

***RESOLUTION NO.: 49—2014-15***

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

***MAJORITY***

1 WE Energies is requesting an easement in support of the Fox Valley Technical College  
2 training facility located on airport property. The purpose of the easement is to install,  
3 operate, maintain, repair, replace and extend underground utility facilities, conduit cables,  
4 electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units,  
5 electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser  
6 equipment, terminals and markers, together with all necessary and appurtenant equipment  
7 under and above ground as deemed necessary by Grantee, all to transmit electric energy,  
8 signals, television and telecommunication services, including the customary growth and  
9 replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so  
10 as not to interfere with Grantee's use of the easement area.

11  
12 NOW THEREFORE, the undersigned members of the Property, Airport, Recreation and  
13 Economic Development Committee recommend adoption of the following resolution.

14 BE IT RESOLVED, that the Outagamie County Board of Supervisors does authorize granting  
15 WE Energies a permanent easement on parcel 110123700 to install, operate, maintain, repair, replace  
16 and extend underground utility facilities, conduit cables, electric pad-mounted transformers, manhole,  
17 electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs,  
18 power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant  
19 equipment under and above ground as noted on the attached easement and map, which by reference are  
20 made a part hereof, and

21 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy  
22 of this resolution to the Outagamie County Airport Director and WE Energies.

23 Dated this \_\_\_\_ day of October, 2014

24  
25 Respectfully Submitted,  
26 PROPERTY, AIRPORT, RECREATION &  
27 ECONOMIC DEVELOPMENT COMMITTEE  
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Dean Culbertson

\_\_\_\_\_  
Joy Hagen

\_\_\_\_\_  
Tanya Rabec

\_\_\_\_\_  
Dan Grady

\_\_\_\_\_  
Ronald Klemp

Duly and officially adopted by the County Board on: \_\_\_\_\_

Signed: \_\_\_\_\_  
Board Chairperson County Clerk

Approved: \_\_\_\_\_ Vetoed: \_\_\_\_\_

Signed: \_\_\_\_\_  
County Executive

DISTRIBUTION EASEMENT  
UNDERGROUND

Document Number

WR NO. 3641838

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **Outagamie County, a Municipal Corporation**, hereinafter referred to as "Grantor", owner of land, hereby grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within, beneath, over and across a part of Grantor's land hereinafter referred to as "easement area".

The easement area is described as strips of land 12 feet in width being part of Grantor's premises being part of the **Southeast 1/4 of the Southwest 1/4 of Section 36, Township 21 North, Range 16 East, Town of Greenville, Outagamie County, Wisconsin**, being more particularly described in that certain Trustee's Deed recorded in the Register of Deeds office for Outagamie County as **Document No. 1456443**.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

110123700  
(Parcel Identification Number)

1. **Purpose:** The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy, signals, television and telecommunication services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to Grantee's facilities as to create a violation of all applicable State of Wisconsin electric codes or any amendments thereto.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

Grantor:

Outagamie County, a Municipal Corporation

By \_\_\_\_\_

(Print name and title): \_\_\_\_\_

By \_\_\_\_\_

(Print name and title): \_\_\_\_\_

Personally came before me in \_\_\_\_\_ County, Wisconsin on \_\_\_\_\_, 2014,  
the above named \_\_\_\_\_, the \_\_\_\_\_  
and \_\_\_\_\_, the \_\_\_\_\_

of the Outagamie County, a Municipal Corporation, for the municipal corporation, by its authority, and pursuant to Resolution  
File

No. \_\_\_\_\_ adopted by its \_\_\_\_\_ on \_\_\_\_\_.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

(NOTARY STAMP/SEAL)

My commission expires \_\_\_\_\_

This instrument was drafted by Debra Zimmermann on behalf of Wisconsin Electric Power Company, PO Box 2046,  
Milwaukee, Wisconsin 53201-2046.

# Temporary Exhibit A

**we energies** 

ELEC WR **WI 3641838**  
GAS WR

WIRE KEY:  
F17: 3 #2 Al 15 KV  
F16: 1 #2 Al 15 KV  
\$8: 350 QXR



MANUFACTURER: \_\_\_\_\_  
 KVA: \_\_\_\_\_  
 VOLTAGE: \_\_\_\_\_  
 LOCATION ID: \_\_\_\_\_  
 PHASE: \_\_\_\_\_  
 FLUID TYPE: \_\_\_\_\_  
 DESIGN IZ: \_\_\_\_\_  
 SERIAL: \_\_\_\_\_  
 MATERIAL #: \_\_\_\_\_

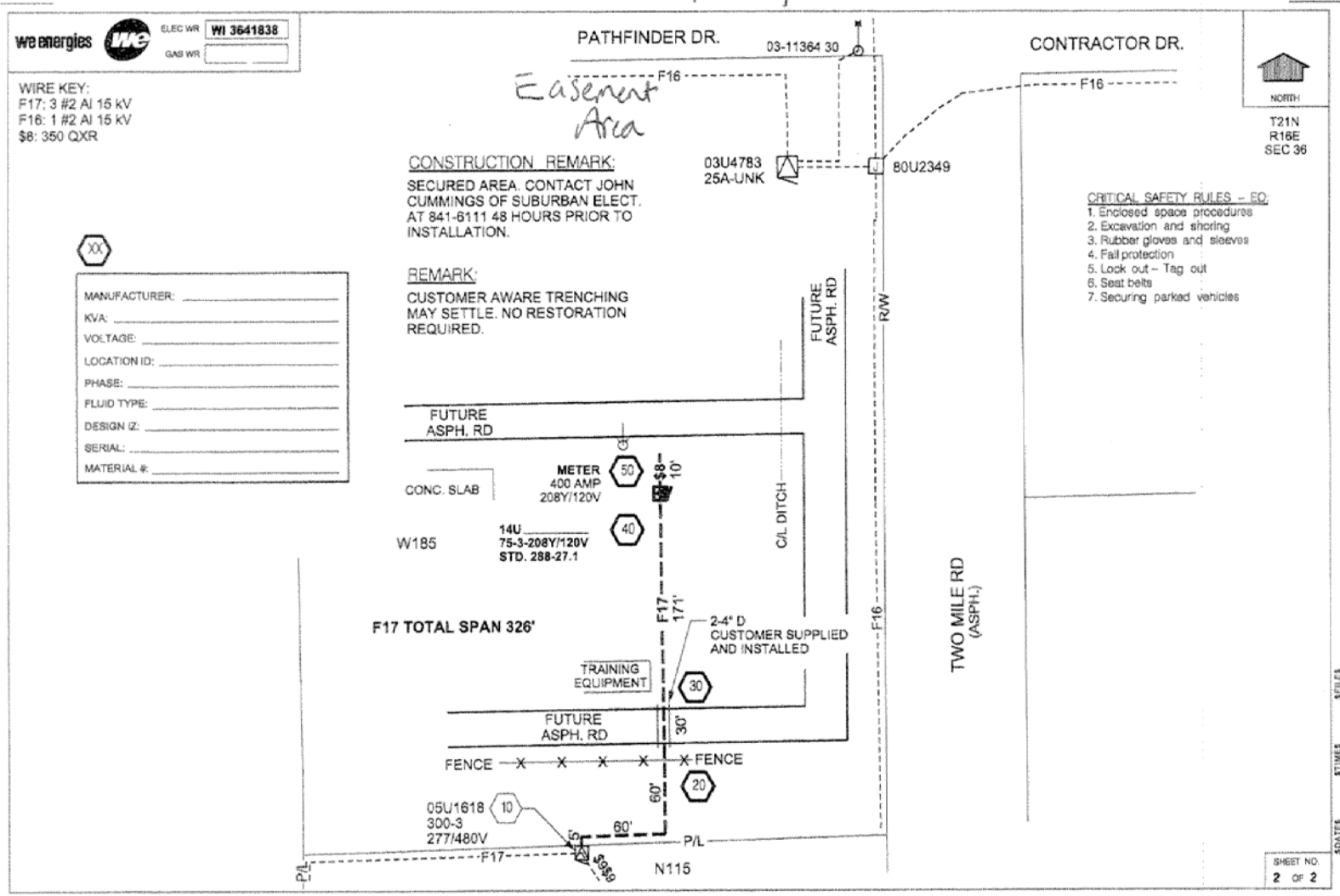
**CONSTRUCTION REMARK:**  
SECURED AREA. CONTACT JOHN CUMMINGS OF SUBURBAN ELECT. AT 841-6111 48 HOURS PRIOR TO INSTALLATION.

**REMARK:**  
CUSTOMER AWARE TRENCHING MAY SETTLE. NO RESTORATION REQUIRED.

- CRITICAL SAFETY RULES - EQ:**
1. Enclosed space procedures
  2. Excavation and shoring
  3. Rubber gloves and sleeves
  4. Fall protection
  5. Lock out - Tag out
  6. Seat belts
  7. Securing parked vehicles



NORTH  
T21N  
R18E  
SEC 36



STATES  
F16  
F17

SHEET NO.  
**2** OF **2**