

June 29, 1963.

REPORT OF LEGAL COMMITTEE 1962-63

The Legal Committee was ever watchful throughout the period September, 1962 till now, to guide the Board of Governors and try to prevent adoption of any procedure or decision which might cause embarrassment, pecuniary loss or violation of the Association's Bylaws or Deed covenants. Following are a few of the matters handled:

1. CORPORATE SEAL: The Association being incorporated under laws of New Jersey, a Corporate Seal was recommended and is now on hand for use whenever legal documents have to be executed, practically all of which require affixation of the Corporate seal.

2. TAXABILITY OF ASSOCIATION'S INCOME: In my report of August 31, 1962, I referred to the preparation of a new appeal to the Internal Revenue Service, to free this Association of the federal excise tax on members' dues. Subsequently, we prepared a voluminous Exemption Application, which finally was executed after consultations with our attorney in Newton and an Accountant, and submitted to the IRS in Newark, N.J. Our attorney advised us not to become impatient; that a decision would be handed down eventually, and he continues to believe that it may be favorable for us. We did not receive a response from the IRS until their letter of April 9, 1963, making no commitment, merely stating that our application had been forwarded to Washington for the decision. Our attorney thinks this is a hopeful sign. He has been waiting even longer than we for decision from Washington in connection with an application he filed on behalf of the Forest Lakes Association. Not being sure of the final decision, I had no alternative but to advise the Board of Governors to continue charging the members the extra percentage on the dues representing federal tax. Perhaps by the time of our Annual Meeting in the fall, the decision will have been received and the dues for 1964 adjusted accordingly.

3. WINTER BOAT STORAGE LIABILITY: A release document was prepared for adoption by the Board of Governors to be executed by members and/or non-members of the Association who for a fee to augment the Association's income, are privileged to store their boats for the winter in the Association's otherwise unused Clubhouse, subject to exclusion of gasoline, outboard motors and all other mobile equipment.

4. COMMUNICATIONS: Assistance was given the Board of Governors in preparing letters of a legal nature, such as the one sent to the owner of the property on Maxim Drive, Wildwood Shores, whose rental tenant began making the premises look like a Used Car lot. Mission accomplished.

5. BONAPARTE POINT DRIVE: Your Legal Committee chairman had a talk recently with Mr. Harry Held who built his house at the waterfront on this Drive long before Wildwood Shores community was established. His remarks made me dubious about the ownership of the Drive itself; in fact, I recalled that my own monthly electric bill from the New Jersey Power & Light Co., still refers to my own home as being on Lines Avenue; and Mr. Held felt sure that Bonaparte Point Drive as it passes the Hummers, the Linns, Helds, Goetz's, Heldorns and even down as far as the Kuehns is not owned at all by Wildwood Shores, but actually by the Borough of Hopatcong, and is still Lines Avenue on the official maps. I requested the Chairman of the Road Committee to do some checking, and it is my understanding that Councilman Dominic Gentile only a few days ago confirmed to Mr. Russell Sayre, the former, that the rumor is wellfounded. This means, of



**PUT DOWN THIS DATE ON YOUR CALENDAR!**

**TUESDAY EVENING, JULY 24, 1962**

**WEST SIDE MEN'S CLUB**

Hopatcong, N. J.

**JULY GET-TOGETHER**

in the

***Lake Hopatcong Yacht Club***

**Members of West Side Men's Club,**

**Their Ladies and Friends.**

***ALL WELCOME!***

**This Notice is Sent You to "Get Ready".**

7:00 P.M.—Assembly and Refreshment. Soft Drinks and Beer FREE! Other beverages a'la Carte.

8:00 P.M.—Midnight.—Music during Dinner and for Dancing by Ray Barton's Electronic Orchestra.

8:00 P.M.—Buffet Supper: Lobster, Roast Beef Turkey, Ham, Hot Corned Beef and Cabbage, Baked Beans, Potato Salad, Deviled Eggs, etc. Coffee, Dessert.

Subscription per person ----- \$5.00

In a short time, you will be sent a "return reservation" postcard. Mail it promptly, please, to support our eventual attendance guarantee to the Yacht Club. OR, if you wish, you may notify any Committeeman as to how many persons will be in your party.

Henry J. Heidorn, Chairman, -----	398-1320
Chester Brundage -----	398-5444
Louis Beaumont -----	398-3247
Earl Davidson -----	398-3314
Emil Herrmann -----	398-0192



course, that henceforth the Borough should be defraying the cost of road maintenance on Bonaparte Point Drive (Lines Avenue), from the turn-off in front of Goodwins, all the way down to Kuehns.

**6. PERSONAL PROPERTY TAX:** A new law was enacted in Trenton, requiring businesses and Associations to file an Informational Return of Tangible Personal Property. It has been developed that the Wildwood Shores Association per advice of Mr. John Knox, our attorney in Newton, and the Assessor's office in Hopatcong Boro Hall, is not exempt from filing such complex return, which is now undergoing preparation. It is hoped that whereas we are not exempt from filing, we may be exempt from payment of any personal property tax, being a non-profit organization. Local churches did not receive one of these new forms.

**7. DELINQUENT DUES:** The status of the 17 delinquent dues-paying members whose arrearages were recorded as liens via a Statement of Indebtedness prepared by our Newton counsel last year, can best be described via the accompanying tabulation: (See attached)

In all of the cases where no settlement has yet been reached, the property owners were advised recently by another letter, that their continuing unpaid dues beyond 1961 also represent a further lien, and in due course will be wrapped up into another Statement of Indebtedness, to be recorded in the Sussex County Clerk's Office, which will constitute a further hindrance for a clear title some day to be transferred to any new owner.

Respectfully submitted,

---

Henry J. Heldorn,  
Chairman, Legal Committee.

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