

RESOLUTION # 12-2017

Resolution offered by the Supervisors of the Public Works Committee

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

WHEREAS, Oneida County owns title or easement to lands for purposes of highway right of way (see attached descriptions and maps); and

WHEREAS, Wisconsin Statute s. 84.09(3)(b) requires that the upon order of the Department of Transportation (DOT) the County shall transfer the above referenced lands to the DOT; and

WHEREAS, the DOT has issued the order requiring the transfer of the above referenced lands more specifically described as:

(Project DJ 7752: Parcels 1,2) NE 1/4 SW 1/4 S10 T39N R6E / Gov't Lot 2 & NW 1/4 SE 1/4 S10 T39N R6E & Gov't Lots 2 & 4, S11 T39N R6E [Fifield - Woodruff Road STH 70 - Oneida County]

and;

WHEREAS, the order of the DOT requires that the County Clerk and the Highway Committee sign the attached quitclaim deed; and

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the lands described in the attached order and quitclaim deed be transferred to the Wisconsin Department of Transportation pursuant to Wisconsin Statute s. 84.09(3)(b); and

BE IT FURTHER RESOLVED, that the Oneida County Clerk and Highway Committee/Commissioner are directed to sign the attached quitclaim deed.

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes No _____ as reviewed by the Corporation Counsel, _____, Date:

Approved by the _____ Committee this _____ day of _____, 2016.

Consent Agenda Item: YES NO

Offered and passage moved by:

Red Cushing
Supervisor
Samy P...
Supervisor
John R. ...
Supervisor
Scott ...
Supervisor

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Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2017.

_____ Defeated

Tracy Hartman, County Clerk

David Hintz, County Board Chair



Division of Transportation
System Development
North Central Region
510 N. Hanson Lake Road
Rhineland, WI 54501

Scott Walker, Governor
Mark Gottlieb, P.E., Secretary
Internet: www.dot.wisconsin.gov

Telephone: 715-365-3490
Facsimile (FAX): 715-365-5780

E-mail: ncr.dtsd@dot.wi.gov

November 22, 2016

BRUCE STEFONEK
ONEIDA COUNTY HIGHWAY DEPARTMENT
730 W. KEMP ST.
RHINELANDER, WI 54501

SUBJECT: DJ 7752 Parcels 1, 2
NE ¼ SW1/4 S10 T39N R6E
Gov't Lot 2 and NW1/4 SE1/4 S10 T39N R6E
Gov't Lots 2 and 4, S11, T39N, R6E
Fifield – Woodruff Road
STH 70
Oneida County

Attached is an **Order to County to Convey Highway Right Of Way Title** (*Order to Convey*) for the above parcels. This order is issued under the provisions of Section 84.09(3)(b) Wisconsin Statutes, and directs the County Clerk and the County Highway Committee to convey certain lands or land rights originally acquired in the County's name and being held in trust for the State of Wisconsin. We have enclosed a copy of the Right of Way plat pages and deeds for your reference. Please have the Highway Committee act on this at the December 20, 2016 meeting and forward to the County Board to act on this matter at their January 12, 2017 County Board meeting.

Also enclosed is a **Quit Claim Deed** describing the subject right-of-way. Once the Highway Committee has acted on the *Order to Convey*, please have the Highway Committee members sign and notarize the conveyance and forward with the *Order to Convey* to the County Board. Once the County Board has acted on the matter, the County Clerk should sign and notarize the conveyance and return to me at Wisconsin Department of Transportation, 510 N. Hanson Lake Road, Rhineland, WI 54501. I have enclosed a prepaid business reply envelope for return of the signed Quit Claim Deed. If you have questions, please contact my Property Manager, Patricia Massino at 715-365-5766 or you may call me at 715-365-5745.

Thank you for your cooperation in this matter.

Brent L. Stella/bks
NC Region Real Estate Supervisor

Enc.

cc: Mary Bartelt, Oneida County Clerk

RECEIVED
DEC 01 2016
ONEIDA COUNTY HWY. DEPT.

**ORDER TO COUNTY TO CONVEY
HIGHWAY RIGHT OF WAY TITLE TO STATE**
RE2170 04/2015

Wisconsin Department of Transportation

The County Highway Committee of Oneida County, Wisconsin pursuant to the Order of the Wisconsin Department of Transportation acquired under Section 84.09, Wisconsin Statutes, or its predecessor, certain lands or interests. The title to lands or interests specified below is transferable to the State of Wisconsin pursuant to Section 84.09, Wisconsin Statutes on the Order of the Wisconsin Department of Transportation to the County Clerk and the County Highway Committee. It is ordered that the County Clerk and County Highway Committee convey to the State of Wisconsin without charge the title or easement acquired with the following parcel(s) of the Wisconsin Department of Transportation project designated below.

Parcel	Grantor	Location	Recording Data		
			Volume (Reel)	Page (Image)	Document Number
1	B.N. Moran	NE1/4 SW1/4 S10, T39N, R6E	305	561	224701
2	Gertrude Bolger	Gov't Lot 2 and the NW ¼ SE ¼ S10, and Gov't Lots 2 and 4, S11 all in T39N, R6E	305	562	224702

x 
 NC Region Real Estate Supervisor Signature

11-23-16
 Date

Brent L. Stella
 Print Name

QUIT CLAIM DEED – RIGHT OF WAY TRANSFER

Wisconsin Department of Transportation
Exempt from fee [s. 77.25(2r) Wis. Stats.]
RE1026 04/2013

THIS DEED, made by **Oneida** County, GRANTOR, quit claims to the **State of Wisconsin, Department of Transportation**, GRANTEE, by direction and order of the Wisconsin Department of Transportation, dated **November 23, 2016**, pursuant to Section 84.09(3)(b), Wisconsin Statutes, the following parcels of land in **Oneida** County, State of Wisconsin.

LEGAL DESCRIPTION IS ATTACHED AND MADE A PART OF THIS DOCUMENT BY REFERENCE.

This space is reserved for recording data

Return to
Wisconsin Department of Transportation
North Central Region
510 N. Hanson Lake Road
Rhinelander, WI 54501

Parcel Identification Number/Tax Key Number
Adjacent to Old Highway 70 Road

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

_____ Date

State of Wisconsin)
) ss.
Oneida County)

On the above date, this instrument was acknowledged before me by the named person(s).

_____ Signature, Notary Public, State of Wisconsin

_____ Print Name, Notary Public, State of Wisconsin

_____ Date Commission Expires

Project ID
DJ 7752

This instrument was drafted by
Wisconsin Department of Transportation

Parcel No(s).
1,2

Date

State of Wisconsin)

) ss.

Oneida _____ County)

On the above date, this instrument was acknowledged before me by the named person(s).

Signature, Notary Public, State of Wisconsin

Print Name, Notary Public, State of Wisconsin

Date Commission Expires

Signature

Date

Oneida County Clerk, Mary Bartelt

LEGAL DESCRIPTION

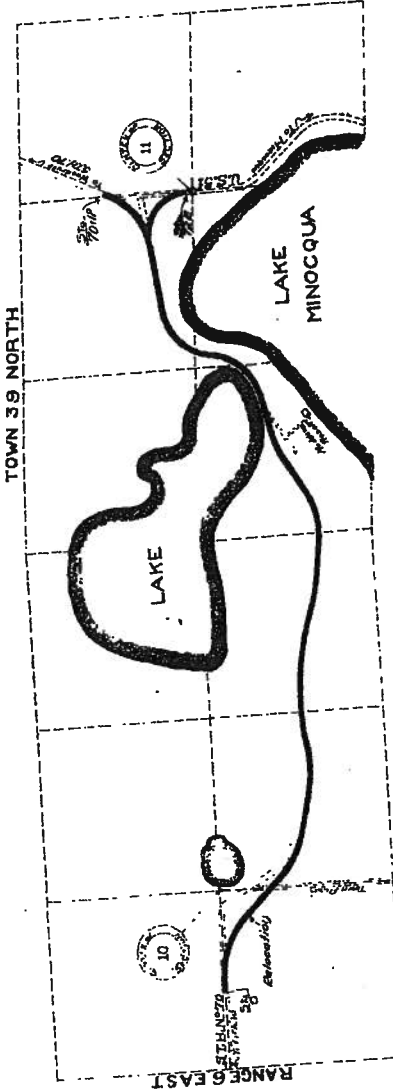
Parcels of land acquired for highway purposes pursuant to order of the Wisconsin Department of Transportation, formerly State Highway Commission, and as shown on the road plans for project DJ 7752, Oneida County, as said lands are more particularly described in the following recorded instruments:

Parcel No.	Grantor	Location	Volume	Page No.	Document No.
1	B.N. Moran	NE1/4 SW1/4, S10, T39N, R6E	305	561	224701
2	Gertrude Bolger	Gov't Lot 2 and the NW1/4 SE1/4, S10 and Gov't Lots 2 and 4 S11 all in T39N, R6E	305	562	224702

DATE	1/17/36
BY	J. H. ...
CHECKED	...

WISCONSIN HIGHWAY COMMISSION
PLAN AND PROFILE OF PROPOSED
FIFIELD - WOODRUFF ROAD
ONEIDA COUNTY
 STATE AID PROJECT NOW TOWN ROAD
 BEGINNING NEAR CENTER OF SECTION 10T39NR6E
 EXTENDING EASTERLY 1.35 MILES TO U.S. HIGHWAY N° 51

PLAN 1 IN. = 100 FT.
 PROFILE 1" = 10 FT. VERTICAL CURVES
 (BASE SYSTEM FOR 110 FT. VERTICAL CURVES)



INDEX OF SHEETS

1	1/4 SECTION
2	1/2 SECTION
3	3/4 SECTION
4	SECTION
5	SECTION
6	SECTION
7	SECTION
8	SECTION
9	SECTION
10	SECTION
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50	SECTION

CONVENTIONAL SIGNS

STATE AND NATIONAL LINE	---
COUNTY LINE	---
CITY, VILLAGE, OR TOWN	---
SECTION LINE	---
FENCE LINE	---
UNDEVELOPED PROPERTY	---
RIGHT OF WAY LINE	---
TRAVELED WAY	---
UNDEVELOPED WAY	---
LEVEL	---
BASE OR SURVEY LINE	---
CULVERTS	---
DRAINAGE	---
POWER POLE	---
TELEPHONE OR TELEGRAPH POLES	---
RAILROAD	---
RAILROAD STAKES	---
MARSH	---
TREES	---
GROUND ELEVATION	---
GRADE ELEVATION	---

U.S. DEPARTMENT OF COMMERCE
 BUREAU OF PUBLIC ROADS
 WISCONSIN HIGHWAY COMMISSION
 PROJECT NO. 10T39NR6E
 COUNTY ONEIDA
 DATE 1/17/36
 APPROVED: [Signature]
 BY: [Signature]

1" = 100 FT.
 1" = 10 FT.
 TOTAL NET LENGTH OF CURVES - 428' 11"

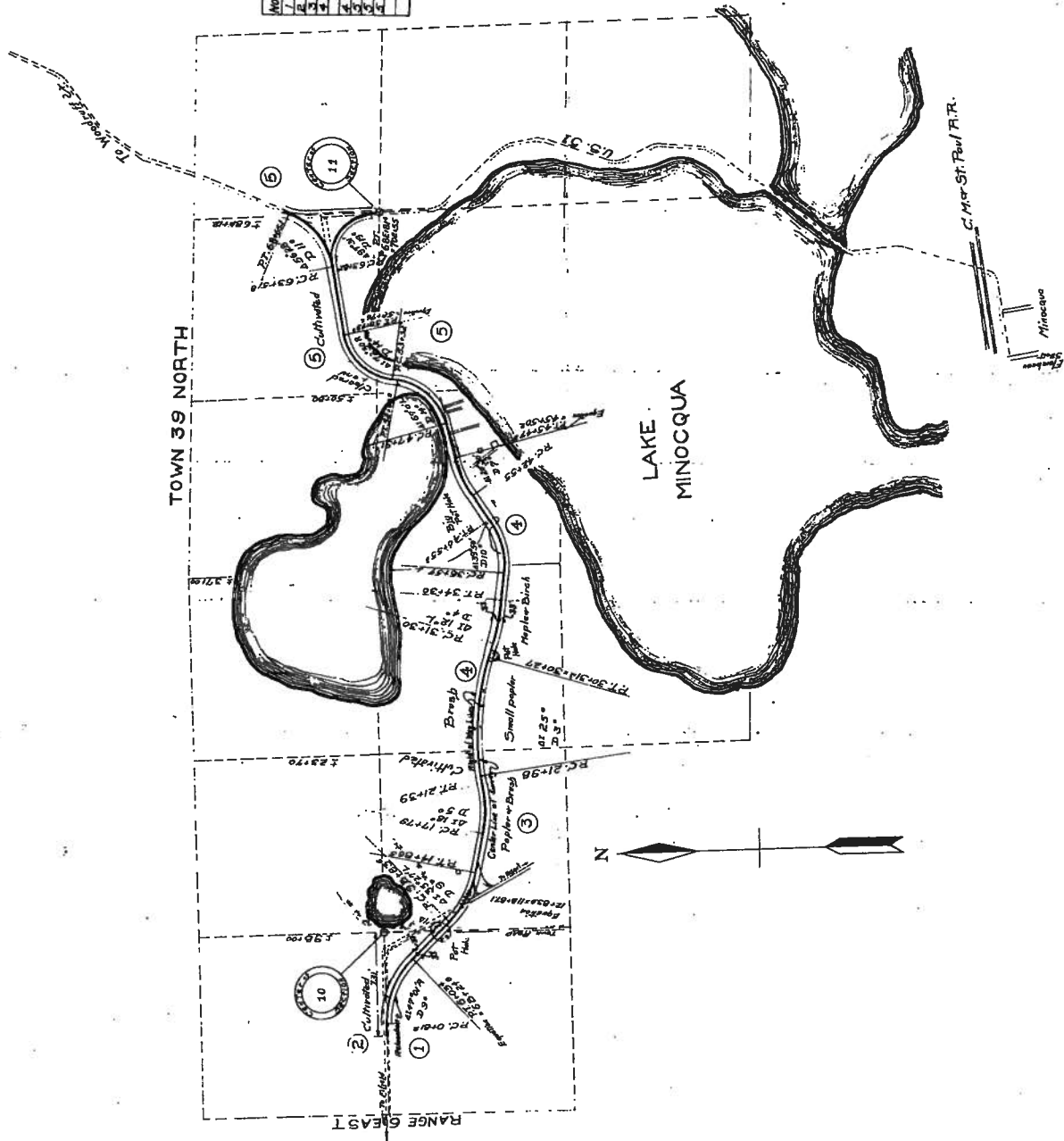
PLAT NO.	SECTION	RECORD	DATE
1752	3	1752	3

Owner's Name	Description	Acres	New Tr. of W
L. C. S. Gilman	2651st Sec 10	0.03	0.84
R. C. McVittin	2652nd Sec 10	0.03	0.84
3 B. B. B. B.	2653rd Sec 10	0.03	0.84
4 W. W. W. W.	2654th Sec 10	0.03	0.84
5 N. N. N. N.	2655th Sec 10	0.03	0.84
6 E. E. E. E.	2656th Sec 10	0.03	0.84
7 S. S. S. S.	2657th Sec 10	0.03	0.84
8 W. W. W. W.	2658th Sec 10	0.03	0.84
9 N. N. N. N.	2659th Sec 10	0.03	0.84
0 E. E. E. E.	2660th Sec 10	0.03	0.84
Totals		0.18	1.55

WIDTH OF RIGHT OF WAY - 66 FEET.

PLAT OF IMPROVEMENT
 PROPOSED OF HIGHWAY 70
 STATE TRUNK HIGHWAY 70
 FIFIELD WOODRUFF ROAD
 NEAR
 JCT. WITH U.S. HIGHWAY NO 51
 SHOWING
 NEW RIGHT OF WAY OR ENCROACHMENT

PLAT OF RIGHT OF WAY REQUIRED
 STATE AID PROJECT NO. 7752
 FIFIELD WOODRUFF ROAD
 ONEIDA COUNTY
 SCALE 1" = 400'



CONVEYANCE OF LANDS FOR HIGHWAY PURPOSES (Sec. 83.08)

1

It having been deemed necessary, for the proper improvement of a State Trunk Highway, to change or relocate a portion thereof through lands owned by B.N. Moran

in the Town of Minocqua, Oneida County, and a plat showing the existing location and the proposed change having been filed with the County Highway Committee and with the County Clerk of said County, by the State Highway Commission as required by Section 83.08; and the said County Highway Committee having dealt by contract with the owner of said lands;

KNOW ALL MEN BY THESE PRESENTS, That the said owner, for a valuable consideration, to-wit: the sum of One hundred Dollars (\$100) in hand paid, the receipt of which is hereby acknowledged B.N. Moran

do hereby grant and convey to Oneida County, Wisconsin, for highway purposes as long as so used, the lands of said owner necessary for said relocation, shown on the said plat and described as follows, to-wit:

A strip of land sixty-six (66) feet wide, the outside boundaries of which are thirty three (33) feet from and parallel to the center line of the Wisconsin Highway Commission survey across the northeast quarter (N.E. 1/4) of the southwest quarter (S.W. 2) of section 19, town thirty-nine (39) north, range six (6) east from station zero (0) to station nine "B" (9-B) of said survey. The said strip of land contains eighty-six one-hundredths (0.86) acres, more or less.

REGISTER'S OFFICE Oneida County, Wis. Received for Record the 12th day of June, A.D. 1929 at 205 and recorded in Vol. 305 page 561 James Verage Register

This conveyance shall be binding on the grantor, his heirs, executors, assigns and grantees, and the consideration hereinbefore named is acknowledged to be in full payment of all claims of whatsoever nature by the grantor arising through or by reason of the granting and conveying of the said lands.

And Mrs. Bertha Farrell being the owner and holder of a certain mortgage lien against said premises, do hereby join in and consent to said conveyance free of said lien.

WITNESS the hand and seal of the grantor and the person joining in and consenting to this conveyance this 18 day of May, 1929

In Presence of J. J. Baker

Mrs. B.N. Moran (SEAL) Lida A. Moran (SEAL) B.N. Moran (SEAL)

State of Wisconsin } ss. Oneida County

Personally came before me this 18 day of May, 1929, the above named Mr. B.N. Moran and wife Lida Moran and Mrs. Bertha Farrell to me known to be the persons who signed the foregoing instrument and acknowledged the same.

My commission expires June 12, 1927. [Signature] Notary Public

200702

37752

CONVEYANCE OF LANDS FOR HIGHWAY PURPOSES

(Sec. 83.08)

It having been deemed necessary, for the proper improvement of a State Trunk Highway, to change or relocate a portion thereof through lands owned by Gertrude Bolger

in the Town of Minocqua Oneida County, and a plat showing the existing location and the proposed change having been filed with the County Highway Committee and with the County Clerk of said County, by the State Highway Commission as required by Section 83.08; and the said County Highway Committee having dealt by contract with the owner of said lands;

KNOW ALL MEN BY THESE PRESENTS, That the said owner, for a valuable consideration, to-wit: the sum of Two Hundred and 00/100 Dollars (\$ 200.00) in hand paid, the receipt of which is hereby acknowledged

do hereby grant and convey to Oneida County, Wisconsin, for highway purposes as long as so used, the lands of said owner necessary for said relocation, shown on the said plat and described as follows, to-wit:

All land lying between two lines, one on either side, parallel to and thirty-three (33) feet from the center line of the Wisconsin Highway Commission survey, known as Division Job No. 7752, between stations 53 and 53 as shown on the above plat, and continuing the same width from station 53 to station 60 plus 50, thence widening to fifty (50) feet on either side of said center line to station 62, thence continuing at fifty (50) feet on either side to the intersection of U.S. Highway No. 51, as shown on the supplementary plat filed with the plat mentioned above. All on Government Lot two (2) and the Northwest quarter (N.W. 1/4) of the southeast quarter (S.E. 1/4) of section ten (10) and Government Lots two (2) and four (4) in section eleven (11) all in Town thirty nine (39) North of Range six (6) east. being approximately 1.7 acres. All present Right of Way vacated by this change to revert to the adjoining property.

This conveyance shall be binding on the grantor, his heirs, executors, assigns and grantees, and the consideration hereinbefore named is acknowledged to be in full payment of all claims of whatsoever nature by the grantor arising through or by reason of the granting and conveying of the said lands.

And being the owner and holder of certain None lien against said premises, do hereby join in and consent to said conveyance free of said lien.

WITNESS the hand and seal of the grantor and the person joining in and consenting to this conveyance, this 7th day of July, 1927.

In Presence of Gertrude Bolger (SEAL)

Berardette Bolger (SEAL)

REGISTER'S OFFICE Oneida County, Wis. (SEAL)

Received for Record the 12th day of June 1927 at 2:10 o'clock P.M. and recorded in Vol. 305 of Deeds on page 562

State of Wisconsin } ss. James V. Garage Register

Personally came before me this 9th day of July, 1927, the above named Gertrude Bolger

to me known to be the persons who signed the foregoing instrument and acknowledged the same.

My Commission expires July 14, 1933 Notary Public

