

SHEBOYGAN COUNTY RESOLUTION NO. 16 (2019/20)

Re: Transfer of Interest in Remnant Parcel to Petrie Pubs, LLC

WHEREAS, a 0.18-acre triangular piece of property exists in the Village of Elkhart Lake identified as *Parcel "A"* on the Plat of Survey on file with the County Clerk ("the Property"), and which does not have a tax ID number and is not on the tax roll, and

WHEREAS, after an exhaustive search, including title searches by two title companies and review by the Sheboygan County Transportation Department, Register of Deeds, Treasurer, and Real Property Listing Department, an owner cannot be identified, and

WHEREAS, it is believed that the current configuration of the Property in relation to the adjoining 0.30-acre lot commonly known as 191 South Lincoln Street, Elkhart Lake, Wisconsin ("the Main Parcel") has existed since the early 1900s, and

WHEREAS, the Property and Main Parcel have been used as a restaurant for many years, and the Main Parcel lot line intersects the long-standing restaurant structure, and

WHEREAS, neither the title searches nor the search of County records suggest that the County owns the Property, but to remedy the question of ownership, the owner of the Main Parcel has requested the County execute a Quit Claim Deed transferring its interest in the Property, if any, to Petrie Pubs, LLC, and

WHEREAS, the Property is not needed for County purposes now and is not likely to be in the foreseeable future, and it is in the public interest to transfer the County's interest in the remnant parcel, if any, so that it can be returned to the tax roll, and

WHEREAS, the remnant parcel is described as:

A part of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section 29, Township 16 North, Range 21 East, Village of Elkhart Lake, Sheboygan County, Wisconsin containing 7966 square feet (0.18 acres) of land and being described by:

Commencing at the North Quarter Corner of said Section 29; thence S00°-22'-14"E along the East line of the NW1/4 of said Section 29 a distance of 1078.29 feet to the Northerly line of the Wisconsin and Southern Railroad Right of Way; thence N55°-09'-21"W along said Northerly line 570.29 feet to the point of beginning; thence continuing N55°-09'-21"W along said Northerly line 232.58 feet to the Southeast Corner of Lot 7, Block 2, of Osthoff Addition; thence N00°-17'-48"E 133.29 feet to the Northeast Corner of said Lot 7; thence S89°-09'-08"E 4.60 feet to the Southwesterly line of the S.T.H. "67" Right of Way; thence Southeasterly 254.74 feet along said Southwesterly line and the arc of curve to left, having a radius of 319.48 feet, and a chord of which bears S32°-16'-54"E 248.04 feet; thence S55°-07'-27"E along said Southwesterly line 75.82 feet; thence S34°-50'-39"W 15.90 feet to the point of beginning; being subject to any and all easements and restrictions of record.

and

NOW, THEREFORE, BE IT RESOLVED that the County Board Chairperson and County Clerk are authorized to execute a Quit Claim Deed transferring the County's interest in the Property, if any, to Petrie Pubs, LLC.

Respectfully submitted this 22nd day of October, 2019.

TRANSPORTATION COMMITTEE

Roger Te Stroete

Roger Te Stroete, Chairperson

James P. Glavan

James P. Glavan, Vice-Chairperson

Al Bosman

Al Bosman, Secretary

Curt A. Brauer

Jacqueline Veldman

Jacqueline Veldman

Adopted 11/05/2019