

CITIZEN JOURNAL

BOYNE CITY, MICHIGAN

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WEDNESDAY, MAY 18, 2005

Marina discussion continues



A few boats rock on the gently moving water at the Boyne City marina, but soon the slips will be filled and the horizon will bristle with masts, as summer works its magic on lovers of sailing and power boating on Lake Charlevoix. Proposals for a new municipal marina have been a hot topic in recent months and will continue to be for the foreseeable future.

■ City commission takes a look at variety of plans

City hall in Boyne City was packed to overflowing yet again at last Tuesday's city commission meeting, where the controversial city marina project was back on the agenda, after the public meeting on April 26.

On the table: consideration of alternate city marina plans. The original plan submitted by the city's consultant, Abonmarche Group, included 77 marina slips and 30 shoppers' docks, but was considered both too obstructive to the view, and too open for adequate protection of the shoppers' docks.

In fact, the city is looking at several alternate plans, including revisions of Abonmarche's design, a proposal by Greg Krueger, owner of One Water Street, LLC and Jefferson Beach, with 146 slips, as well as one by city commissioner Jerry Douglas, with 122 marina slips and a shoppers' dock.

The Krueger proposal, according to Abonmarche, "a substantially higher density than other options under consideration ... effectively and by design uses most of the basin for marina development ... (and) dedicates the waterfront basin (at Sunset Park) to marina uses."

Please see MARINA on page 3

AT A GLANCE

Farmer's Market opens in EJ

Every year the East Jordan Garden Club sponsors a farmer's market in the Sportsman's Park in East Jordan. The market is from 9 a.m. to 1 p.m. on Thursdays, and this year the season began on May 12.

There were slimmer than usual pickings this early in the season, but shoppers could find homemade jams and potted plants, fresh honey and hand-crocheted and knitted items.

Laurie Wakeham was there for the kick-off of her new business, "Turtle's Kitchen."

"This is my first official day," she said, her table laden with baked goods and homemade jams and jellies. At another table, backed up to the tailgate of his pick-up, veteran farmer's marketer Ken Richards pleyed honey and whimsical handmade birdhouses. Richards fruits and vegetables will be a summer staple for many when they begin to be harvested — but this early his only crop was asparagus, a seasonal favorite.

Shirley Vollbach, garden club president, had a booth with potted plants. She sat in the sunshine, but was buttoned up head to toe against the chill spring morning.

"It's the most fun day of the week," Vollbach said.

Starting in July, Vollbach will be teaching wildlife classes on Thursdays from 11 a.m. until noon at the Jordan River Watershed Center for adults and children, so families can come to the Farmer's Market and make a day of it.

Main Street has board opening

The Boyne City Main Street program is accepting applications for one seat on the Main Street Board of Directors.

The seat is available due to the resignation of board member Laura Sansom whose term ends in January of 2008.

Applications are available at the Main Street office, located on the upper level at 112 S Park Street, or at City Hall.

Court has a new friend

■ It was a long path to Jim Raber's new job

Jim Raber of Boyne City is the new Friend of the Court, and he likes his job, even if his children say that it sometimes makes him crabby. But he doesn't regret getting there, and took the long way getting there.

In his late 20s, and employed in Boyne City by Honeywell, Raber found out that he was losing his eyesight when he was diagnosed with Fundus Flavimaculosis. He was able to stay employed with Honeywell for a while longer, but eventually his job there ended. Then for a few years, he said, he worked "here and there."

But finally, at age 35, he knew that he had to find a permanent career.

"Michigan Rehab sent me back to school to be a social worker," he said, explaining that he chose that career path for a couple of reasons: most obviously, he needed a career that was less dependent on his eyesight. But he also remembered his high school aptitude tests, that said he would be best at working with people — a school counselor, a nurse, a social worker. He decided to give it a try, he said.



Jim Raber

"At the time, I had no idea how many different realms 'social worker' covered," he said. And when he applied at Ferris State University, he had more than one obstacle to overcome.

First there was the fact that he had a family whose schedule was important to him. His wife, Joy, is a nurse, so the children had to pitch in and do their share — and maybe more than their share.

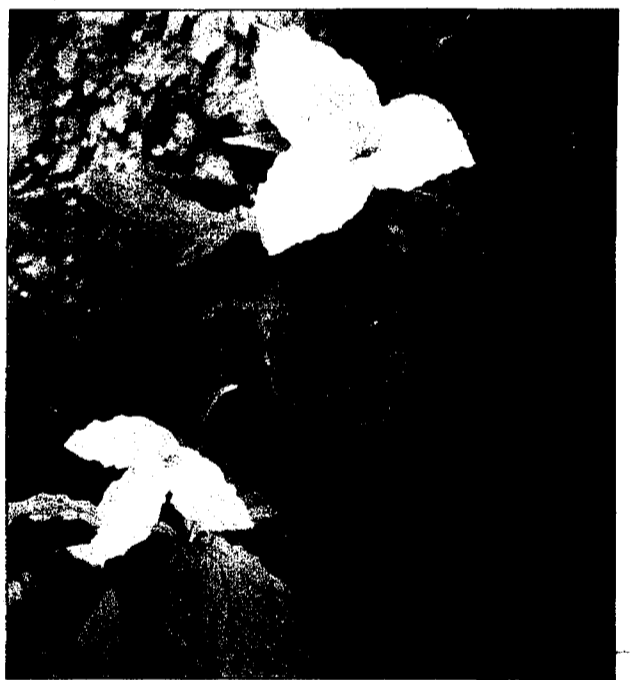
"They made dinner, did laundry — Mom worked, too," he said. "My family made it very easy for me to do it. They never complained, never argued. They knew we had to do it."

Then there was the fact of his increasingly poor eyesight.

"I sat with a textbook in one hand and a magnifying glass in the other," Raber said. "I learned to learn auditorially. I became very attentive — 75 percent of what I would have learned with my eyes, I learned with my ears."

And then, too, there was the little matter of his grade point average, from the college years just after high school. It was not exemplary. He was requested to write a letter to help convince Ferris that he was ready to be a serious student.

Please see FRIEND OF THE COURT on page 3



Spring white

The forest floor is covered in a spring white — not snow, but the lovely trillium. Sometimes called "Robin Wake," the flower is said to appear about the same time the robins return from their winter sojourn. In northern Michigan, though, robins wake the trilliums.

A mushroom champion from long ago

■ The picking was pretty good back in 1960

Mary Stark Braman of East Jordan was a young-looking 30-year-old mother of two when she became the first Mushroom Festival champion in 1960, for which she won a trophy and two archery sets. The next year the champion received \$50, but Mary doesn't remember her winnings including any money.

"I sold them because I never did archery," Mary laughs now. She doesn't know what happened to the trophy, but she got a new one last year — a carved morel, a little bigger than any she picked.

"It was a beautiful day," she said of that first hunt. "It tickled me because some of the guys would come along and say, 'I think you should pick on

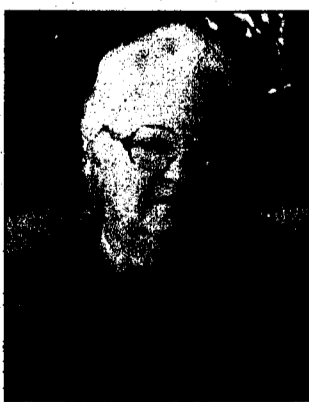
that hill.'" Undeterred, she stayed put and won the championship on her own hunting instinct.

Always an avid outdoors-woman, Mary likes to work in her garden and among her flowers. She misses mushrooming, but with various health problems she isn't able to maneuver through the woods as well as she used to.

Besides, "Where I used to go, you could get a good bushel out of there," she said. "Now they've got a trailer out there and you can't pick there anymore."

Mary thinks the picking has gotten more difficult over the years as more and more people discover the good spots, or woodland areas are taken up by homes. But in the old days, mushrooms were plentiful.

"Bert Bennett took me hunting at Pinney Bridge one time. He lost me. We'd found a bushel of mushrooms, and I had a blouse full of mushrooms



Mary Stark Braman

when they found me," she said, explaining that she lifted the tail of her blouse to harvest mushrooms into. "He's the one that showed me everywhere that I went."

She also thinks the weather has affected mushrooming.

"In a nutshell, it's the weather,"

THE MUSHROOM PICKING THIS PAST WEEKEND WAS PRETTY GOOD BUT NOT GREAT. FOR A RECAP OF THE 45TH ANNUAL MUSHROOM FESTIVAL SEE PAGE 12.

Mary said. "We've had such dry weather these last years. But there should be a good crop this year, with the heat last Friday and the rain."

Even in bad years, she said, there are always those hunters who "go way out there and find all of them."

While Mary thinks her own mushrooming days are mostly over, she still craves them and remembers her enjoyment of the hunt.

"When you find one mushroom — oh, boy, were there some more," she said. "I can smell them. I can remember finding a patch and not knowing which one to pick first."

After her 1960 win, Mary retired from the Mushroom Festival. She had suffered a back injury in an auto accident in the interim year, and

she never went back as a competitor, though she "tagged along" to see who the winners were for years.

Even last year, in spite of somewhat diminished health, she attended the hunt and watched the other hunters.

But this year, on the Festival's 45th anniversary, Mary finally admitted the truth.

"I never competed again because I didn't want to lose," she laughed. "Isn't that silly? But I couldn't have done it again. And I liked being the champion. I still like it — it's been fun to tell over the years."

She needn't worry. There will never be another first Mushroom Festival champion. Mary Stark Braman wears that laurel alone.

Salmon find a home in the Boyne River

■ Since last November, BCBS students have been working on project

The Boyne River became home on May 10 to some Chinook salmon fry when students from Boyne City High School's Natural Resources class released fish they have been raising since last November.

"The students worked together, it was unifying," said their classroom teacher, Don Lockman. "We got the eggs in October, they hatched around Thanksgiving. They had yolk sacs until about Christmas and after that the students had to feed them. We watched them grow to about three inches — and didn't lose any."

The Boyne River was the natural location choice for the release of the small salmon, but Lockman pointed out that the Department of Natural Resources does not really plant the Boyne.

"It is a good natural reproduction river," he said. "It was just a handy place to do it."

Besides raising fish, the class had a chance to visit the harvest weir in Charlevoix and participated in fish identification.

"It's a good program for the students," Lockman said. "Thanks to the Charlevoix County Community Foundation and the Conservation Resource Alliance out of Traverse City for making it happen."

The Foundation granted \$2,000 to CRA, which then coordinated the equipment setup and delivered the eggs to the classroom.

According to a news release by CRA, the "rest was up to natural resources teacher Don Lockman. For the past months, Lockman taught students about the life cycle of salmon in Michigan, and about river ecology and stream health."

There were 150 salmon released, and they will travel downstream, through Lake Charlevoix and out into Lake Michigan, where they will spend three or four years before they mysteriously find their way back to the Boyne River. There the fish that are now making their way down the Boyne River will come back to spawn and die, completing the cycle.



The students of Don Lockman's natural resources class release their small Chinook salmon fry into the Boyne River last week. The class has been raising the fish since they hatched in Nov. At left, Kevin Clark, Dan Sutton and Kirk Smith watch the fish as they acclimate to their new home.



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May 14, 2005

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WEEKLY Health Tips

Health Tips

By **Steve Czerkes** Pharmacist



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SEASONAL ALLERGIES

Symptoms of seasonal allergies usually include sneezing, runny nose, watery eyes and itchy skin. Spring is especially difficult for those with allergies to pollen. Limit time outdoors, particularly early in the day when pollen counts are highest. Shower and wash clothes after being outdoors to keep pollen on clothing from coming loose in the house. Using air conditioners in the home or car can also help. Antihistamines are effective at relieving symptoms and are available in non-drowsy formulas. Steroid nasal sprays reduce inflammation and help protect nasal passageways from pollen. For severe allergies, allergy shots may be an option.

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Business and community leaders gathering to discuss job growth

Job providers, community leaders and others interested in strengthening northern Michigan's future are invited to attend a free "State Resource Alliance Seminar" Monday, May 23, at Shanty Creek in Bellaire. The event is sponsored by Rep. Kevin Elsenheimer and Senators Jason Allen and Tony Stamas.

The purpose of the meeting is to bring job providers and community leaders in the 105th House District together to learn more about state resources that are available to assist local busi-

nesses and communities. "My office receives many requests for information on economic development," said Elsenheimer. R-Bellaire. "This event will bring economic development experts from Lansing and around the state to northern Michigan."

Elsenheimer has worked

the last several weeks to secure commitments from more than a half dozen state agencies to deliver information on resources available to assist job providers and those who do community development work.

The conference will run from 9 a.m. to 1 p.m. in the Summit Conference Center.

The first part of the conference will focus on job provider resources and includes presentations from the Michigan Small Business and Technology Development Center, Procurement Technical Assistance Center of Michigan, Michigan Economic Development Corporation and

USDA Business and Industry Program. The second section of the meeting for community development resources will see presentations from Travel Michigan, Rural

Partners of Michigan, Michigan Department of Natural Resources Grants Section, Northern Lakes Economic Alliance, MEDC Community Assistance Team and USDA Commu-

nity Program. To register for the conference, contact Elsenheimer's Lansing office toll free at (877) 536-4105 or by e-mail at kelsenheimer@house.mi.gov.

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May 20 - 26

Marina

Continued from front page

The Douglas plan places the marina farther north, with the breakwater and boat slips following the shoreline more closely and leaving more open water in front of Sunset Park.

According to Abonmarche, the conventional wisdom is that a marina has to pass the "magic number" of 100 slips in order to increase profitability.

Citizen comments began with Todd Wright, who reviewed the systems as discussed at the special meeting on, contrasting floating wave attenuators and fixed systems.

He noted that the advantage to the fixed systems was that they would last 100 years, but said no one can predict what the city will want in 100 years. Also the cost of the fixed system is high, the potential disruption to the environment is a concern, and the view obstruction is significantly higher than with the floating system.

Wright said, "The (wave attenuator's) positives far outweigh the negatives."

Citizens urged the city to consider where the money for the new marina was going to come from and what the impact on the environment would be. They also expressed a desire to retain the small boat launch, shoppers' and transient docks, as well as a fishing pier, where Boyne youth and fishermen can continue to enjoy their sport.

Don Lockman said he would like to test the public

support for a new city marina by putting the proposal on the ballot. If it passed, he said, Boyne City should change its motto, since there wouldn't be small town appeal anymore.

Leslie Pritchard said that there has been a process that has taken the city to this point, including paid consultants, marketing and strategic analysis, and feasibility studies. Abonmarche has come up with plans, public comments have been made and recorded.

"How much have we spent? And now we are taking other plans from just anyone who comes forward?" she said. "I am unclear about what we are considering."

Pritchard also indicated that there had been a considerable amount of public opposition to the Krueger plan. She encouraged responsible growth and development.

"There are so many issues that we have to try and balance (with) what we're really giving up," Pritchard said.

Phoebie Wietzke, a former municipal claims manager, asked if the city was prepared to litigate, or if they were prepared for the cost of litigation — including the cost of not prevailing in litigation.

When the commission got the floor, they agreed that the taxpayers should not foot the bill for the marina.

The commissioners also expressed a desire to maintain the "sight corridor," the small boat launch and access for fishermen.

Jerry Douglas said he wanted to address some misunderstandings.

"This marina will be paid for by user fees," he said. He said the current marina costs the taxpayers because it is too small. "A city marina should be in the income column, not the expense column."

Douglas said that he himself did not like the original Abonmarche plan, that it puts docks all through Sunset Park.

"That section in the center is the focal point of the park. Fishermen use it. I love seeing them," he said. "But the plans are always bigger than what you want to do. The planners are going to show you how big you can reasonably get — you go backward from there, and make it a manageable size for us. It's a necessary part of the process, to start big and work down as you refine the project."

Douglas also wanted to answer the question of how many plans the commission would consider.

"We will consider any plan that is brought forward where there is a difference," he said. "Don't let anyone tell you not to come forward with ideas."

Commissioner Chuck Vondra said unless he heard absolute objections to any municipal marina project from anyone, he felt that the real issue was the eventual size of the project, and said that the first step should be completing the wave study.

"The study will show us whether we can go ahead with the more economical and environmentally-friendly floating wave attenuators," he said. "The wave study

should be first and foremost — otherwise we are getting the cart before the horse, I think."

The commission agreed and a motion was made and approved to complete the study, including Douglas' design and the floating breakwater system.

Afterwards, city manager Mike Cain brought up the Planning Commission's recommendation that the city impose a moratorium on any marinas in Boyne City until such time as new zoning laws are in place for the waterfront marina district.

The audience seemed to be uniformly opposed to the moratorium, although some said there may need to be amendments made to current ordinances.

"Moratorium has its place, and this is not it," said audience member Wright.

The city commission agreed unanimously and voted against the planning commission's recommendation.

"We will consider any plan that is brought forward where there is a difference. Don't let anyone tell you not to come forward with ideas."

— Jerry Douglas
City commissioner

Friend of the court

Continued from front page

Three pages later, he was accepted, and in 1998, at the age of 38, he graduated with distinction.

"I am pretty proud of that," Raber admitted.

After graduating, Raber went to work as a Title I aide in the Boyne City eighth grade. He worked at the school for one year, and intended to continue for another, when he was offered a job with Child and Family Services of Northwest Michigan, as an intensive foster care worker.

His job entailed working with parents whose children had been removed from their home, teaching them skills to help bring the children back; working with foster parents, doing home visits and providing transportation.

"It created an interesting challenge for me," Raber said, because his eyesight continued to fail. "Up to that point I could still qualify for a driver's license, but now I lost it due to my eyesight."

He became reliant on his wife and other volunteers to

drive him to work and home visits, paying mileage. Scheduling was a challenge.

Finally he paid a visit to a vision specialist in Traverse City, who did a low vision examination.

"He asked me what I would like him to do for me, and I told him it would be nice to get my drivers license back," Raber said. Unexpectedly, the specialist said he thought he could manage that, though Raber was by this time legally blind.

He had a specially made driving scope created for him, with a four-inch scope mounted right in the lens of some glasses. He had to learn how to use them, and be qualified by the doctor before taking special state tests to get a license, but he managed to get back on the road.

After two years with Child and Family services, Raber took the job as assistant Friend of the Court. After three and a half years, his predecessor retired, and Raber became the Charlevoix County Friend of the Court.

"The drawback to the job is that no one ever comes to the Friend of the Court happy," he said. "We understand that. Our main focus is education ... education in

communication. It is a big problem."

Raber said that in many divorces, communication has broken down somehow. He said that the Friend of the Court's job is to help parents make the transition to separated parenting, and communicate accordingly.

He teaches parents to recognize what blocks communication, what good communication looks like, that it is human nature to "push buttons," and to listen to each other's concerns — "even though it is not a concern for you."

"I tell people, 'Listen to his concerns, because some time in the next few months, you will want him to listen to yours,'" he said. "Ultimately, in a divorce, people think that everything is out of their control. But there is one thing you can control: You. Your communication and reactions."

"Recognize when you're getting emotional," he added, "and when the other parent is getting emotional, allow them to back off."

The new position allows him less face time with clients, and presents new challenges. Raber deals with

systemic issues rather than individuals.

"My focus has gone to a county level — all the cases, rather than a few," he said.

Like many people who have changed careers later in life, Raber is satisfied with the work that he does.

"I'm actually glad I didn't go with my first decision just out of high school — to be an architect. I probably would never have lasted as an architect," he said. "Life experiences tend to direct who you become personally and professionally."

"When you're coming out of high school, you don't have a wealth of life experience to draw from. That doesn't mean you're not making the best decisions that you can at the time," he said. "Later in life it's easier. You are already started on what you are striving to become."

"I was much more dedicated when I went back," he said.

But still he will leave work early to make his daughter's softball game. Later in life or not, some things retain the highest level of importance.

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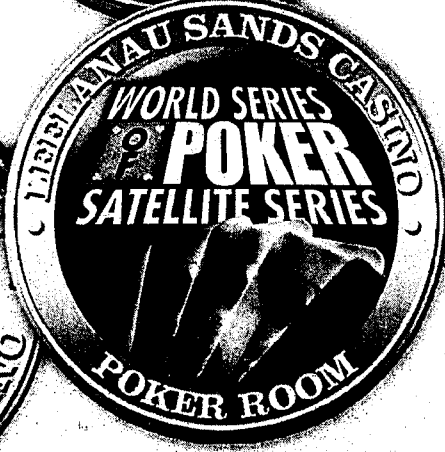
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OPINION

Live in peace Ghengis Khan

I have the responsibility for a fish that I do not like. When my stepson, Jeremy, moved out, he said, "You will have to baby-sit the fish for awhile," and I took on the responsibility without a whimper (I think). (My husband Neil might beg to differ: the lion's share of baby-sitting belongs to him.)

Ghengis Khan, the fish, is not a goldfish. He is an oscar — although I am not sure that's how it's spelled and it isn't in the dictionary, like "trout" might be. Anyway, Ghengis eats goldfish.

He is about palm-sized, and he does have a personality. If I didn't dislike his cannibalistic tendencies, I might sort of like him. He seems to change color: sometimes he is pale, and sometimes he is vibrant. Vibrant, he is a deep olive drab, with distinct red markings. Pale, he is a faded olive drab, with dull red markings, as if he had been soaked in water for a long time (appropriately).

He is a fish-eater, but will not eat even the smallest of our bottom-feeders. He goes for the gold.

For some reason, he will only eat when the light in the tank is on. A goldfish is seemingly quite safe swimming in a darkened tank, but when the light comes on, Jaws occurs. And then Ghengis, normally an extroverted fish that will rush to the front of the tank when you walk by, like a sight-seer spotting a whale, will hide with his prey. He seems to be self-conscious about his eating habits and prefers to keep it private.

He takes the whole fish in his mouth, and scales it before he swallows it, scales coming out of his mouth and seemingly out of his gills.

I am interested, but I do not like him. Not being a bottom-feeder myself, I imagine the only things that protect me from his predilection are size and access. He is a shark. He would eat me if I were small enough. Do you think I would stick my finger in that tank?

And yet one day I did.

I was watching him eat — in this case shrimp pellets, as he had eaten through our stock of goldfish — and he inhaled a blue stone from the bed of his tank. There he sat on his gravelly floor, his mouth gaping open and snapping shut, and on each opening I could see a blue stone blocking his trachea — or what would have been his trachea, had he been human. This meal was not making him shy, and so I moved to get a better view, to see if his gills were moving. They were.

Still, he seemed to be gasping.

I thought, perhaps he'll die. The thought left me unmoved.

And then I thought, he seems to be breathing with difficulty.

I thought, if I hadn't seen him inhale that rock, if I just found him dead, I wouldn't feel so bad.

But I had seen it.

I was alone — who would know? Arrrr! I would know! A decision had to be made — the movement of his gills appeared labored to me. I don't love Ghengis, but neither could I let him die, when I knew the thing was happening. I was going to have to not only put my hand in the tank, but in his mouth.

So I dove in. I never caught him. He employed tremendous evasive action to elude me, and in the struggle would have lost his stone soup. Undoubtedly, he breathed.

It is a short story made long, the work of seconds. He lost the stone, apparently, though I never saw it go, and I did not lose a bit of flesh to his carnivorous appetite.

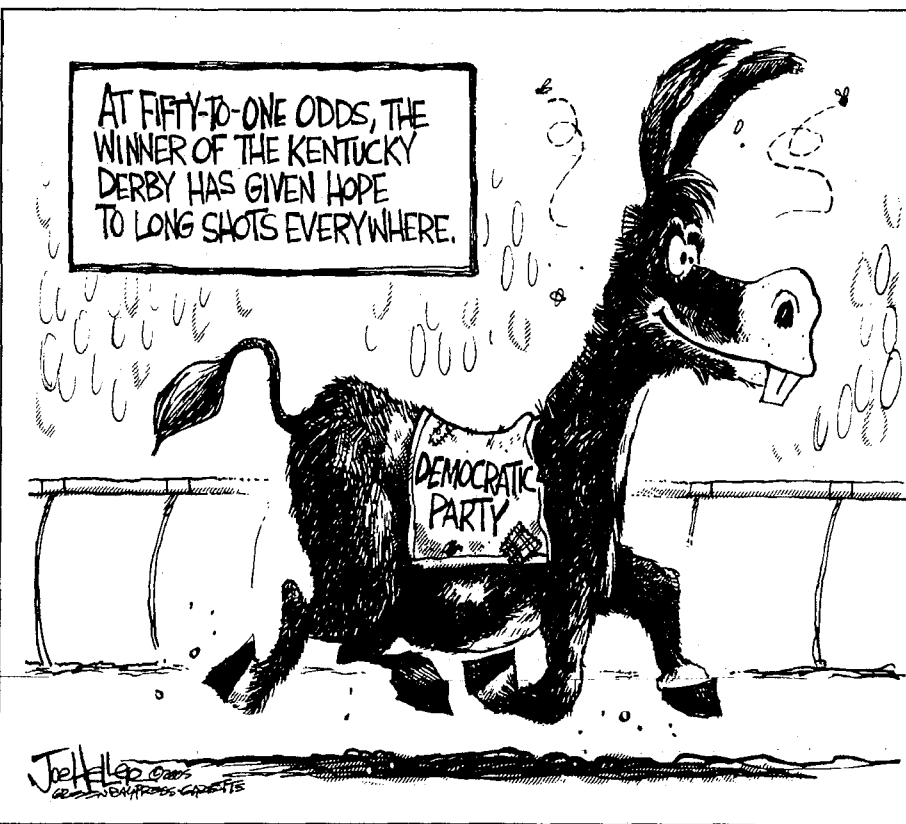
If it were my decision, I would fill the tank with tiny flashes of fish that dart for their dinners of bright seaweed flakes. I don't want to bring the truth of nature into my living room — I think fish tanks are to soothe people with their glinting, colorful inhabitants and water sounds. I do not want National Geographic lessons in life invading the place I go for respite from the world.

But Ghengis needs me. Not, I think, to unblock his airway. I suspect he had that covered from the beginning.

If there is a moral to this story it is this: when a fish swims around in your living room for months, when he is dependent on you for his food and water, he earns something. Because he is a wild creature, he would eat or be eaten on his own if he could, and my entrapment of him entitles him to my protection.

And somehow, entitlement begets compassion. And slowly compassion turns to a sort of reluctant affection. So there, Ghengis. Live in peace.

Jane
Booze



LETTERS

Let your opinions be heard on proposals

TO THE EDITOR:

I was in attendance of the April 26th Boyne City Marina workshop in which Greg Krueger presented a fourth plan to City Council for "re-developing" the City Marina. The Krueger proposal recommends expanding the current marina from its current size — approximately 50 slips to 145 slips. In addition to the increased number of slips the Krueger proposal would change the mix of slips with 45% of the slips (65 slips) 50 feet or more, versus the 20% currently (10 slips). A significant number of these would be day slips, rented to vacationing boaters.

At the heart of this proposal is Krueger's vision of what Boyne City is to become, a part-time vacation resort for affluent downstate residents. The percentage of slips over 50 ft., and corresponding million dollar boats reinforces this vision. And the size and scope of this project will add pressure (traffic, noise, congestion) on an already busy city during the summer season.

Does the city need to re-develop the City Marina: yes. The facilities are old and substandard. And there is a need for more day slips. The three existing ma-

rina proposals address these needs without compromising the mission of the City Marina — namely providing Boyne City citizens a reasonable cost docking facility.

Greg Krueger and John Winn also spoke of the "potential" economic impact that such a marina might have on the city. They cited the marina in Elk Rapids as an example of the economic vitality that comes with a major marina. They are correct that local businesses have benefited from the marina but the benefit is seasonal in nature — mid-June to Labor Day. What they didn't discuss was the focus of the downtown has transformed from full-time businesses to seasonal businesses — similar to Charlevoix, Harbor Springs and countless other part-time resort communities. This transformation to a seasonal community leaves local citizens without choices for the majority of the year — something I feel would destroy Boyne City.

Every citizen that values the lifestyle that Boyne City affords should make your opinions heard to the city council, city manager (Michael Cain) and mayor (Eleanor E. Stackus).

Carl H. VanDomelen
Boyne City

No fan of marina proposals

TO THE EDITOR:

Mr. Krueger's recent proposal for the Boyne City Marina is nothing but an outrage to all Lake Charlevoix fishermen. This "Nightmare on Lake St." should be flatly rejected by the city commission as soon as possible.

The enormity of such a project located in the Boyne River basin is a direct threat to all fishermen who love fishing at the mouth of the Boyne River.

If the Krueger proposal is accepted, gone forever will be trolling for salmon at the river mouth, as well as bank fishing for steelhead, bass and walleye. When you cast from shore, your lures will be bouncing off docks and when you get a salmon on, where will he go? To

the nearest dock of course. And then once the docks have been installed, the city will come along and paint "NO FISHING" signs on them like they have on the existing piers.

This proposal is designed to do one thing and that is to squeeze the fishermen out of the river basin as well as the mouth of the river itself. If you love fishing at the mouth of the Boyne, River and its basin like all of the past generations have, then do what you can to stop these ridiculous marina proposals.

Attend meetings, write letters, sign petitions and do whatever you can to STOP the "Nightmare on Lake St."

Mike Harper
Eveline Township

MANY THANKS

THE CHILDREN OF EAST JORDAN Elementary and the R.I.F. (Reading is Fundamental) committee would like to thank the East Jordan Bridge Club and the East Jordan Lioness for donations to our program for the purchase of books.

We would also like to thank all the people who sup-

port the Learning Alliance fundraisers. Some of the money raised helps to buy over 1,800 books which are distributed three times each school year to over 600 students.

Laurie McKenzie
R.I.F. Chairperson

WE WELCOME YOUR LETTERS TO THE EDITOR.

The best read letters are brief and on a topic of local interest. Our deadline is Friday at 5 p.m. Letters will be printed on a space-available basis. Comments can be sent to Jane Booze at citizen@voyager.net or janeellen@voyager.net.

City, Friends of Boyne River explain legal settlement

(Editor's note: The following story is a joint press release from the City of Boyne City and the Friends of the Boyne River explaining their recent settlement agreement regarding pending litigation. The Citizen-Journal received the release Tuesday morning and is reprinting it in its entirety.)

Following a series of legal challenges, the Friends of Boyne River (FOBR), City of Boyne City, and Michigan Department of Environmental Quality (DEQ) have reached a comprehensive settlement agreement.

During planning for a new wastewater treatment facility, the city considered various discharge options for the wastewater effluent: leaving the discharge location in its current location (Lake Charlevoix), extending the discharge location further into Lake Charlevoix, moving the discharge location to the Boyne River, and land application of the wastewater. Given the quality of the river and its recreational, drinking water, and habitat uses, and considering the proposed treatment standards for a river discharge, the FOBR and a coalition of citizens and organizations expressed concerns that discharging the wastewater effluent to the river could have significant harmful environmental effects that had not been adequately considered and studied.

On March 9, 2004, the city commissioners voted 3-2 to select the Boyne River discharge option. The city sought funding assistance for the new plant and the river discharge infrastructure from the DEQ. The DEQ subsequently reviewed and approved the funding, design and construction of the new wastewater facility. The DEQ did not address a possible change in the location of the discharge.

After the DEQ issued the permit to construct the new plant and approved funding for the plant, the FOBR initiated legal actions against the DEQ challenging both the permit and the funding. The city, as the recipient of the permit and the funds, intervened as a defendant in the legal actions. The FOBR argued that the plant design was inadequate to meet the applicable environmental standards, that the necessary environmental assessments of the project had not been conducted, and that the project wrongfully segmented the discharge aspects of the project from the construction aspects of the project. The city and DEQ asserted that the plant design was appropriate to protect public health and the environment and that there was nothing improper regarding approving the new wastewater treatment plant prior to addressing a possible change in the location of the discharge.

The challenge to the funding aspect of the project initially began by appeal to the Director of the DEQ. After he denied the appeal, FOBR challenged the DEQ's decision to fund the project in Ingham County Circuit Court. FOBR argued that the funding was wrongful for various reasons, including the fact that it unlawfully segmented the discharge aspects of the project from the design and construction aspects of the project. The city and the DEQ asserted that the funding for the new wastewater treatment plant was appropriate and should go forward. The city removed that action to federal court, but the federal court remanded the action back to Ingham County Circuit Court. Thereupon, the city appealed the federal judge's decision to the Sixth Circuit Court of Appeals. At the time of the settlement, the challenge to the funding decisions was pending at the Ingham County court, and the appeal of the remand back to state court was pending at the Sixth Circuit. Both those actions have been resolved and dismissed based upon the settlement agreement.

The challenge to the permit for the design and construction of the new wastewater treatment plant was initiated by a request for a contested case hearing to the Office of Administrative Hearings at the DEQ. At the time of the settlement, a contested case hearing was scheduled. That action has also been resolved and dismissed based upon the parties' settlement agreement.

In addition to ending the pending legal actions, the settlement agreement provides that:

- The city will construct and operate the new wastewater treatment plant so that it complies with the city's existing wastewater discharge permit, and the FOBR will not pursue legal action against the construction, funding, or legal operation of the new wastewater treatment plant.
 - The city will withdraw any pending requests to the DEQ seeking a permit or funding for discharging effluent into the Boyne River.
 - The city may apply for a river or wetland discharge permit on or after October 1, 2005, and may apply for funding for a river or wetland discharge on or after January 1, 2006.
 - If the city does apply for a river/wetland permit in the future, the parties will ask the DEQ to hold a public hearing on the issue, and the FOBR retains the right to pursue legal action against the effluent discharge to either the Boyne River or its adjacent wetlands.
 - The city agreed to provide reasonable access for the FOBR to test incoming influent and outgoing effluent from the wastewater treatment plant.
 - The city agreed to make relevant documents and studies available to the FOBR.
 - The city agreed to pay approximately \$5,200 in legal fees awarded to the FOBR by the federal court after remanding the case back to state court.
- The parties are pleased that they were able negotiate together and reach mutually agreeable settlement terms.

The Citizen Journal

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SPORTS

Baseball

Ramblers split with Kalkaska, Elk Rapids

Boyer City's varsity baseball team took the first game 9-4 and Kalkaska took the second game 8-3 when the Ramblers and the Blazers split a conference doubleheader on Thursday, May 12.

Caleb Helsley fanned eight batters, walked three and gave up seven hits to get the win in the opener. The Ramblers tallied five runs in the opening inning and added three in the second, and one in the sixth to earn the victory.

The Blazers grabbed a 7-0 lead after two innings in the nightcap. Boyer City rallied for three in the fourth and one in the fifth before Kalkaska tacked on an insurance run in its final at bat.

Drew Mittig paced the Rambler hitting for the day with a double and four singles. David Austin chipped in with four singles. Helsley had a triple and two singles and Ryan Hennessy and Tyler Kruzel chipped in with two singles each.

Elk Rapids 2, 3 - Boyer City 1, 7
Elk Rapids pitcher Cory William

held the Rambler bats to just four hits in the opening game 2-1 victory by Elk Rapids, but the Ramblers came back to salvage a split with a 7-3 win in the second game on May 9.

The Elks held a 1-0 lead going into the final inning before they got the game winner. Boyer City scored its lone run in the bottom of the sixth, but could not push the tying run across.

Mittig got the win for Boyer City in the second game striking out nine, walking two and scattering five hits over six innings.

Boyer City scored a run in the first, three in the third and three in the fifth, while Elk Rapids got two in the third and one in the fourth.

Austin had three doubles to lead the Rambler hitting, while Hennessy, Mittig and Kruzel had two singles each. Helsley, Brad Erickson and John Mosley contributed with one hit each.

Boyer City (15-8 overall, 7-3 LMC) will travel to Inland Lakes Wednesday, host Tawas on Friday and host Petoskey on Tuesday.

EJ drops two to Elks

Elk Rapids pitcher Cory William tossed a one-hitter in the opening game, a 5-1 win, and the Elks followed up with a 4-2 victory in the second game to hand the East Jordan varsity team a pair of Lake Michigan Conference losses on Thursday, May 12.

William struck out eight batters and walked two as the Elks scored four runs in the second frame and added one in the fifth to power past the Red Devils. East Jordan scored one run in the sixth inning.

Elk Rapids scored single runs in the first four innings to take a 4-2 lead in the second game and then added five in the fifth to seal the victory.

"We didn't take advantage of our opportunities and Elk Rapids did," said East Jordan coach Mike Gle. "We gave them too many chances and you can't do that against quality baseball teams."

East Jordan 9, 12 - Grayling 4, 7

East Jordan gained a sweep on the road downing Grayling 9-4 and 12-7 on Monday, May 9.

Tom Krause fanned five batters and gave up seven hits getting the win on the mound when the Red Devils scored one in the third, three in the fourth, two in the fifth and three in the sixth to take the opener.

Andrew Streufert led the East Jordan hitters going two for four. Eric Hansen was two for three with a home run and Justin Roberts was one for three with a home run.

Roberts got the win in the second game with five strikeouts and three walks. Roberts was two for four at the plate.

Dallas Dougherty and Streufert were also two for four, while Hansen and Kyle Peters were both two for three.

"We found a way to win again with our back up against the ropes," said Gle.

"These kids just thrive on pressure. They seem to always come up with a big play when they need to."

East Jordan (13-3 overall, 7-3 LMC) will host Ellsworth tomorrow and travel to Central Lake next Monday.

Soccer



Amy Anderson of Boyer City finds open space up the sideline and dribbles the ball upfield as East Jordan's Katherine Rowley is in hot pursuit during last Monday's game.

Ramblers earn fifth win

The Boyer City varsity soccer team picked up its fifth victory of the season with a 4-0 Lake Michigan Conference win over Grayling on Monday.

Kyle Barden scored on an assist by Sam Dunwoody three minutes into the game to get the Lady Ramblers started and Lindsay Baic scored on a free kick to make it a 2-0 Boyer City lead going into the intermission.

Please see SOCCER on page 9



Sailing through the air, Boyer City's Dan Sutton stretches for every inch in the long jump competition at last Thursday's East Jordan Invitational Track Meet.

EJ girls second at their own meet

The Charlevoix boys team totaled 128 points and the Cheboygan girls team scored 150 points to earn the team titles at the 12-team East Jordan Invitational track meet held on Thursday, May 12.

Cheboygan grabbed six individual wins and a first place in the 400 relay to finish ahead of East Jordan (125), Harbor Springs (62), Charlevoix (60), Kalkaska (30), McBain NMC (27), Elk Rapids (25), Central Lake (20.5), Mesick (18.5), Boyer City (7), Grayling (2) and Harbor Light Christian (0).

For East Jordan Mary Shaw won the long jump (15-5.5), Jaleesa Baier won the 400 (1:02.15) and Chelsey Poindexter won the 3200 (12:37.16). The Lady Devils also captured the 800 (Jessica Skop, Sarah Kopovitz, Shaw, Baier, 1:50.99) and the 3200 (Shaw, Meghan Thomas, Poindexter, Baier, 9:57.46) relays.

Other local top finishers were: Skop (EJ, 2nd 100 hurdles), Baier (EJ, 2nd 100, 3rd 200), Sara Teska (EJ, 3rd discus), Kristi Werner (EJ, 3rd 3200, 5th 800, 5th 1600), Malorie Lehto (BC, 4th discus), Megan Warnos (EJ, 3rd pole vault), Shaw (EJ, 3rd 800), Caitlyn Thomas (BC, 4th pole vault), Thomas (BC, 2nd 3200, 4th 800), Jessica Nichols (BC, 5th 100 hurdles), East Jordan (2nd 400 relay).

Other winners in the girls meet were: Shot put - Melissa Fochtman (K, 32-2) Discus - Fochtman (K, 32-2) High Jump - Marissa Krawczak (C, 4-8) Pole Vault - Ashley Tryban (C, 8-5) 100 Hurdles - Chelsey Ingersoll (C, 16.20) 100 - Molly Moore (C, 13.33) 1600 - Bethany Hammer (ER, 5:24) 300 Hurdles - Ingersoll (C, 48.41) 800 - Kathryn Smith (C, 2:25) 200 - Julie Nesbet (M, 27.75) 1600 Relay - Charlevoix (4:18).

Boyer City's Taylor Voice cleared 11 feet six inches to win the pole vault and grab the top local spot in the boys meet.

Other local top finishers were: Steve Nowka (EJ, 2nd 100, 4th 200), Cory Walter (EJ, 4th shot put), Stephen Redmar (BC, 3rd 800), Voice (BC, 5th 300 hurdles), Boyer City (5th 400 relay).

Other winners in the boys meet were: Long Jump - Ryan Seelye (Ch, 21-2.25) Shot Put - Kyle Eno (C, 43-9) Discus - Eno (HS, 138-2) High Jump - Josh Vandermus (HS, 5-9) 3200 Relay - (HS, 8:08) 110 Hurdles - Ben Bergmann (Ch, 16.11) 800 Relay - Charlevoix (1:36) 100 - Seelye (Ch, 11.82) 1600 - Mike O'Shaughnessy (ER, 4:33) 400 Relay - Cheboygan, (47.24) 300 Hurdles - Wes Eggerbrecht (CL, 41.60) 800 - Nathaniel Sotuyo (Ch, 2:03) 200 - John Burnmeister (C, 23.66) 1600 Relay - Charlevoix (3:37).



Jaleesa Baier set the pace for East Jordan as she finished first in the 400, second in the 100 and third in the 200, as well as being a part of the winning 800 relay team.

PUBLIC NOTICES

Notice Of Mortgage Foreclosure Sale
THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION WE OBTAIN WILL BE USED FOR THAT PURPOSE. PLEASE CONTACT OUR OFFICE AT THE NUMBER BELOW IF YOU ARE IN ACTIVE MILITARY DUTY.
ATTN PURCHASERS: This sale may be rescinded by the foreclosing mortgagee. In that event, your damages, if any, shall be limited solely to the return of the bid amount tendered at sale, plus interest.
MORTGAGE SALE - Default has been made in the conditions of a mortgage made by Riki S. Cousineau, a married woman and William Cousineau, her husband, original mortgagor(s), to Amerquest Mortgage Company, Mortgagee, dated July 8, 2004, and recorded on July 28, 2004 in Liber 628 on Page 525, in Charlevoix county records, Michigan, and assigned by said Mortgagee to Wells Fargo Bank N.A., for the benefit of the certificateholders of Asset-Backed Pass through Certificates Series 2004MCW1 as assignee by an assignment, on which mortgage there is claimed to be due at the date hereof the sum of Sixty-One Thousand Eight Hundred One And 80/100 Dollars (\$61,801.80), including interest at 10.7% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, at the Main lobby of the Charlevoix County Courthouse in Charlevoix at 11:00 AM, on June 3, 2005. Said premises are situated in Village of Boyne Falls, Charlevoix County, Michigan, and are described as: The East 72 feet of Lots 1 and 2, Block 11, Addition 2, to the Village of Boyne Falls, excepting the West 8 feet thereof, according to the recorded Plat thereof. The redemption period shall be 6 months from the date of such sale, unless determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: May 4, 2005
 For more information, please call:
 FC X (248) 593-1302
 Trott & Trott, P.C.
 Attorneys For Wells Fargo Bank N.A., for the benefit of the certificateholders of Asset-Backed Pass through Certificates Series 2004-MCW1 30400 Telegraph Rd Ste 200 Bingham Farms, Michigan 48025-5822
 File #054746F01 11-4tc

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ATTN PURCHASERS: This sale may be rescinded by the foreclosing mortgagee. In that event, your damages, if any, shall be limited solely to the return of the bid amount tendered at sale, plus interest.
MORTGAGE SALE - Default has been made in the conditions of a mortgage made by Scott P. Parks and Noel A. Parks, husband and wife, original mortgagor(s), to Argent Mortgage Company, LLC, Mortgagee, dated May 27, 2004, and recorded on June 3, 2004 in Liber 618 on Page 25, in Charlevoix county records, Michigan, and assigned by said Mortgagee to Wells Fargo Bank N.A., as Trustee for the benefit of the Certificateholders of Asset-Backed Pass-Through Certificates Series 2004WCW2 as assignee by an assignment, on which mortgage there is claimed to be due at the date hereof the sum of Seventy-Seven Thousand Seven Hundred Seventy-Three And 69/100 Dollars (\$77,773.69), including interest at 7.8% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, at the Main lobby of the Charlevoix County Courthouse in Charlevoix at 11:00 AM, on May 27, 2005. Said premises are situated in Township of Melrose, Charlevoix County, Michigan, and are described as: Commencing at a 1/2" rod at the West 1/4 corner of Section 31, Township 33 North, Range 5 West; thence along the East and West 1/4 line of said Section as monumented, North 86 degrees 07 minutes 35 seconds East 1380.62 feet to a 3/4" Pipe on the West 1/8 line of said Section; thence along said 1/8 line, as monumented, also being the centerline of Addis Road, South 4 degrees 06 minutes 50 seconds West 257.31 feet to the point of beginning of this description; thence South 86 degrees 43 minutes 46 seconds East 33.00 feet to a 1/2" rod on the East line of said road; thence continuing South 86 degrees 43 minutes 46 seconds East 295.30 feet to a 1/2" rod; thence parallel with said West 1/8 line South 4 degrees 06 minutes 50 seconds West 66.00 feet to a 1/2" rod; thence South 86 degrees 42 minutes 51 seconds West 297.74 feet to a 1/2" rod on the East line of said road; thence continuing South 86 degrees 42 minutes 51 seconds West 33.28 feet to said West 1/8 line; thence along said 1/8 line, also being the centerline of Addis Road, North 4 degrees 06 minutes 50 seconds East 103.80 feet to the point of beginning, being a part of the Northeast 1/4 of the Southwest 1/4 of said Section 31. The redemption period shall be 6 months from the date of such sale, unless determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: April 27, 2005
 For more information, please call:
 FC X (248) 593-1302
 Trott & Trott, P.C.
 Attorneys For Wells Fargo Bank N.A., as Trustee for the benefit of the Certificateholders of Asset-Backed Pass-Through Certificates Series 2004WCW2 30400 Telegraph Rd Ste 200 Bingham Farms, Michigan 48025-5822
 File #054516F01 10-4tc

Notice Of Mortgage Foreclosure Sale
THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION WE OBTAIN WILL BE USED FOR THAT PURPOSE. PLEASE CONTACT OUR OFFICE AT THE NUMBER BELOW IF YOU ARE IN ACTIVE MILITARY DUTY.
ATTN PURCHASERS: This sale may be rescinded by the foreclosing mortgagee. In that event, your damages, if any, shall be limited solely to the return of the bid amount tendered at sale, plus interest.
MORTGAGE SALE - Default has been made in the conditions of a mortgage made by William Banks Stokes, III, a single man and Brenda Kathleen Kolinske, a single woman to FMB-Northwestern Bank, Mortgagee, dated August 3, 1996, and recorded on September 11, 1996, in Liber 305, on page 0507, Charlevoix County Records, Michigan, on which mortgage there is claimed to be due at the date hereof the sum of Twenty Five Thousand Four Hundred Seventy Two and 43/100 Dollars (\$25,472.43), including interest at 5.0% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, at the Main Lobby of the Charlevoix County Courthouse in Charlevoix, Michigan at 11:00 o'clock a.m., on May 27, 2005. Said premises are situated in City of Boyne City, Charlevoix County, Michigan, and are described as: Lot 33, Assessor's Plat of Jersey's Addition to the City of Boyne City, According to the Recorded Plat Thereof and as Recorded in the Office of the Register of Deeds for Charlevoix County in Liber 2 of Plats, Page 10. Tax ID No. 15-051-050-033-00 The redemption period shall be 6 months from the date of such sale unless determined abandoned in accordance with 1948CL 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: April 20, 2005
 GMAC Mortgage Corporation Mortgagee
 Peter M. Schneiderman & Associates, P.C.
 23100 Providence Drive, Suite 450
 Southfield, Michigan 48075 10-4tc

FORECLOSURE NOTICE
 This firm is a debt collector attempting to collect a debt. Any information obtained will be used for this purpose. If you are in the Military, please contact our office at the number listed below.
MORTGAGE SALE - Default has been made in the conditions of a certain mortgage made by Joseph H. Kulisz and Carol A. Kulisz, husband and wife to Amerquest Mortgage Company, A Delaware Corporation Mortgagee, dated August 5, 2004 and recorded August 16, 2004 in Liber 631 Page 882 Charlevoix County Records, Michigan. Said mortgage was subsequently assigned to WM Specialty Mortgage LLC, Without Recourse, on which mortgage there is claimed to be due at the date hereof the sum of One Hundred Thirty-Nine Thousand Two Hundred Eleven Dollars and Forty-Three Cents (\$139,211.43) including interest 7.9% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, in the main lobby of the Charlevoix County Courthouse, MI at 11:00AM, on Friday, May 27, 2005. Said premises are situated in Township of Melrose, Charlevoix County, Michigan, and are described as: Commencing 20 chains North of Center 1/4 post; Section 19, Town 33 North, Range 5 West; thence West 330 feet; thence South 198 feet; thence South 68 degrees 10 minutes East 352.2 feet; thence North 330 feet to place of beginning; being a part of the Southeast 1/4 of the Northwest 1/4, Section 19, Town 33 North, Range 5 West. Being the same property conveyed to Joseph H. Kulisz and Carol H. Kulisz, husband and wife by deed dated 6/29/04 in Deed Book 354, page 193, in the office of the Recorder of Charlevoix County, Michigan. Commonly known as 2749 N M 75, Boyne City MI 49712 The redemption period shall be 6 months from the date of such sale, unless determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: APRIL 21, 2005 WM Specialty Mortgage LLC, Without Recourse.
 Assignee of Mortgagee
 Attorneys: Potesivo & Associates, P.C.
 811 South Blvd. Suite 100
 Rochester Hills, MI 48307
 (248) 844-5123
 Our File No: 05-34194
 Pub: 4/27 - 5/25 10-5tc

FORECLOSURE NOTICE
 This firm is a debt collector attempting to collect a debt. Any information obtained will be used for this purpose. If you are in the Military, please contact our office at the number listed below.
MORTGAGE SALE - Default has been made in the conditions of a certain mortgage made by Peter M. Schneiderman & Associates, P.C. 23100 Providence Drive, Suite 450 Southfield, Michigan 48075 10-4tc

FORECLOSURE NOTICE
 This firm is a debt collector attempting to collect a debt. Any information obtained will be used for this purpose. If you are in the Military, please contact our office at the number listed below.
MORTGAGE SALE - Default has been made in the conditions of a certain mortgage made by Robert L. Hoffman, Successor Trustee of the Hazel Fox Living Trust dated June 8, 1995, as amended, or the office of Robert L. Hoffman, Attorney at Law, within 4 months after the date of publication of this notice.
 Robert L. Hoffman (P15046)
 Attorney at Law
 103 Belvedere Avenue
 Charlevoix, MI 49720
 (21) 547-9941
 Dated: 5/4/2005
 Robert L. Hoffman,
 Successor Trustee
 103 Belvedere Avenue
 Charlevoix, MI 49720 13-1tc

STATE OF MICHIGAN PROBATE COURT COUNTY OF CHARLEVOIX NOTICE TO CREDITORS AND HEIRS
Decedent's Estate
FILE NO. 05-010815-DE
 Estate of Helen E. Sevener
 Date of Birth: 01/08/10
TO ALL CREDITORS OR ANY OF HER HEIRS, AND TO ALL INTERESTED PERSONS, INCLUDING: Any heirs of James Speigl, brother of the deceased, presumed to be deceased; Any unknown heirs of George Speigl, brother of the deceased, whom is deceased.
NOTICE TO CREDITORS: The decedent, Helen E. Sevener, who lived at 506 Groveland Street, Boyne City, Michigan died March 26, 2005. Creditors of the decedent are notified that all claims against the estate will be forever barred unless presented to Allen C. Sevener, named personal representative or proposed personal representative, or to both the probate court at 301 State Street, Boyne City, MI 49712 and the named/proposed personal representative within 4 months after the date of publication of this notice.
 Dated: May 9, 2005
 Kevin G. Kleivorn (P35531)
 215 S. Laka Street
 Boyne City, MI 49712
 (231) 582-7911
 Allen C. Sevener
 Personal representative
 2818 Country Club Road
 Petoskey, MI 49779
 (231) 347-8687 13-1tc

Notice of Mortgage Foreclosure Sale
THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION WE OBTAIN WILL BE USED FOR THAT PURPOSE. PLEASE CONTACT OUR OFFICE AT THE NUMBER BELOW IF YOU ARE IN ACTIVE MILITARY DUTY.
ATTN PURCHASERS: This sale may be rescinded by the foreclosing mortgagee. In that event, your damages, if any, shall be limited solely to the return of the bid amount tendered at sale, plus interest.
MORTGAGE SALE - Default has been made in the conditions of a mortgage made by David W. Glass, a single person, original mortgagor(s), to Norwest Mortgage Inc., Mortgagee, dated June 7, 1996, and recorded on June 12, 1996 in Liber 301 on Page 606, in Charlevoix county records, Michigan, and assigned by said Mortgagee to Lehmen Capital as assignee by an assignment dated October 22, 1999, on which mortgage there is claimed to be due at the date hereof the sum of Fifty-Four Thousand Seven Hundred Ninety-Nine And 25/100 Dollars (\$54,799.25), including interest at 8.5% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, at the Main lobby of the Charlevoix County Courthouse in Charlevoix at 11:00 AM, on May 27, 2005. Said premises are situated in City of East Jordan, Charlevoix County, Michigan, and are described as: Lots 5 and 6, Block F, Village of South Arm, according to the recorded plat thereof. The redemption period shall be 6 months from the date of such sale, unless determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: April 27, 2005

Notice of Mortgage Foreclosure Sale
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MORTGAGE SALE - Default has been made in the conditions of a mortgage made by William R. Rock, a married man and Susan Bowers Rock, his wife and Donald P. Bowers, a married man and Shirley J. Bowers, his wife, original mortgagor(s), to Mortgage Electronic Registration Systems, Inc. as nominee for lender, Mortgagee, dated July 20, 2000, and recorded on July 21, 2000 in Liber 392 on Page 809, in Charlevoix county records, Michigan, on which mortgage there is claimed to be due at the date hereof the sum of Seventy-Two Thousand Three Hundred Eighty-One And 82/100 Dollars (\$72,381.82), including interest at 8.5% per annum. Under the power of sale contained in said mortgage and the statute in such case made and provided, notice is hereby given that said mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue, at the Main lobby of the Charlevoix County Courthouse in Charlevoix at 11:00 AM, on June 17, 2005. Said premises are situated in City of East Jordan, Charlevoix County, Michigan, and are described as: Lot 1, Block 19, Nicholl's Second Addition to the Village of South Lake, (now city of East Jordan), according to the recorded plat thereof, Charlevoix County Records. The redemption period shall be 6 months from the date of such sale, unless determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of such sale.
 Dated: May 18, 2005
 For more information, please call:
 FC S 248.593.1304
 Trott & Trott, P.C.
 Attorneys For Mortgage Electronic Registration Systems, Inc. as nominee for lender 30400 Telegraph Rd Ste 200 Bingham Farms, Michigan 48025-5822
 File #005386F03 13-4tc

STATE OF MICHIGAN PROBATE COURT COUNTY OF CHARLEVOIX NOTICE TO CREDITORS AND HEIRS
Decedent's Estate
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FORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. PLEASE CONTACT OUR OFFICE AT THE NUMBER BELOW IF YOU ARE IN ACTIVE MILITARY DUTY.
MORTGAGE SALE
 Default has been made in the conditions of a mortgage made by Duane R. Skop, a single person, to Wells Fargo Bank, N.A., successor by merger to Wells Fargo Home Mortgage, Inc., mortgagee, dated April 30, 2002 and recorded May 2, 2002 in Liber 468, Page 895, Charlevoix County Records. There is claimed to be due on such mortgage the sum of One Hundred Ten Thousand One Hundred Fourteen and 67/100 Dollars (\$110,114.67) including interest at the rate of 4.00% per annum. Under the power of sale contained in the mortgage and the statutes of the State of Michigan, notice is hereby given that the mortgage will be foreclosed by a sale of the mortgaged premises, or some part of them, at public venue at the main lobby of Charlevoix County Courthouse in Charlevoix in Charlevoix County, Michigan at 11:00 a.m. on June 3, 2005. The premises are located in the Township of South Arm, Charlevoix County, Michigan, and are described as: Beginning at a 3/4 inch rod at the East quarter corner of Section 5, Town 32 North, Range 7 West; thence South 0 Degrees 20 Minutes 35 Seconds East along the East line of said Section and along the center line of Ranney Road 497.18 feet; thence North 71 Degrees 53 Minutes 00 Seconds West 34.79 feet to a 1/2 inch rod on the Westerly line of said road; thence continuing North 71 Degrees 53 Minutes 00 Seconds West 1346.87 feet to a 1/2 inch rod on the East eighth line of said section; thence North 0 Degrees 11 Minutes 58 Seconds West along said East eighth line 111.37 feet to a 1/2 inch rod on the East and West quarter line of said Section; thence North 0 Degree 01 Minutes 01 Seconds West along said East eighth line 661.19 feet to a 1/2 inch rod on the North line of the South half of the Southeast quarter of said section; thence South 88 Degrees 06 Minutes 49 Seconds East along the last mentioned line 51.05 feet to a 1/2 inch rod on the Southwesterly line of Flagg Road; thence continuing South 88 Degrees 06 Minutes 49 Seconds East along said last mentioned line 34.61 feet to the center line of Flagg Road; thence South 31 Degrees 42 Minutes 06 Seconds East along said center line 663.61 feet; thence continuing along said center line on a curve to the left 238.67 feet (radius of said curve is 242.54 feet and the chord bears South 59 Degrees 53 Minutes 35 Seconds East 229.16 feet) to a point on said East and West quarter line; thence South 88 Degrees 05 Minutes 05 Seconds East along said East and West quarter line and along the center line of Flagg Road 673.56 feet to the point of beginning; being a part of the Northeast Quarter of the Southeast Quarter and part of the Southeast Quarter of the Northeast fractional Quarter of Section 5, Town 32 North, Range 7 West. Excepting Therefrom: Commencing at a 3/4 inch rod at the East 1/4 corner of Section 5, Town 32 North, Range 7 West; thence along the East and West 1/4 line of said section North 88 Degrees 05 Minutes 05 Seconds West 599.04 feet to a point in the centerline of Flagg Road; being the Point of Beginning of this description; thence South 05 Degrees 08 Minutes 22 Seconds West 33.05 feet to a 1/2 inch rod on the Southerly line of said road; thence continuing South 05 Degrees 08 Minutes 22 Seconds West 279.39 feet to a 1/2 inch rod; thence North 71 Degrees 53 Minutes 00 Seconds East 719.14 feet to a 1/2 inch rod on the East 1/8 line of said Section; thence along said East 1/8 line North 00 Degree 11 Minutes 58 Seconds West 111.37 feet to a 1/2 inch rod on said 1/4 line; thence continuing along said East 1/8 line North 00 Degree 01 Minute 01 Second West 661.19 feet to a 1/2 inch rod on the North line of South 1/2 of the Southeast 1/4 of said Section; thence along aforementioned line South 88 Degrees 06 Minutes 49 Seconds East 51.05 feet to a 1/2 inch rod on the Southwesterly line of said road; thence continuing along aforementioned line South 88 Degrees 06 Minutes 49 Seconds East 34.61 feet to the centerline of said road; thence along said centerline South 31 Degrees 42 Minutes 06 Seconds East 663.61 feet; thence continuing along said centerline on the arc of a curve to the left 238.67 feet (radius of said curve is 242.54 feet and the chord bears South

59 Degrees 53 Minutes 35 Seconds East 229.16 feet) to a point on said East and West 1/4 line; thence along said 1/4 line and along said centerline South 88 Degrees 05 Minutes 05 Seconds East 74.52 feet to the point of beginning; being a part of the East 1/2 of the East 1/2 of fractional Section 5, Town 32 North, Range 7 West. The redemption period shall be 12 months from the date of such sale, unless the property is determined abandoned in accordance with MCLA 600.3241a, in which case the redemption period shall be 30 days from the date of the sale. TO ALL PURCHASERS: The foreclosing mortgagee can rescind the sale in the event a 3rd party buys the property and there is a simultaneous resolution with the borrower. In that event, your damages, if any, are limited solely to the return of the bid amount tendered at sale.
 Dated: May 4, 2005
 ORLAND ASSOCIATES PC
 Attorneys for Wells Fargo Bank, N.A., successor by merger to Wells Fargo Home Mortgage, Inc., As Mortgagee
 P.O. Box 5041
 Troy, MI 48007-5041
 (248) 457-1000
 File No. 326.0157 11-5tc

NOTICE TO CREDITORS DECEDENT'S TRUST Pursuant to Section 7504 of the Michigan Estate and Protected Individuals Code.
 Trust of Hazel Fox, Deceased. S.S. #374-05-8329
 Date of Birth: 10/30/1906
TO ALL CREDITORS:
NOTICE TO CREDITORS:
 The decedent, who lived at 7228 Cleveland Avenue, Belaire, Michigan 49615, died on March 6, 2005. Creditors of the decedent are notified that all claims against the trust estate of deceased will be forever barred unless presented to Robert L. Hoffman, Successor Trustee of the Hazel Fox Living Trust dated June 8, 1995, as amended, or the office of Robert L. Hoffman, Attorney at Law, within 4 months after the date of publication of this notice.
 Robert L. Hoffman (P15046)
 Attorney at Law
 103 Belvedere Avenue
 Charlevoix, MI 49720
 (21) 547-9941
 Dated: 5/4/2005
 Robert L. Hoffman,
 Successor Trustee
 103 Belvedere Avenue
 Charlevoix, MI 49720 13-1tc

FORECLOSURE NOTICE
 This firm is a debt collector attempting to collect a debt. Any information obtained will be used for this purpose. If you are in the Military, please contact our office at the number listed below.
MORTGAGE SALE - Default has been made in the conditions of a mortgage made by Peter M. Schneiderman & Associates, P.C. 23100 Providence Drive, Suite 450 Southfield, Michigan 48075 10-4tc

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THE
CITIZEN-
JOURNAL

CLASSIFIEDS

YOUR LOCAL MARKETPLACE

• \$4.50 for the first 15 words or less
• 27¢ for each additional word
Deadline: 10 AM Monday
We accept Visa or MasterCard

To place your ad, call (231)582-6761

Deadline for advertising in the classifieds is noon Monday. All classified ads must be paid for in advance, except for businesses that have established accounts.

Advertisers should check their ad the first week it appears. The Citizen-Journal is not responsible for failure to print an ad or for a typographic error, except to the extent of the first insertion. Adjustment for an error is limited to the cost of the part of the ad where the error occurred. The publisher reserves the right to accept, reject and/or edit any and all advertising submitted for publication.

Advertising rates are 15 words for \$4.50 per insertion, and 27 cents per word over the minimum. If you run an ad for two weeks, the third week is free. Blind ads are the cost of the ad plus \$5 for the first week and \$1 for each consecutive week.



Help Wanted

DEDICATED, motivated person able to follow directions wanted, very part-time, afternoons. Curves, Charlevoix, Boyne City, 231-380-5155, leave message.

HELP WANTED 15-20 hours per week. Flexible schedule, great for students, retirees. JZ Express Wash, car wash attendant, Boyne City. Interested parties mail response to 902 Lakeview, Boyne City, MI 49712.

HOUSE KEEPER needed for motel in East Jordan. Duties include housekeeping and laundry. Contact 231-536-2674 9am-5pm.

PART TIME ICE CREAM merchandiser needed in Bellaire East Jordan area, \$10 per hour. Send resume to J&S Dairy, 2440 Dairy Square, Traverse City, MI 49686.

Help Wanted

UP NORTH PUBLICATIONS has a staff writing position open with The Antrim County News, the community weekly newspaper for Antrim County. In addition to outstanding writing and editing skills, photo experience and above average computer skills (Mac format) are very desirable. We're looking for a person with strong skills who has the ability to work independently and loves small towns. We offer a competitive salary and good benefit package. Send your resume and work samples to: Hugh Conklin, Up North Publications, PO Box 337, Bellaire, MI 49615. Phone 231-533-8523, e-mail hc@upnorthpub.com.

IT'S THE quick response that keeps people coming back to Classifieds. Call today to place your fast-action classified.

Help Wanted

UP NORTH PUBLICATIONS is looking for three multi-talented persons to oversee operation of offices in Boyne City, Elk Rapids and Kalkaska. Must be able to provide top notch customer service, assist with sales and be a key member in the weekly production of the newspaper. Position requires good office skills, above average computer skills, and the flexibility required to be a good team member. Familiarity with Macintosh computers and graphic arts skills with experience in Photoshop would be a plus. Full time position offers competitive salary and benefit package. Mail your resume to: Up North Publications, Attn.: Hugh Conklin, PO 337, Bellaire, MI 49615.

Livestock

LARGE SELECTION of livestock and pet feed. Gruler's Farm Supply, 231-237-0893.

Garage Sales

BOYNE CITY PINES OF Boyne neighborhood sale, Division, Hull and Deer Run Streets, Friday-Saturday, 9am. Antiques, Avon bottles, lawn mower, leaf sweeper, snowblower and more.

Miscellaneous

DISNEY/BEACH Vacation, 7 days, 6 nights. Paid \$600, must sell for \$199. 231-315-0376.

Wanted

WANTED: LOG SPLITTER, 2 stage, good condition, low hours, 517-290-2278.

Farm

LARGE SELECTION OF 3-point equipment. Gruler's Farm Supply, 231-237-0893.

Pets

GERMAN SHEPHERD puppies, AKC bred for intelligence. Home raised, ready to take home today, \$500. 231-258-8773. 231-384-0587.

Mobile Homes

BOYNE: 1987 14X70 Victorian, two bedroom, one bath, 10x18 expando, front kitchen, \$28,900 firm. 231-582-2484.

Real Estate

EAST JORDAN: In town, new construction, three bedroom, 2.5 bath, 1,350 sq.ft., high ceiling, large windows, loft storage, \$325 month plus utilities, 231-582-9299.

EAST JORDAN: THREE bedroom home for rent, 218 Echo Street, 231-536-0539.

WANTED: HOUSE OR apartment to rent in Ellsworth. Call Kathy, 231-938-3791 daytime, 231-938-9248 evenings.

PUBLISHER'S NOTICE:
All real estate advertising in this newspaper is subject to the Fair Housing Act which makes it illegal to advertise "any preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin, or an intention, to make any such preference, limitation or discrimination." Familial status includes children under the age of 18 living with parents or legal custodians, pregnant women and people securing custody or children under 18.
This newspaper will not knowingly accept any advertising for real estate which is in violation of the law. Our readers are hereby informed that all dwellings advertised in this newspaper are available on an equal opportunity basis. To complain of discrimination call HUD toll-free at 1-800-669-9777. The toll-free number for the hearing impaired is 1-800-927-9275.

Rentals

BOYNE CITY: Downtown second floor office space on Water Street, 325 sq.ft., high ceiling, large windows, loft storage, \$325 month plus utilities, 231-582-9299.

EAST JORDAN: THREE bedroom home for rent, 218 Echo Street, 231-536-0539.

WANTED: HOUSE OR apartment to rent in Ellsworth. Call Kathy, 231-938-3791 daytime, 231-938-9248 evenings.

Announcements

ATTENTION ALL former Grandvue Medical Care Facility Board Members: We would like to invite you to send in a photograph of yourself for placement in our new conference room. Please contact Jane Korthase, Human Resource Director, at 231-536-2286 with any questions. Grandvue Medical Care Facility, 1728 S. Peninsula Road, East Jordan, MI 49727.

Services

ROOFING: STANDING seam roof metal, on site fabrication, 26 gauge, 26 colors, sales and installation. 231-587-8735, leave message.

SPANN BUILDERS: Complete construction services, specializing in ceramic tile and cultured stone. Remodel or new construction, 231-331-6438.

Services

PAUL'S HAUL: Brush, junk, appliances, garage, property and construction clean-ups. 231-264-5034, cell 231-715-0053.

Vans

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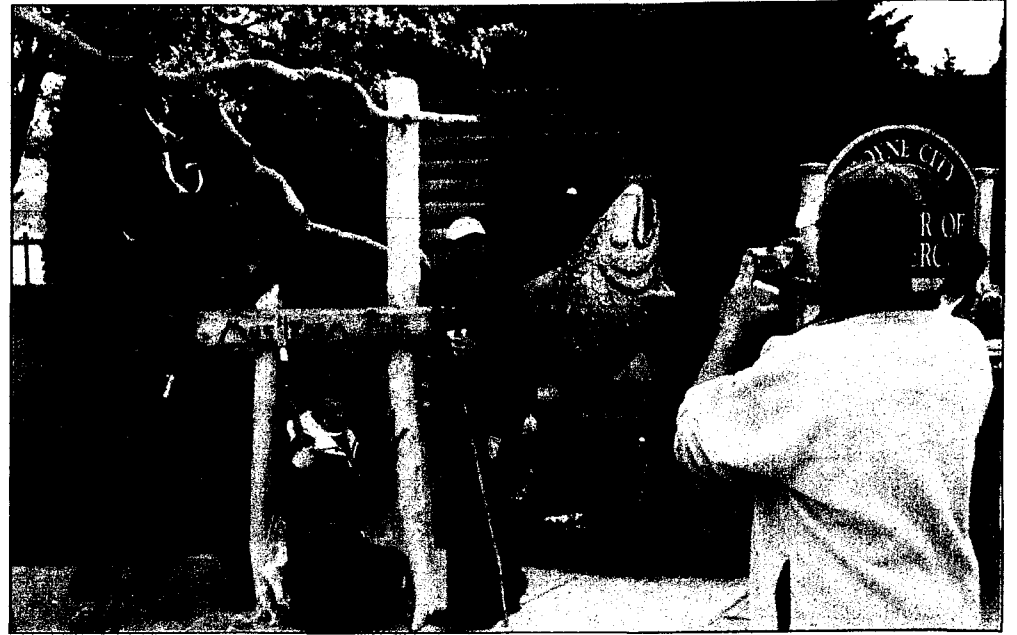
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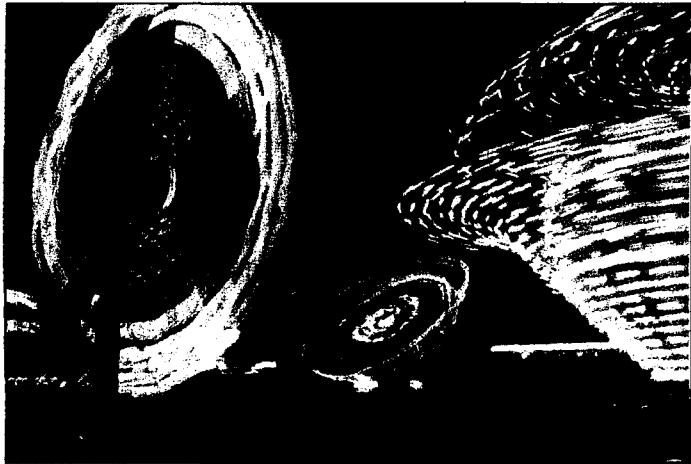
Morel hunters are all smiles as they take the bus out to the woods last Saturday, for the Lions Annual Mushroom Hunt. These intrepid hunters are undeterred by rain and chilly temperatures.



The second annual mushroom pole created photo ops, even if the pickings were a bit slim this year. The winning morel hunter collected less than 100 of the tasty fungi.

Morel celebration

It was a weekend when mushrooms ruled supreme



Looking here like colorfully woven baskets, the carnival lights enticed people to Veteran's Park to enjoy the rides.

The Boyne City Mushroom Festival was fraught with rain and chilly temperatures, but that didn't stop mushroom fans and carnival revelers from bundling up and coming to town.

The Friday night guided mushroom hunt, a precursor to the Big Hunt on Saturday, had more than 100 people attend. The Lions hunt on Saturday was down some from last year, but organizers were happy that of the registered pickers, all of the out-of-town people showed up.

The Grand Champion for 2005 was Darrin Huntoon, who gathered a whopping 96 morels. Huntoon was the champ last year, too, but last year he picked 249 of the sought-after delicacies.

Different contest categories include resident and non-resident men and women. In the resident category, the winners were Josh Strzyweski of Charlevoix with 48 mushrooms, and Diane Peterson, also of Charlevoix, with 92 morels. This is the fourth consecutive year Peterson has swept the resident women category. Of the non-resident winners, David Neering of Bay City picked 87 morels, and Lorena Lewis of Alpena found 53.

In the senior division, Robert Smith of Martinsville, Ind. picked 9 mushrooms to win the championship for his category. Smith has been participating in the Lions hunt for 40 years.

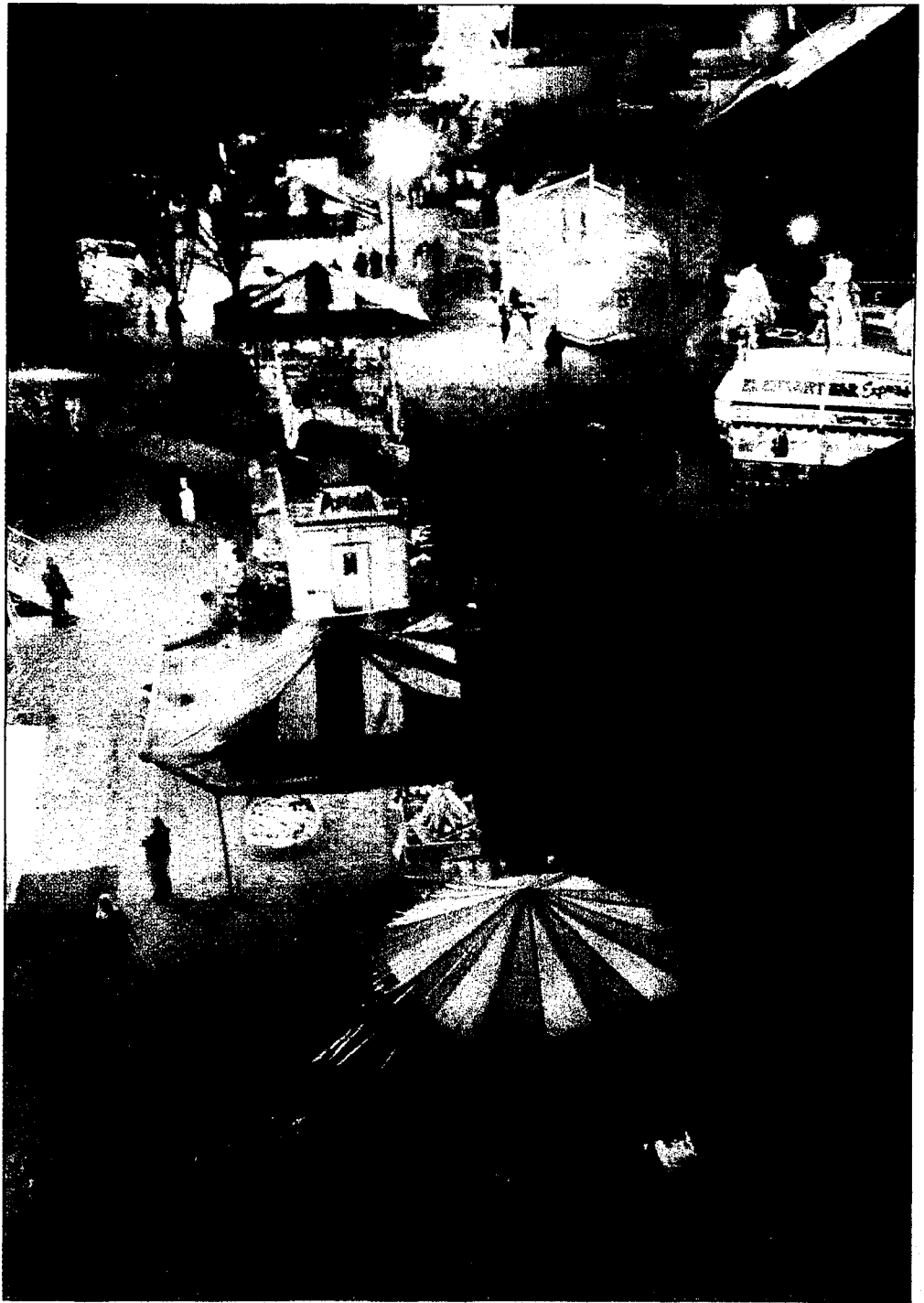
Organizer Kim Brown said the festival went well, in spite of weather concerns.

"Taste of Boyne was awesome," she said. "The sun came out at about three o'clock."

Even carnival-goers braved the cold to get out on their favorite rides, and the lights across the lake seemed to be a mirage of summer.



Darrin Huntoon of Elsie defended his 2004 title, claiming Grand Champion status once again by gathering 96 morels.



Tents glowed brilliantly at the Mushroom Festival carnival, the lights belying the cold weather. The crowds were thinner than in warmer years, but festival organizers said that the numbers were not disappointing.



Outstanding in their field, this year's champions proudly cradle their morel trophies. The weather was cold, but, looking at the bright side, at least mushroomers weren't battling warm weather insects in their quest for the elusive morels.

PHOTOS BY VIC RUOGLES