

# CERTIFICATE OF RIGHT OF WAY

(Excludes railroad interests)

RE1899 03/22/2019 (Replaces RE5005)

Wisconsin Department of Transportation

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To: <b>Director, Bureau of Technical Services – Real Estate</b> <b>Hill Farms Bldg/Rm 501 - Madison</b>		From: <b>SE Region; Technical Svcs</b>	Date: <b>01/06/2020</b>
Construction project number 2440-09-70	Federal aid project number	R/W project number 2440-09-20	
Highway STH 20	Letting date <b>January 12, 2021</b>		
Title and limits Washington Avenue, City of Racine, Roosevelt Ave to West Blvd		County Racine	
Type of work Roadway reconstruction	Begin station 98+60	End station 171+40	

Encroachments still to be removed

☒ None ☐ Yes, list parcel #(s), station(s), explain items, who will remove, estimated removal date, etc.:

Encroachments to be left in place by revocable permit

☐ None ☒ Yes, list parcel #(s), station(s), explain items, etc.:

Parcel 20 Station 116+45, 30' LT, Business Sign  
Parcel 23 Station 114+83 to Station 115+23, 30' RT, Awning  
Parcel 60 Station 132+96 to Station 133+22, 32.7' RT, Business Sign  
Parcel 69 Station 137+83 to Station 138+16, 32.5' RT, Business Sign  
Parcel 69 Station 138+37 to Station 138+51, 32.3' RT, Business Sign  
Parcel 71 Station 139+04, 32.7' RT, Business Sign  
Parcel 120 Station 157+98 to Station 158+31, 30' LT, Awning  
Parcel 120 Station 158+21, 28' LT, Business Sign  
Parcel 120 Station 158+34, 29' LT, Business Sign  
Parcel 120 Station 158+37 to Station 158+58, 29' LT, Awning  
Parcel 121 Station 158+59 to Station 159+01, 31' RT, Awning  
Parcel 121 Station 159+02 to Station 159+43, 29' RT, Awning  
Parcel 121 Station 159+33, 28' RT, Business Sign  
Station 158+58 to Station 158+99, 30' LT, Awning  
Station 158+99 to Station 159+39, 30' LT, Roof Overhang  
Station 159+40 to Station 159+77, 30' LT, Awning  
Station 159+77, 29' LT, Business Sign  
Parcel 122 Station 159+84 to Station 160+00, 32' RT, Roof Overhang  
Parcel 122 Station 160+85 to Station 161+30, 29.5' RT, Awning  
Station 160+85, 28.5' RT, Business Sign  
Station 160+85, 29.5' LT, Business Sign  
Station 160+85 to Station 161+02, 30' LT, Awning  
Station 161+30 to Station 161+75, 29' RT, Awning  
Station 161+35 to Station 161+47, 29.5' LT, Building Lights  
Station 162+01, 28.5' RT, Business Sign  
Station 161+71 to Station 162+13, 29' LT, Awning  
Station 162+01 to Station 162+18, 30' RT, Awning  
Station 162+23 to Station 162+39, 30' RT, Awning  
Station 162+14 to Station 162+56, 32' LT, Awning  
Station 162+34, 27' LT, Business Sign  
Station 162+64 to Station 162+78, 30.5' RT, Building Lights  
Station 163+15 to Station 163+32, 30.5' RT, Building Lights  
Station 162+98 to Station 163+38, 29' LT, Awning  
Station 163+08, 27' LT, Business Sign  
Parcel 124 Station 164+47 to Station 164+66, 31.5' LT, Awning  
Parcel 124 Station 164+71 to Station 164+82, 31.5' LT, Business Sign  
Parcel 124 Station 165+25, 30' LT, Business Sign

**Hazardous materials**

☐ None ☒ Yes, list parcel #(s), station(s), explain remedy plan, estimated removal date, etc.:

Parcel 8 Sta. 105+80 - Sta. 106+25 LT, contamination impacted by the project will be removed during construction.  
Parcel 10 Sta. 106+25 - Sta. 109+00 LT, contamination impacted by the project will be removed during construction  
Parcel 12 Sta. 112+50 - Sta. 114+00 RT, contamination impacted by the project will be removed during construction  
Parcel 13 Sta. 112+50 - Sta. 114+00 LT, contamination impacted by the project will be removed during construction  
Parcel 28 Sta. 120+20 - Sta. 120+75 RT, contamination impacted by the project will be removed during construction  
Parcel 40 Sta. 125+00 - Sta. 125+92 LT, contamination impacted by the project will be removed during construction  
Parcel 41 Sta. 125+92 - Sta. 127+00 LT, contamination impacted by the project will be removed during construction  
Parcel 71 Sta. 139+50 - Sta. 140+25 RT, contamination impacted by the project will be removed during construction  
Parcel 73 Sta. 140+25 - Sta. 141+00 LT, contamination impacted by the project will be removed during construction  
Parcel 118 Sta. 156+30 - Sta. 156+33 LT, contamination impacted by the project will be removed during construction  
Parcel 119 Sta. 156+33 - Sta. 157+00 LT, contamination impacted by the project will be removed during construction  
Parcel 120 Sta. 157+00 - Sta. 158+40 LT, contamination impacted by the project will be removed during construction  
Parcel 123 Sta. 159+50 - Sta. 160+55 LT, contamination impacted by the project will be removed during construction  
Sta. 160+25 - Sta. 160+55 RT, contamination impacted by the project will be removed during construction  
Sta. 162+45 - Sta. 163+20 LT, contamination impacted by the project will be removed during construction

List right of way parcels and interests required for this construction project letting.

☐ None ☒ Yes, provide parcels #(s) and type of interest, to include construction permits:

Fee - Parcels 2, 3, 4, 130, 7, 8, 12, 13, 19, 20, 21, 22, 23, 28, 35, 131, 132, 36, 42, 43, 51, 52, 63, 69, 70, 71, 72, 73, 79, 80, 81, 82, 84, 86, 87, 88, 96, 97, 98, 99, 108, 109, 110, 111, 116, 119, 120, 121, 124, 125, and 127

TLE - Parcels 1, 2, 3, 4, 5, 6, 130, 7, 8, 9, 10, 11, 12, 13, 14, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 131, 132, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 129, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, and 128

-- For WisDOT Regional Design Authorization Use Only --

Note: Railroad land interests are not a part of this certification.

- ☐ No new right of way is required; and, we certify the right of way status as #1, pursuant to 23 CFR 635.309 and other federal regulation as appropriate.
- ☒ Yes, new right of way is required. (If checked, forward to regional Technical Services – Real Estate.)

Regional Design Representative  
(Only WisDOT has authorization approval)

Date

-- For WisDOT Regional Real Estate Authorization Use Only --

If new R/W is required:

- ☒ All parcels are acquired.
- ☐ Parcels not yet acquired. If applicable, list parcel number(s), closing date, award date, and other pertinent details:

**Relocation**

☒ None ☐ Yes, provide parcel #(s), relocation date(s), anticipated, delays, etc.:

**Structure Removal**

☒ None ☐ Yes, provide type(s), removal date(s), by whom:

On behalf of the acquiring agency ☐ State, ☐ County, ☒ City, ☐ Village, ☐ Town, ☐ Other: \_\_\_\_\_, and pursuant to 23 CFR 635.309 and other federal regulation as appropriate, we certify the right of way status as: ☒ 1, ☐ 2, ☐ 3.

Debi Radtke

Regional Real Estate Representative  
(Only WisDOT has authorization approval)

1/16/20

Date

Include additional information and attach additional pages, if necessary.

## RIGHT OF WAY CERTIFICATION DEFINITIONS

Note: Railroad land interests are not a part of this certification.

- **CERTIFICATION #1** (let and award)

All necessary rights/interests as shown on the right of way plat and/or construction plan have been obtained, including legal and physical possession. There may be cases appealed or cases pending in court, but legal possession has been obtained. There may be some improvements remaining on the right of way, but all occupants have vacated the lands and improvements. WisDOT has physical possession and the right to remove, salvage or demolish these improvements and enter on all land.

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- **CERTIFICATION #2** (let and award, but follow up necessary)

Although all necessary rights of way have not been fully acquired, the right to occupy and use all rights of way required for the proper execution of the project has been acquired. (Negotiations must be initiated.) Trial or appeal of some parcels may be pending in court. Full legal possession has not been obtained, but a Temporary Right of Entry Easement has been obtained. The occupants of all lands and improvements have vacated. WisDOT has physical possession and right to remove, salvage or demolish these improvements. The right of entry must be discussed with Bureau of Technical Services - Real Estate for approval prior to use.

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- **CERTIFICATION #3** (follow up and right of way clearance required prior to letting)

The acquisition or right of occupancy and use of a few remaining parcels is not complete, but all occupants of the residences on such parcels have had replacement housing made available to them in accordance with both federal and state directives covering the relocation assistance program. For parcels not clear at the time the PS&E was submitted, an updated certification must be received by the Bureau of Technical Services - Real Estate prior to the scheduled ad meeting. The certification must show the parcels not yet acquired, anticipated acquisition dates, anticipated Jurisdictional Offer filing dates, etc. The certification must also identify any parcels not vacated and the vacation dates.

The region may request authorization in these cases only in very rare and unique circumstances. This exception, however, will never become the rule.

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- **DEFER**

Projects that do not meet the above requirements will not be advertised for letting.

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Detailed instructions on the right of way certification process can be found in the Real Estate Program Manual/Section 3.10 as well as the Facilities Development Manual in FDM 19-10-35. Also see FDM 19-1-3 for more on letting process.