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RESOLUTION # 28-2012

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 Branham RD, and any excess lands be deeded to the adjoining landowners subject to easements where necessary to ensure access for all parties; and

WHEREAS, the fee to convey said land would be waived by the County, except for the recording fees of the recorded documents relative to such agreement, and the County will cooperate in finalizing the proposed agreement; and

WHEREAS, the Land Records Committee has reviewed the proposed agreement and agrees with its concept and recommends that the Committee be authorized to continue to negotiate and help facilitate the execution of an agreement that would be in the best interest of the County, and that final deeds or relative documents would be brought back to the County Board for final approval.

NOW, THEREFORE, BE IT RESOLVED, the County Board authorizes the Land Records Committee to continue negotiations of the above stated Branham Road right-of-way and access issue and to help finalize an agreement between the parties; and

BE IT FURTHER RESOLVED, that upon agreement of all parties, the County deeds to the Town the right-of-way and the adjoiners the excess lands and any easements necessary to provide access to all parties, and that the fees to convey any lands relative to this agreement will be waived except for the recording fees, and such deeds or documents be brought back to the County Board for final approval.

Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____

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

Approved by the Land Records Committee this 13th day of March, 2012.

Offered and passage moved by:

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

52 _____ Ayes

53

54 _____ Nays

55

56 _____ Absent

57

58 _____ Abstain

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60 _____ Adopted

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62 by the County Board of Supervisors this _____ day _____, 2012.

63

64 _____ Defeated

65

66

67 _____
Mary Bartelt, County Clerk

Ted Cushing, County Board Chair