RESOLUTION 42-10

To Acquire Gifted Lands for Use as a Boat Landing on White Ash Lake

THE HONORABLE SUPERVISORS OF THE POLK COUNTY BOARD:

¶ 1 WHEREAS, pursuant to the Wisconsin Constitution, Article XI, Section 3a and Wisconsin Statute Sections, 59.01 and 59.52(6), the Polk County Board of Supervisors is authorized to acquire by donation on behalf of Polk County real property for public use and recreation;

¶ 2 WHEREAS, Kelly J. Curtis and Wayne Whitwam have offered to give Polk County land located on the northern shore of White Ash Lake in Section 35, Town 35 North, Range 16 West in the Town of Georgetown Polk County, Wisconsin and said lands are currently used as a public access boat landing; and

¶ 3 WHEREAS the offered gift is made on the condition that the County continue to use the lands as a public access boat landing; and

¶ 4 WHEREAS, the Polk County Property, Forestry and Recreation Committee recommends that the Polk County Board of Supervisors accept the donation of the lands for the specific purpose of public boat landing; and

¶ 5 WHEREAS, Article XI, section 3a, of the Wisconsin Constitution and Section 66.1025 restrict the manner in which a county may use or transfer public lands that have been acquired by gift or dedication on the condition that the lands be devoted to a specific purpose.

¶ 6 NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors accepts the offered donation of Kelly J. Curtis and Wayne of lands located on the north shore of White Ash Lake in Section 35, Town 35 North, Range 16 West in the Town of Georgetown Polk County, Wisconsin, and authorizes the acquisition of such lands with the condition that the same be used for the specific purpose of a public access boat landing.

¶ 7 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs that the County Surveyor draft a certified survey map, in recordable format, that shall contain the legal description of the land acquired by donation.

¶ 8 BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs the Office of Corporation Counsel to draft the appropriate deed which shall attach and incorporate a certified copy of this resolution and be signed by Kelly J. Curtis and Wayne Whitwam.

RESOLUTION 42-10
To Acquire Gifted Lands for Use as a Boat Landing on White Ash Lake

Funding Amount: Not Applicable
Funding Source: Not Applicable
Date Finance Committee Advised: Not Applicable
Finance Committee Recommendation: Not Applicable
Effective Date: Upon Passage.
Approved as to form: _____
Jeffrey B. Fuge, Corporation Counsel
Dated Submitted to County Board: July 20, 2010
County Board Action: _____

Submitted and Sponsored By the Polk County Property, Forestry and Recreation Committee:

_____ _____

_____ _____

_____ _____

This Resolution was enacted by the Polk County Board of Supervisors by a vote of Unanimous voice vote
_____ for and _____ against on the 20th day of July 2010.

_____ Dated: _____
William Johnson, IV
Polk County Board Chairperson

Attest: _____ Dated: _____
Carole Wondra, County Clerk

STATE OF WISCONSIN)
) SS
COUNTY OF POLK)

I, Carole T. Wondra, Clerk for Polk County, do hereby certify that the attached is a true and correct copy of Resolution No. 42-10 that was adopted by the Polk County Board of Supervisors on July 20, 2010.

Carole T. Wondra 7-26-10
Carole T. Wondra
Polk County Clerk
Date