

**254-12016**

**RESOLUTION: Convey Two Parcels of Highway Right-of-Way Located at the Intersections of STH 91 and STH 116 in Waukau to the Wisconsin Department of Transportation in Accordance with § 84.09(3)(b), Wis Stats, and Authorize the Appropriate County Officials to Sign the Quit Claim Deed**

**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

**WHEREAS**, in the 1920s Winnebago County purchased several parcels of property along the existing and future corridor of STH 116 for the purpose of realignment of the intersection with STH 91; and

**WHEREAS**, the purchase of these parcels was funded by the Wisconsin Department of Transportation (DOT). It was common at that time for the Wisconsin DOT to purchase right-of-way for highway projects through the counties that bordered the projects and for the properties to be “held in trust” for the State; and

**WHEREAS**, the Wisconsin DOT has statutory authority to require that counties convey these parcels “held in trust” back to the Wisconsin DOT upon the State’s request at no cost to the Wisconsin DOT; and

**WHEREAS**, the Wisconsin DOT has issued an order that Winnebago County process a conveyance of two parcels located near the intersection of STH 116 and STH 91. The two parcels together are approximately 1.4 acres in size.

**NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes the conveyance of two parcels of right-of-way located at the intersection of STH 116 and STH 91 back to the Wisconsin Department of Transportation.

**BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes County officials to sign a Quit Claim Deed and record the transaction in the Register of Deeds Office.

Respectfully submitted by:

HIGHWAY COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Mark L Harris  
Winnebago County Executive