

RESOLUTION NO.: 153—2017-18

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 We Energies is requesting an easement in order to construct, install, operate, maintain, repair,
2 replace and extend underground utility facilities, conduit and cables, electric pad-mounted
3 transformers, manhole, electric pad-mounted switch-fuse units, together with all necessary
4 and appurtenant equipment under and above ground as deemed necessary by Grantee, all to
5 transmit electric energy, signals, television and telecommunication services, including the
6 customary growth and replacement thereof. Trees, bushes, branches and roots may be
7 trimmed or removed so as not to interfere with Grantee's use of the easement area.
8

9 NOW THEREFORE, the undersigned members of the Property, Airport, Recreation and
10 Economic Development Committee recommend adoption of the following resolution.

11 BE IT RESOLVED that the Outagamie County Board of Supervisors does authorize granting
12 We Energies an easement for the area described as strips of land twelve (12) feet in width of Grantor's
13 land located in the South ½ of Section 26, Township 21 North, Range 16 East, Town of Greenville,
14 Outagamie County, Wisconsin, said land being described as Parcel Identification Numbers 110093200
15 and 110093300 being more particularly described in that certain Warranty Deed as recorded in the office
16 of the Register of Deeds in and for Outagamie County as Document No. 558122; Parcel Identification
17 Number 110093500 being more particularly described in that certain Warranty Deed as recorded in the
18 aforesaid office of the Register of Deeds as Document No. 559232; Parcel Identification Number
19 110093800 being more particularly described in that certain Warranty Deed as recorded in the aforesaid
20 office of the Register of Deeds as Document No. 557806, as noted on the attached drawings, and the
21 Distribution Easement Underground WR NO. 4163020, which by reference are made a part hereof, and

22 BE IT FINALLY RESOLVED that the Outagamie County Clerk be directed to forward a copy
23 of this resolution to the Outagamie County Airport Director, and We Energies, Property Rights and
24 Information Group, 231 W. Michigan Street, Room A252, PO Box 2046, Milwaukee, WI 53201-2046.

25 Dated this ____ day of March 2018

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16

17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

Respectfully Submitted,

PROPERTY, AIRPORT, RECREATION &
ECONOMIC DEVELOPMENT COMMITTEE

Dean Culbertson

Joy Hagen

Ron Klemp

Jason Wegand

Tony Krueger

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. 4163020 IO NO. 5469

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 Twelve (12) Feet in width of Grantor's land located in the South 1/2 of Section 26, Township 21 North, Range 16 East, Town of Greenville, Outagamie County, Wisconsin**; said land being described as follows:

Parcel Identification Numbers 110093200 and 110093300 being more particularly described in that certain **Warranty Deed** as recorded in the office of the Register of Deeds in and for Outagamie County as **Document No. 558122**;

Parcel Identification Number 110093500 being more particularly described in that certain **Warranty Deed** as recorded in the aforesaid office of the Register of Deeds as **Document No. 559232**; and

Parcel Identification Number 110093800 being more particularly described in that certain **Warranty Deed** as recorded in the aforesaid office of the Register of Deeds as **Document No. 557806**.

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.

1. **Purpose:** The purpose of this easement is to construct, 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 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.

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

110093200, 110093300,
110093500, 110093800
(Parcel Identification Number)

- 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.
- 8. **Easement Review:** Grantor acknowledges receipt of materials which describe Grantor's rights and options in the easement negotiation process and furthermore acknowledges that Grantor has had at least 5 days to review this easement document or voluntarily waives the five day review period.

Grantor:

OUTAGAMIE COUNTY, a municipal corporation

By _____

(Print name and title): _____

By _____

(Print name and title): _____

Personally came before me in _____ County, Wisconsin on _____, 2018,
 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 _____, 2018.

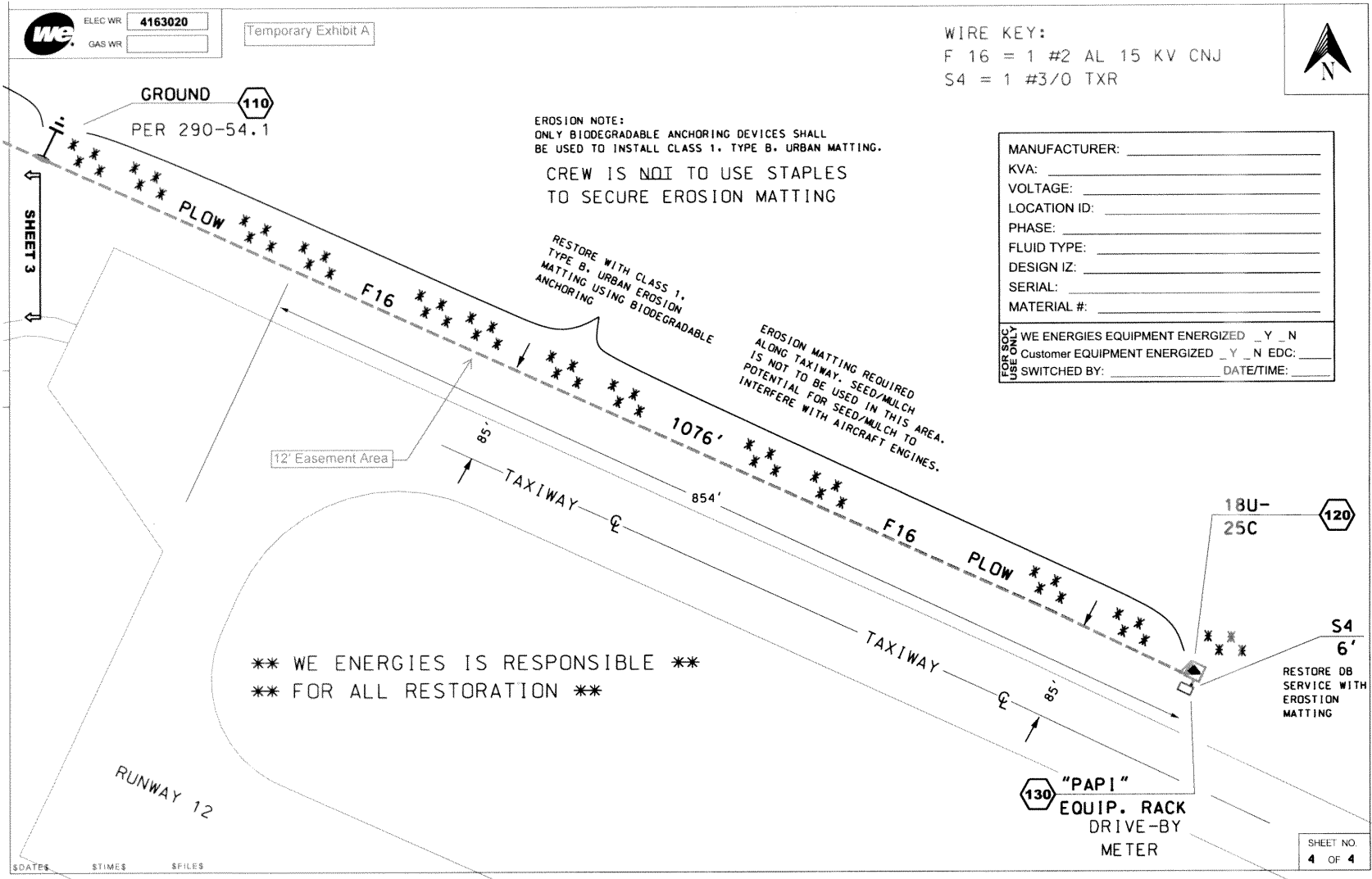
Notary Public Signature, State of Wisconsin

Notary Public Name (Typed or Printed)

(NOTARY STAMP/SEAL)

My commission expires _____

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



ME ELEC WR 4163020
GAS WR

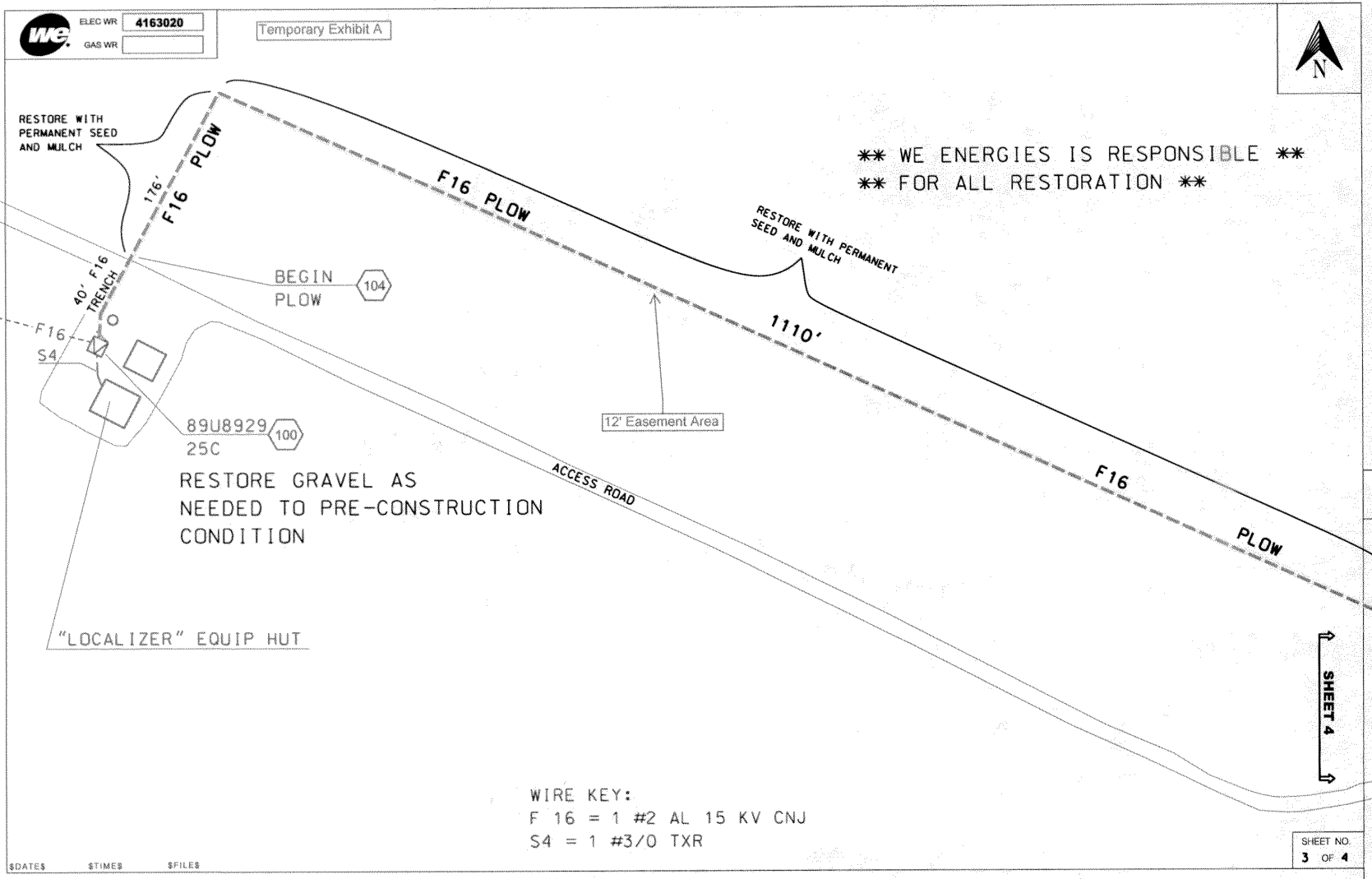
Temporary Exhibit A

WIRE KEY:
F 16 = 1 #2 AL 15 KV CNJ
S4 = 1 #3/0 TRX

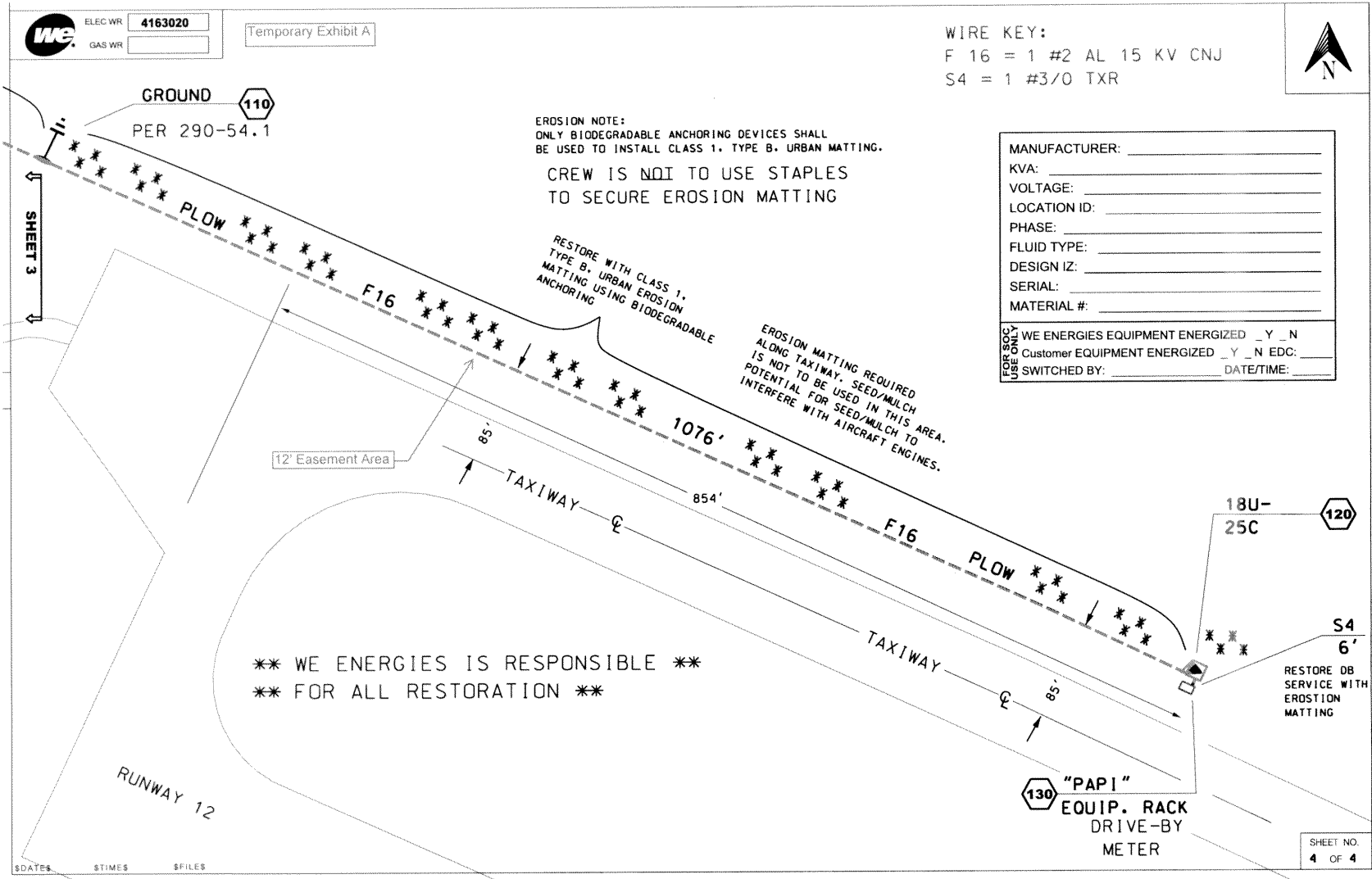


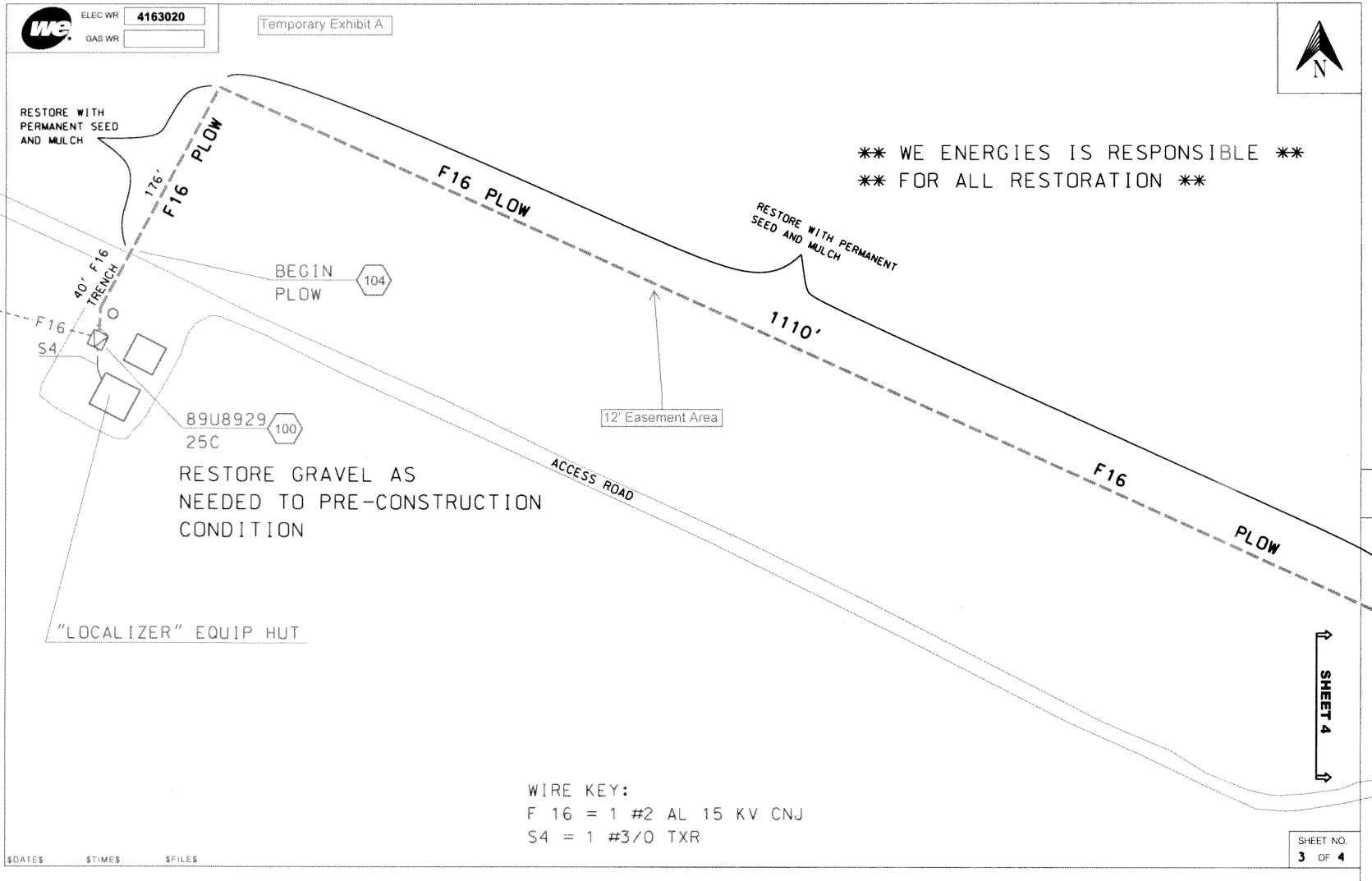
MANUFACTURER:	_____
KVA:	_____
VOLTAGE:	_____
LOCATION ID:	_____
PHASE:	_____
FLUID TYPE:	_____
DESIGN IZ:	_____
SERIAL:	_____
MATERIAL #:	_____
FOR SC ONLY USE ONLY	WE ENERGIES EQUIPMENT ENERGIZED _Y_ _N
	Customer EQUIPMENT ENERGIZED _Y_ _N EDC: _____
	SWITCHED BY: _____ DATE/TIME: _____

SHEET NO. 4 OF 4



\$DATES \$TIMES \$FILES





** WE ENERGIES IS RESPONSIBLE **
** FOR ALL RESTORATION **