

ROADS



RECORDS - TYPES - NAMES - DOCS

DISCLAIMER

I am not an attorney! I am speaking from my years of experience in land surveying, my interpretations of written law, interpretations of attorneys and others relative to my work as the Dane County Surveyor. For legal advice, please contact your legal counsel.

Important information for Town Clerks

- Any discontinuance or vacation of public streets, ways or alleys must be done by resolution. These resolutions need to be recorded in the Register of Deeds office to be recognized by Dane County parcel mapping and tax systems.
- Any change in road name or new road name must be approved by Dane County Planning & Development per chapter 6 of Dane County Ordinance (DCO). The road name application form may be found on the Dane County Surveyor's website: <http://www.countyofdane.com/PLANDEV/records/surveyor.aspx> in the links at the bottom of the page. A resolution of road name change may also be required if changing an existing road name. A sample resolution may be found in the links on the Surveyor's page as well as any other documents potentially affecting title such as easements, reservations of lands. Deed restrictions should also be recorded in Register of Deeds office.
- Many farm drives were taken on as Town Roads in the 1950's "Milk to Market" initiative. Some of these roads are not officially named but have "locally known as" names for reference in agreements with WISDOT with local road maintenance.
- If a second residence is added the road must be officially named and addresses updated. Often the un-official name conflicts with other roads. A new road name will need to be approved by the County Surveyor but may be accepted and recorded as part of a certified Survey Map (CSM) or subdivision plat in lieu of a resolution.
- In the Dane County Surveyor's records are the original highway orders of each Town.
- When questions of right-of-way width or right-of-way location arise, these records are very helpful. For information, please contact the Dane County Surveyor.
- New roads or extensions of existing roads are typically accepted by Towns through the land division process as dedications on CSM's or subdivision plats. Some town roads are dedications of land as aforementioned, but many are by public easement. There are subtle differences in rights of Towns and landowners in easement or dedication/fee simple right-of-way, if issues arise you will want to discuss with legal counsel. For questions or further information regarding the issues on this page, please contact Jarod Alvarez, Dane County Surveyor at 608-266-4252 or Alvarez.Jarod@DaneCounty.gov.

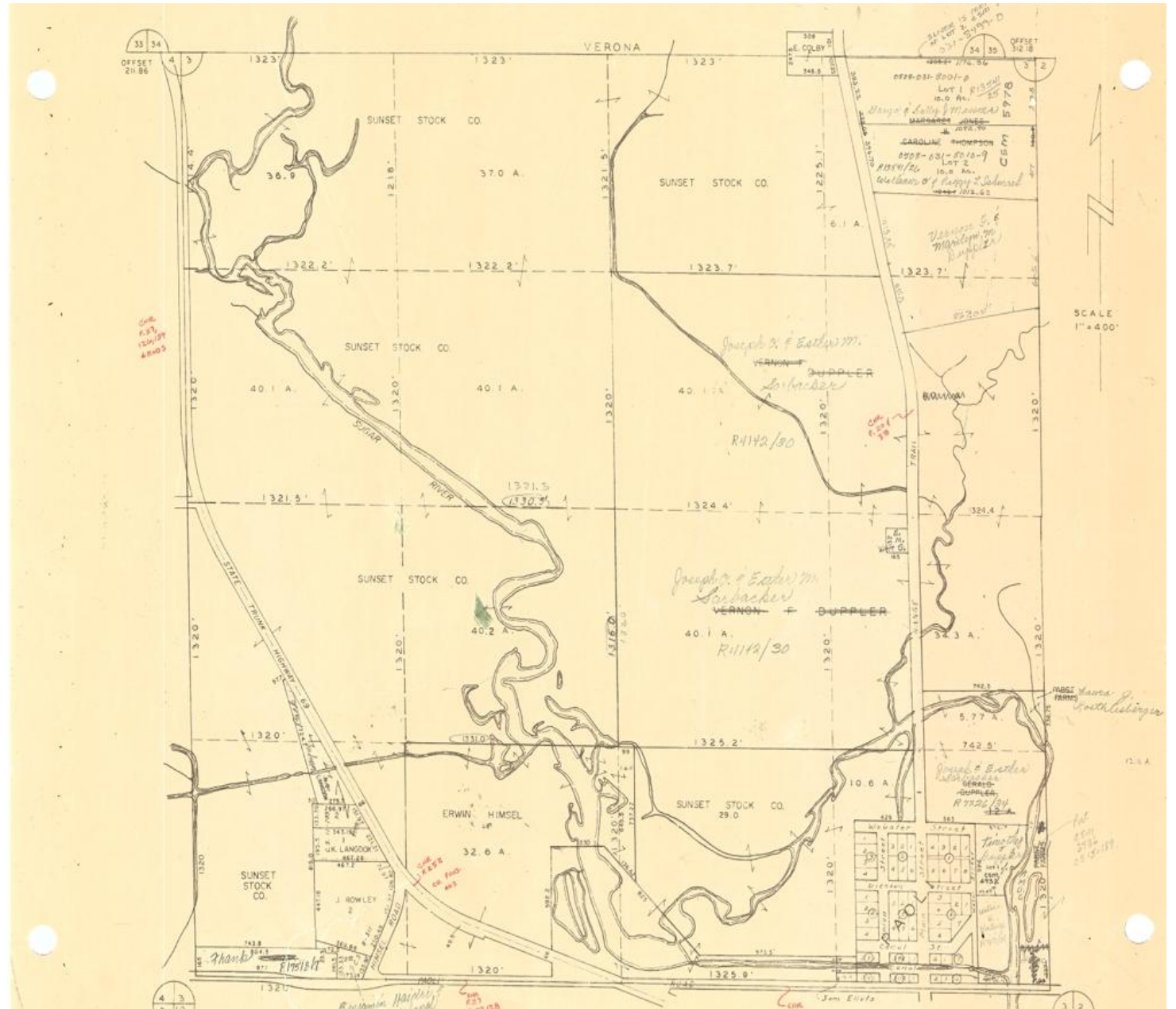
ROAD INFORMATION FOR CITIES AND VILLAGES

- Cities and villages have their own road naming authority; however, we ask that you use the Master Street Name index on Access Dane to ensure that you do not duplicate or use very similar road names near one another or duplicate a name outside of, but nearby your jurisdiction. This can be imperative in the delivery of emergency services.
- When discontinuing, vacating, or re-naming roads within a city or village, resolutions of said action should be recorded in the Dane County Register of Deeds office, so that we may update maps, parcels and addresses.

How does a road become a road and what is the difference?

- Common use and maintenance over time. (public road easement)
- Application by freeholders and a town approved highway order. (typically public road easement)
- Dedication. (held in public trust for specific purpose)
- Fee simple. (transferred to and owned by municipality)

- Paoli roads are platted
- HWY 69, partial county project, remainder, no order.
- Himself Rd, no order
- Paoli Rd 3 rods by order



Highway orders Montrose Section 3, pages 20 and 38 for RANGE TRAIL.

15 Survey & Plot of a Road

At a meeting of the Supervisors of the Town of Montrose all the said Supervisors having been duly notified to attend the said meeting for the purpose of deliberating upon the subject of this order, do hereby order and determine by the said Supervisors that a highway be laid out in said Town of the width of four rods and the said Supervisors have caused a survey thereof to be made as follows. The center line of the said highway is to commence at a point in the center of the road on the East line of Sec No 34 + 1 chain 85 links south of a yellow oak tree standing at the South end of the bridge and running from thence N 89 1/4 W 1/2 chain 110 links to a tree 6 inches in diameter and 7 1/2 links from and bearing South easterly 8 inches in diameter and one 35 links bearing Northwesterly 8 inches in diameter thence N 81 1/4 W 23 ch 20 links to a post bearing from a blaze tree 3 inches in diameter N 82 W 96 li and one 4 inches in diameter bearing N 77 1/2 W 2 chain 10 links thence South 85 W 19 chain to a post bearing from a tree 8 inches in diameter S 49 W 54 links and one 4 inches in diameter from North 60 1/4 E 281 E thence N 69 1/4 W 01 chain to the termination of said road on the 2nd and Madison road on the West half of the South East quarter of Sec No 3 the said courses and distances are the center of the Road Variation of the Magnetic Needle 8 degrees East

Given under our hands this 13th day of Jan 1856

Dated Montrose Dane Co Wis

W. W. Morghley } Supervisor
A. C. Bowler

The Town
This day
of the Town
road to
road on the
center of
of the bridge
chain 85
links from
and diameter
bearing
96 links
W 2 chain
a post
S 49 W
281 E
of said
West half
The said
Variation
Given in

M. W.
A. C. B.

Sec

Plot
Iron

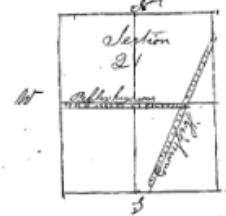
51

Survey of a Road in Dane Co Wis

See the Supervisors of the town of Montrose do report that in pursuance of a petition of sundry freeholders of said town of Montrose have viewed and laid out and do hereby establish and return for public use the following highway to wit

Beginning at a point two rods north of west quarter stake of Section Twenty one (21) running East eighty rods parallel with the East & West quarter line of said Section thence directly East on the said quarter line to the center of road leading from Matts mile by to & Harmons and H. C. Storrs to the West Branch of Sugar river the said road is to be three rods wide whole distance 293 Rods & Links more or less

A plat thereof is hereto annexed



Variation of the Magnetic Needle 7 1/2 W. Witness our hands this 27th day of March A D 1857

Peter W. Matts &
V. C. Parkhurst } Super
John Webb

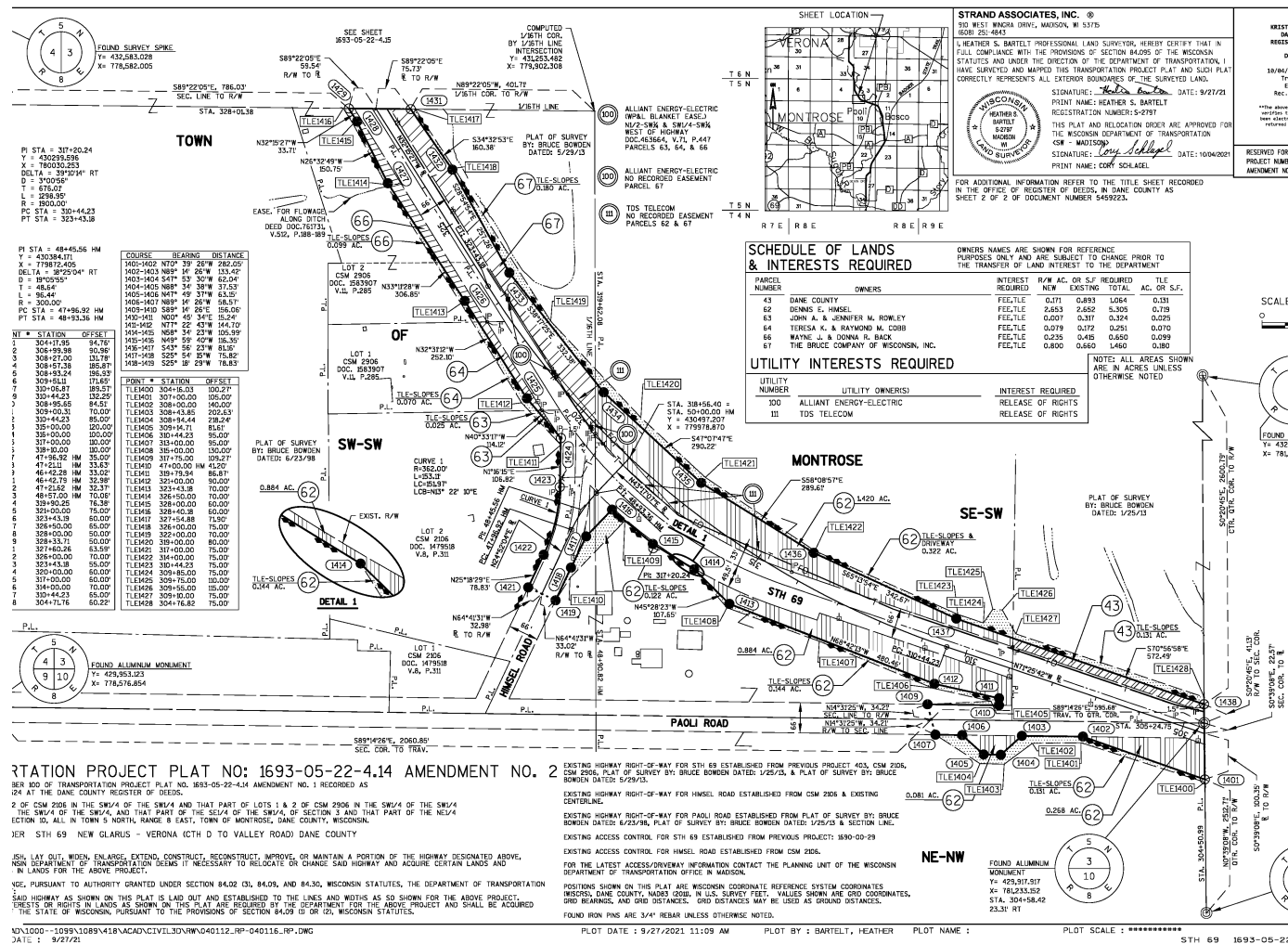
I do hereby certify that the bearings and distances of the above described road are correct to the best of my knowledge

H. M. Matts
Surveyor

Recorded the above described road in the town clerk's office this 11th day of April A D 1857

John Woodworth
town clerk of Montrose

HWY 69 now purchased fee simple by DOT.



“Jeglum Ln” is not labelled.

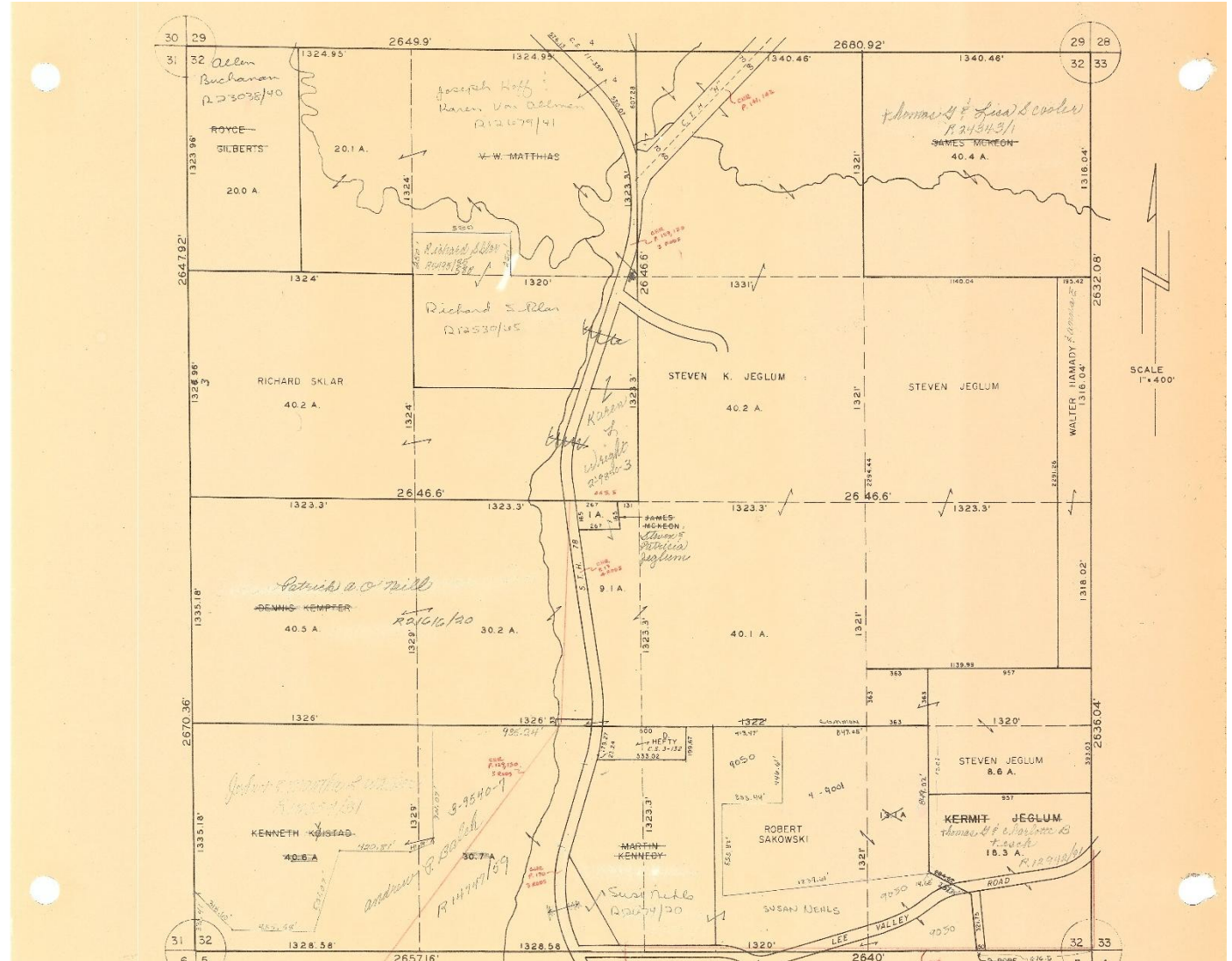
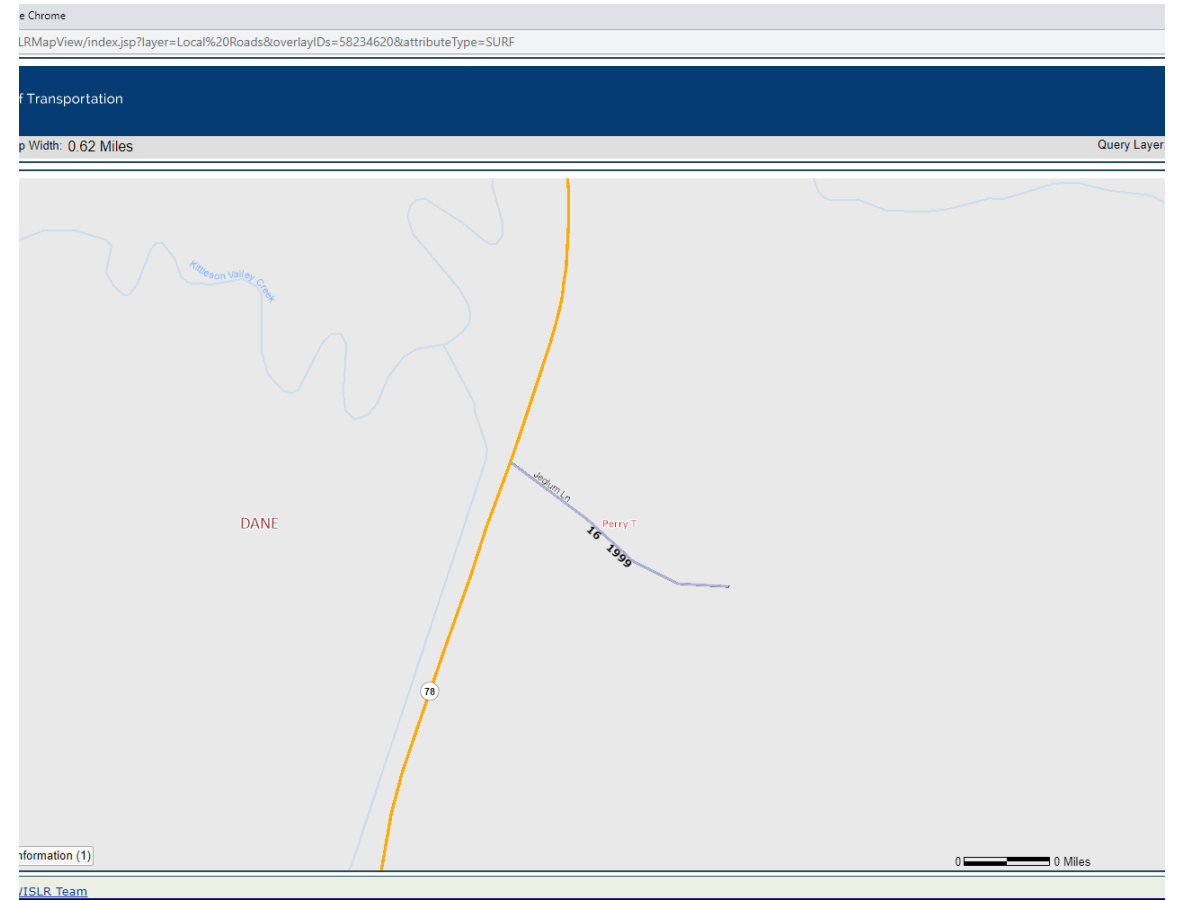


Image per WISLR

“Jeglum Lane” is a, locally known as name, for use of tracking for maintenance funds from DOT. It is not an officially named road per Chapter 76, DCO. It is a single service road. The address of the farm is a HWY 78 address.



Dedication to the Public for road purposes. Typically done by CSM or Plat. If the town were to deem the road unnecessary, and discontinue the r/w, the lands revert to the adjoining lands they were dedicated from. It is not transferrable land like fee simple deeded r/w.

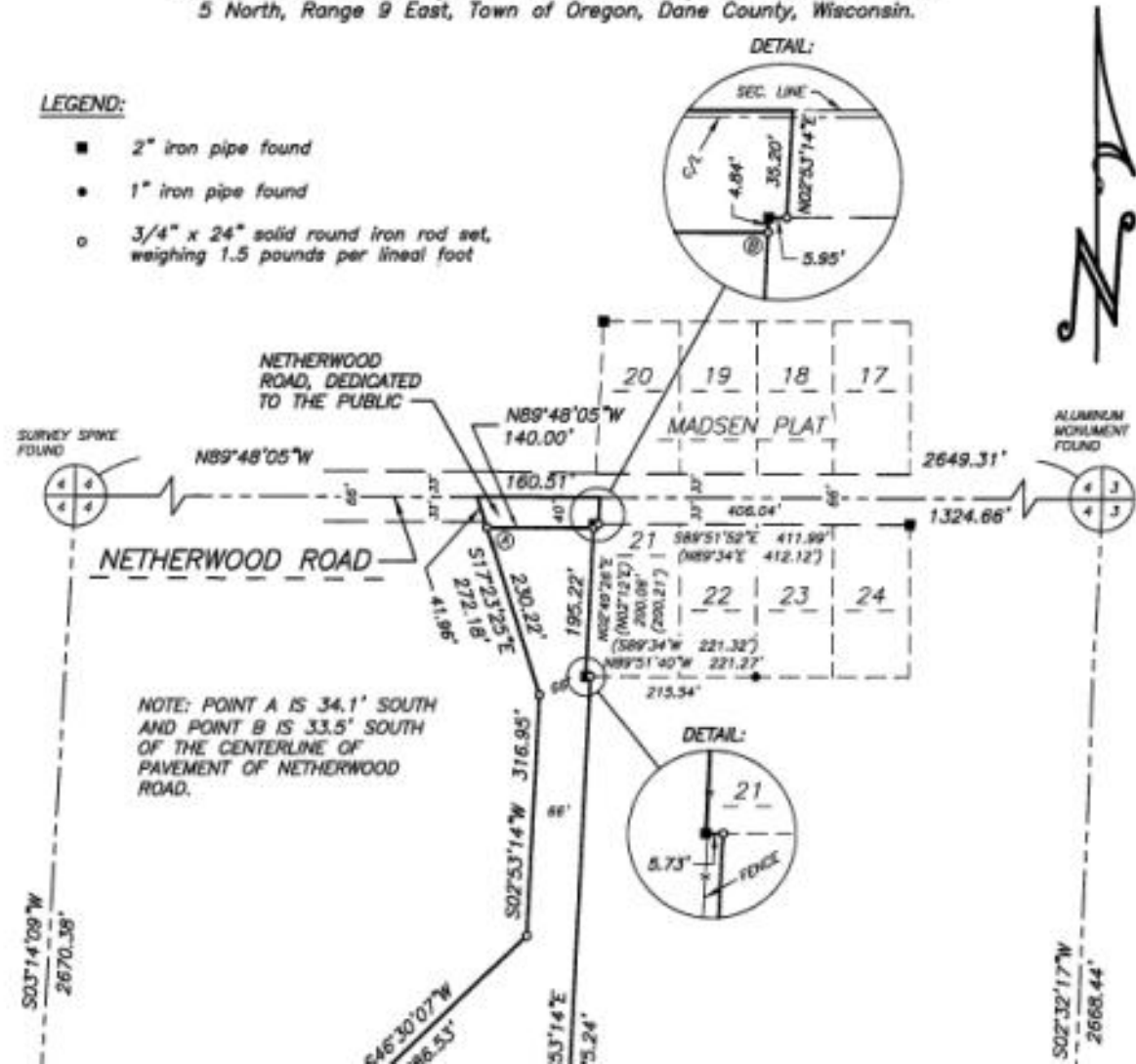
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CERTIFIED SURVEY MAP No. 16009

Part of the Northwest 1/4 of the Southeast 1/4 of Section 4, Town 5 North, Range 9 East, Town of Oregon, Dane County, Wisconsin.

LEGEND:

- 2" iron pipe found
- 1" iron pipe found
- 3/4" x 24" solid round iron rod set, weighing 1.5 pounds per lineal foot



Road dedications must be accepted by the local municipality, typically noted in the land division approval certificate. By accepting the dedication, the name as shown on the map is also being accepted; however, road names need to be approved. If done by CSM or Plat, I am typically checking the road name at that time, but for county duplication and compliance only.

If a name needs to be changed, the name must be approved and a resolution recorded in the county registry.

These documents along with others can be found as links at the bottom of the Dane County Surveyors webpage.

<https://plandev.countyofdane.com/Land-Records/County-Surveyor>



Dane County Planning & Development
Division of Zoning

APPLICATION FOR ROAD NAME

Town: _____ Date: _____

Location: _____ ¼, _____ ¼ ¼, Section _____, T _____ N, R _____ E

Contact Person: _____ Phone: _____

Address: _____

Request for Name: _____ (Rd., St., Ave., Ln., Ct., etc.)

1. Direction: _____ Name: _____ Type: _____

2. Direction: _____ Name: _____ Type: _____

3. Direction: _____ Name: _____ Type: _____

FOR OFFICE USE ONLY

Road Name As Approved: _____

Direction: _____ Name: _____ Type: _____

Request Approved By: _____ Date: _____

Comments: _____

RESOLUTION

Regarding Road Right of Way

Use black ink

At the (City / Village / Town) of _____
official meeting held on _____, the following

resolution was adopted concerning land in Dane County described as:
(Give the legal description of the affected property or, if attached, say "see attached.")

Recording area

Name and return address:

PARCEL IDENTIFICATION NUMBER*
(*Not required for road right of ways)

Signature of City/Village/Town official

Date

A copy of the resolution is attached.

Name printed

Title

STATE OF WISCONSIN, County of _____

Subscribed and sworn to before me on _____ by the above named person(s).

This document was drafted by:
(print or type name below)

Signature of notary or other person
authorized to administer an
oath
(as per s. 706.06, 706.07)

Names of persons signing in any
capacity must be typed or printed
below their signature.
DCROD 3/1/2002

Print or type name:

Title _____ Date commission expires: _____

If there are any questions pertaining to road right-of-way, please feel free to contact me.

Jarod Alvarez, PLS
Dane County Surveyor
608-266-4252
Alvarez.Jarod@danecounty.gov