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**RESOLUTION # 43 - 2012**

Resolution offered by the Land Records Committee.

**Resolved by the Board of Supervisors of Oneida County, Wisconsin:**

**WHEREAS**, Oneida County acquired land through tax foreclosures in the 1930's & 40's and when sold, reserved ownership of strips of land being 100' on each side of the centerline of the highway that crosses the NW¼-SW¼ of Section 29 and the NE¼-SE¼ of Section 30, all in Township 38 North, Range 11 East, now known as Branham Rd in Town of Three Lakes; and

**WHEREAS**, a difference of opinion between landowners in the NW¼-SW¼, the SW¼-NW¼ of Section 29 and the NE¼-SE¼, the SE¼-NE¼ of Section 30, the County and the Town has developed as to the terminus, location and access rights of and across said road; and

**WHEREAS**, the parties have been presented with an agreement that proposes in part that the County deed to the Town a 66' right-of-way and turnaround for the north stub of Branham RD, and any excess lands adjoining Branham Rd in the NW¼-SW¼ and NE¼-SE¼ be deeded to the adjoining landowners subject to easements where necessary to ensure access for all parties; and

**WHEREAS**, Resolution # 28-2012 authorized the Land Records Committee to negotiate and help facilitate an agreement that would be in the best interest of the County, and the fee to convey the lands was waived by the County, except for the recording fees of the recorded documents relative to such agreement; and

**WHEREAS**, such agreement has now been tentatively agreed upon by all parties and the County will issue deeds and easements to the parties indicated below upon conditions being met in the agreement; and

**WHEREAS**, the County will accept a quit claim deed from the owners of the NW¼-SW¼ and NE¼-SE¼ covering the area of the road to be deeded to the Town.

**NOW, THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors hereby approves the conveyances listed below and authorizes the County Clerk, upon receipt of the deed recording fee, to prepare and/or sign the necessary documents as follows:

**The following description is to be used for:**

**A) Quit Claim Deed from James M. Martin Trust and Elizabeth A. Martin Trust and Three Lakes Preserve, LLC, a Wisconsin Limited Liability Company to Oneida County.**

**B) Easement from Oneida County to properties owned by Jean M. Eiden Trust, Gary Glock, James Glock, Ronald Glock, David R. Schmidt, James M. Martin Trust and Elizabeth A. Martin Trust and Three Lakes Preserve, LLC, a Wisconsin Limited Liability Company**

**C) Quit Claim Deed from Oneida County to Town of Three Lakes. The following language to be added to the description to the Town; "The foregoing property is to be reserved for use as a Town Road in the Town of Three Lakes and this deed shall constitute a dedication for that purpose in accordance with Section 66.1024 Wis. Stats."**

A parcel of land being a part of the Northwest ¼ of the Southwest ¼ of Section 29 and the Northeast ¼ of the Southeast ¼ of Section 30 and all in Township 38 North, Range 11 East, Town of Three Lakes, Oneida County, Wisconsin, and being more particularly described as follows:

Commencing at the ¼ corner common to Sections 29 & 30 and being marked by an Oneida Co. aluminum cap monument and being the Place of Beginning; thence S87° 32'48"E and along the

52 East-West ¼ line of Section 29 a distance of 66.00 feet to a point, thence S2°40'35"W a  
53 distance of 66.00 feet to a point, thence N87°32'48"W a distance of 33.01 feet to a point, thence  
54 S2°40'35"W a distance of 720.72 feet to a point, thence S7°01'07"W a distance of 121.36 feet to  
55 a point, thence S2°24'53"E a distance of 103.58 feet to a point, thence S2°40'35"W a distance  
56 of 209.67 feet to a point on the Northerly right-of-way line of a Town Road, thence along said  
57 right-of-way line N86°33'29"W a distance of 33.00 feet to a point, thence N87°40'59"W a  
58 distance of 33.00 feet to a point, thence leaving said right-of-way line N2°40'35"E a distance of  
59 206.50 feet to a point, thence N2°24'53"W a distance of 106.09 feet to a point, thence  
60 N7°01'07"E a distance of 124.31 feet to a point, thence N2°40'35"E a distance of 718.73 feet to  
61 a point, thence N86°11'31"W a distance of 33.00 feet to a point, thence N2°40'35"E a distance  
62 of 66.01 feet to a point on the East-West ¼ line of Section 30, thence S86°11'31"E and along  
63 the East-West ¼ line a distance of 66.01 feet to the ¼ corner common to Sections 29 & 30 and  
64 being the Place of Beginning.  
65 Subject to easements, restrictions and reservations of record.  
66 Subject to an easement described in Document # \_\_\_\_\_ (insert after recording of Item B  
67 above).  
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70 **The following description to be used in a quit claim deed conveyance from Oneida**  
71 **County to Three Lakes Preserve, LLC, a Wisconsin Limited Liability Company.**

72 A part of those lands retained by Oneida County as described in Volume 64 Page 434 of Deeds,  
73 being located in the Northeast ¼ of the Southeast ¼ of Section 30, Township 38 North, Range  
74 11 East, Town of Three Lakes, Oneida County, Wisconsin, described as follows:

75 All those lands that lie westerly of the following described line:

76 Commencing at the ¼ corner common to Sections 29 & 30 and being marked by an Oneida Co.  
77 aluminum cap monument; thence N86°11'31"W and along the East-West ¼ line a distance of  
78 66.01' to a point, said point being the Point of Beginning of said line, thence S2°40'35"W a  
79 distance of 66.01' to a point, thence S86°11'31"E a distance of 33.00' to a point, thence  
80 S2°40'35"W a distance of 718.73' to a point, thence S7°01' 07"W a distance of 124.31' to a  
81 point, thence S2°24'53"E a distance of 106.09' to a point, thence S2°40'35"W a distance of  
82 206.50' to a point 33' north of the existing centerline of the east – west section of Branham RD  
83 and the terminus of said line.

84 And also, all those lands that lie northerly of the following described line:

85 The Point of Beginning being the terminus of the above described line, thence N87° 40' 59"W  
86 386.79' to a point, thence N89° 17' 23"W 333.98' to a point, thence S79° 06' 50"W 62.85' to a  
87 point, thence S57° 12' 16"W 11.60' to an iron pipe on the south line of the Northeast ¼ -  
88 Southeast ¼ of said section and the terminus of said line. Said line being approximately 33'  
89 northerly of the existing centerline of the east-west section of Branham Rd.

90 The above described lands to be attached to the Grantees lands associated with parcel  
91 identification number TL 776.

92 Subject to easements of record and any utilities in place.  
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94 **The following description to be used in a quit claim deed conveyance from Oneida**  
95 **County to James M. Martin Trust and Elizabeth A. Martin Trust.**

96 A part of those lands retained by Oneida County as described in Volume 58 Page 22 of Deeds,  
97 being located in the Northwest ¼ of the Southwest ¼ of Section 29 Township 38 North, Range  
98 11 East, Town of Three Lakes, Oneida County, Wisconsin, described as follows:

99 All those lands that lie easterly of the following described line:

100 Commencing at the ¼ corner common to Sections 29 & 30 and being marked by an Oneida Co.  
101 aluminum cap monument thence S87° 32'48"E and along the East-West ¼ line of Section 29 a  
102 distance of 66.00' to a point, said point marking the Point of Beginning of said line, thence

103 S2°40'35"W a distance of 66.00' to a point, thence N87°32'48"W a distance of 33.01' to a point,  
104 thence S2°40'35"W a distance of 720.72' to a point, thence S7°01'07"W a distance of 121.36' to  
105 a point, thence S2°24'53"E a distance of 103.58' to a point, thence S2°40'35"W a distance of  
106 209.67' to a point 33' north of the existing centerline of the east – west section of Branham Rd  
107 and the terminus of said line.

108 And also, all those lands that lie northerly of the following described line:  
109 The Point of Beginning of said line being the terminus of the above described line, thence S 86°  
110 33' 29"E a distance of 1288.85 to a point on the east line of the Northwest ¼ - Southwest ¼ of  
111 said section, said point being approximately 33' north of the existing centerline of the east-west  
112 section of Branham Rd and the terminus of said line.

113 The above described lands to be attached to the Grantees lands associated with parcel  
114 identification number TL 757.

115 Subject to easements of record and utilities in place.

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119 Vote Required: Majority = \_\_\_\_\_ 2/3 Majority = \_\_\_\_\_ ¾ Majority = \_\_\_\_\_

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121 The County Board has the legal authority to adopt: Yes \_\_\_\_\_ No \_\_\_\_\_ as reviewed  
122 by the Corporation Counsel, \_\_\_\_\_, Date: \_\_\_\_\_

124 Approved by the Land Records Committee this 8th<sup>th</sup> day of April, 2012.

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126 Offered and passage moved by:

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\_\_\_\_\_  
Supervisor

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Supervisor

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Supervisor

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Supervisor

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Supervisor

136 \_\_\_\_\_ Ayes

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138 \_\_\_\_\_ Nays

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140 \_\_\_\_\_ Absent

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142 \_\_\_\_\_ Abstain

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144 \_\_\_\_\_ Adopted

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146 by the County Board of Supervisors this \_\_\_\_\_ day \_\_\_\_\_, 2012.

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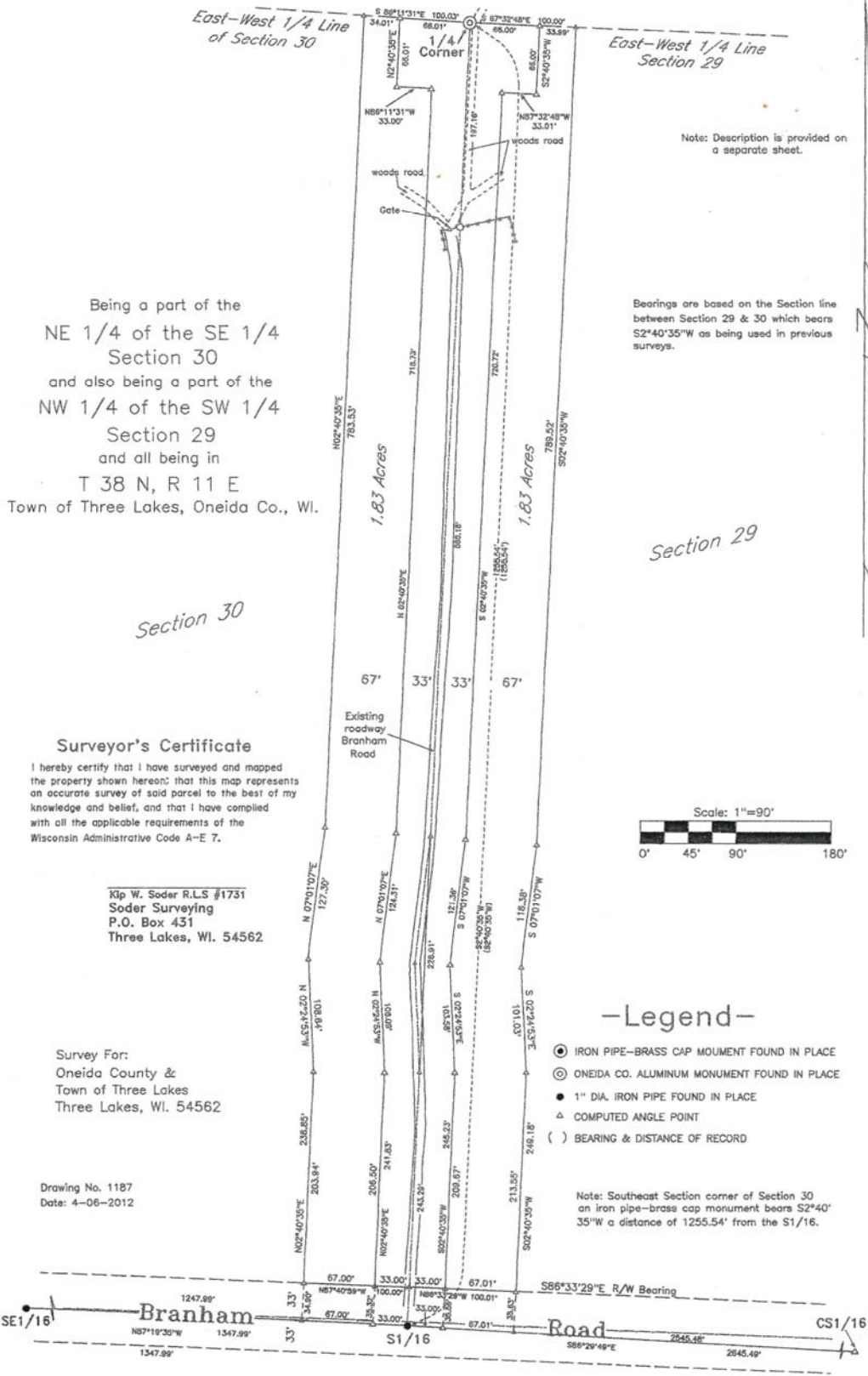
148 \_\_\_\_\_ Defeated

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\_\_\_\_\_  
Mary Bartelt, County Clerk

\_\_\_\_\_  
Ted Cushing, County Board Chair

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Being a part of the  
 NE 1/4 of the SE 1/4  
 Section 30  
 and also being a part of the  
 NW 1/4 of the SW 1/4  
 Section 29  
 and all being in  
 T 38 N, R 11 E  
 Town of Three Lakes, Oneida Co., WI.

Section 30

Bearings are based on the Section line  
 between Section 29 & 30 which bears  
 S2°40'35"W as being used in previous  
 surveys.

Note: Description is provided on  
 a separate sheet.

**Surveyor's Certificate**

I hereby certify that I have surveyed and mapped  
 the property shown hereon; that this map represents  
 an accurate survey of said parcel to the best of my  
 knowledge and belief, and that I have complied  
 with all the applicable requirements of the  
 Wisconsin Administrative Code A-E 7.

Kip W. Soder R.L.S #1731  
 Soder Surveying  
 P.O. Box 431  
 Three Lakes, WI. 54562

Survey For:  
 Oneida County &  
 Town of Three Lakes  
 Three Lakes, WI. 54562

Drawing No. 1187  
 Date: 4-06-2012



**-Legend-**

- IRON PIPE-BRASS CAP MONUMENT FOUND IN PLACE
- ONEIDA CO. ALUMINUM MONUMENT FOUND IN PLACE
- 1" DIA. IRON PIPE FOUND IN PLACE
- △ COMPUTED ANGLE POINT
- ( ) BEARING & DISTANCE OF RECORD

Note: Southeast Section corner of Section 30  
 an iron pipe-brass cap monument bears S2°40'  
 35"W a distance of 1255.54' from the S1/16.

