymouth Springs LLC, I would like to apply to transfer the NR19 permit from the previous owner. The natural waterbodies that I wish to transfer are the same as those indicated on the second page of the 2015 NWB Permit.

I will attach the application and deed on a separate email.

Thanks

Grant
(847) 840-9252