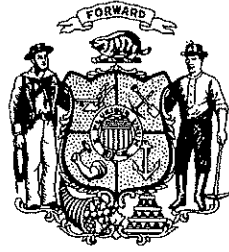


State of Wisconsin

SENATE CHAIR
Howard Marklein

316 East, State Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-0703



ASSEMBLY CHAIR
Mark Born

308 East, State Capitol
P.O. Box 8592
Madison, WI 53708-8953
Phone: (608) 266-2540

Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Howard Marklein
Representative Mark Born

Date: August 30, 2022

Re: 14-Day Passive Review Approval – DNR

Pursuant to s. 23.0917(6m), Stats., attached is a 14-day passive review request from the Department of Natural Resources, received on August 30, 2022.

Please review the material and notify **Senator Marklein** or **Representative Born** no later than **Monday, September 19, 2022**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

Also, please contact us if you need further information.

Attachments

HM:MB:jm

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Tony Evers, Governor
Preston D. Cole, Secretary
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711



August 17, 2022

IN REPLY REFER TO: NF 30297

The Honorable Howard Marklein, Co-Chair
Committee on Joint Finance
Room 316 East
State Capitol
PO Box 7882
Madison, WI 53707-7882

The Honorable Mark Born, Co-Chair
Committee on Joint Finance
Room 308 East
State Capitol
PO Box 8593
Madison, WI 53708-8593

AUG 30 2022
J.F. Finance

Dear Senator Marklein and Representative Born:

Pursuant to s. 23.0917(6m), Wis. Stats., the department is notifying you as co-chairs of the Committee on Joint Finance of the proposed acquisition of 20 acres of land from Robert E. Diesch using funds from the Knowles-Nelson Stewardship Program. The property is located within the project boundary of the Brule River State Forest.

The purchase price of the acquisition is \$148,000.00. In addition, appraisal fees associated with the transaction are \$3,000.00 and closing costs are estimated at \$1,250.00. The payment in lieu of taxes is estimated at \$2,483.98. There are no prohibitions of nature-based outdoor activities, as defined in s. 23.0916(1)(b), Wis. Stats.

As provided in s. 23.0917(6m)(a), Wis. Stats., if the department does not receive notification of the scheduling of a hearing from either of the Joint Committee on Finance co-chairpersons within 14 working days from today, the department will forward the proposal to the Governor for his consideration. If there are questions about the proposal, please contact Terry H. Bay at (608) 266-5782.

Thank you for this consideration.

Sincerely,

for 
Sarah Barry
Deputy Secretary

C:

- Timothy C. Cooke, Internal Services Division Administrator
- Terry H. Bay, Director, Bureau of Facilities and Lands
- James W. Lemke, Real Estate Section Chief
- Pete Wolter, Real Estate Regional Supervisor

CORRESPONDENCE/MEMORANDUM

DATE: July 25, 2022 FILE REF: NF 30297
TO: Governor Tony Evers
FROM: Secretary Preston D. Cole
SUBJECT: Proposed Land Acquisition, Robert E. Diesch Tract, File # NF 30297, Option Expires December 27, 2022

I. PARCEL DESCRIPTION:

Brule River State Forest
Douglas County

Grantor:

Robert Diesch
1946 104th St.
New Richmond WI 54017

Acres: 20.00
Price: \$148,000.00
Appraised Value: \$160,000.00
Interest: Fee Title Purchase
Improvements: Shed to be removed by the seller prior to closing.

Location: The property is located two miles north of Brule in Douglas County.

Land Description: The subject land slopes gently downward from west to east.

Covertypes Breakdown:

Table with 2 columns: Type, Acreage. Rows: Lowland Woodland (5.00), Upland Woodland (15.00), Total (20.00)

Zoning: F-1 Forestry
Present Use: Recreation
Proposed Use: Public recreational
Tenure: 19 years
Property Taxes: \$479.89
Option Date: June 30, 2022

Stewardship Land Access: This property will be open to the public for all nature based outdoor recreational activities to include hunting, fishing, trapping, hiking and cross-country skiing. Physical features of the property may not be conducive to all these activities.

2. JUSTIFICATION:

The department is requesting approval to acquire 20 acres of land located within the project boundary of the Brule River State Forest in Douglas County from Robert E. Diesch. The appraised value was \$160,000 and Mr. Diesch agreed to the bargain sale price of \$148,000.00. The department has the authority to acquire this property pursuant to s. 23.09(2)(d)1., Wis. Stats. and ss. NR 1.40(2)(a), NR 1.41(2) and NR 1.42(1)(b), Wis. Admin. Code. The acquisition and closing costs will be financed with funds from the Warren Knowles-Gaylord Nelson Stewardship Program pursuant to s. 23.0917, Wis. Stats.

The subject property abuts department-owned land to the west, north and south and has frontage on County Highway H to the east. The parcel is rectangular-shaped and is located approximately two miles north of the



Village of Brule. The land is primarily upland and includes two blocks of wetland areas in the north half of the property. The tree cover in the wetland areas consists of aspen stands and alder thickets. The southeastern portion of the site consists mainly of evergreens, primarily spruce, and the southwestern portion of the site is mostly hardwoods, including birch and aspen, with a small creek flowing through it. The subject parcel lies approximately 200 yards east of the Bois Brule River and will provide additional access for anglers.

The Brule River State Forest contains all 44 miles of the Bois Brule River. For over one hundred years, it has been known as an exceptional trout stream, containing resident brook, brown and rainbow trout. Lake, brown and rainbow trout along with Coho and Chinook salmon migrate up the Brule annually from Lake Superior. The Brule River State Forest offers recreational opportunities, including trout fishing, river paddling, wildlife viewing, a 16-mile stretch of the North Country National Scenic Trail, hunting, trapping and eight miles of Lake Superior shoreline.

Acquisition of this parcel will add to the protection of large blocks of connected public land and will promote habitat connectivity within the forest. The property will be open to the public for all five nature based outdoor recreational activities to include hunting, fishing, trapping, hiking and cross-country skiing. The department recommends acquisition of this parcel to provide opportunities for public access and recreation, to allow for improved natural resource management and to consolidate state ownership.

3. LAND MANAGEMENT:

This property would be managed as Brule River State Forest. It would remain undeveloped and riparian and forest habitat would be protected. Limited timber management would occur as prescribed by the Brule River State Forest Master Plan.

4. FINANCING:

State Stewardship bond funds are anticipated:

| <u>Funds allotted to program:</u> | <u>Balance before this transaction:</u> | <u>Balance after this transaction:</u> |
|-----------------------------------|---|--|
| \$5,000,000.00 | \$4,701,033.00 | \$4,553,033.00 |

5. ACQUISITION STATUS OF THE BRULE RIVER STATE FOREST:

Established: 1907
Acres Purchased to Date: 47,512.04
Acquisition Goal: 82,662.50
Percent Complete: 57.48 %
Cost to Date: \$21,309,589.01

6. APPRAISAL:

Appraiser: Nick Schmock
Valuation Date: April 8, 2022
Appraised Value: \$160,000.00
Highest and Best Use: recreational with potential rural residential use

Allocation of Values:

- a. land: 20.00 acres @ \$8,000.00 per acre: \$160,000.00
- b. market data approach used, six comparable sales cited
- c. adjusted value range: \$7,843.00 - \$8,191.00 per acre

RECOMMENDED:

DocuSigned by:
Terry H. Bay
F21082F60846464...

7/29/2022 | 8:01 AM CDT

Terry H. Bay, Bureau Director, Bureau of Facilities and Lands

Date

DocuSigned by:
Diane L. Milligan
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7/27/2022 | 9:33 AM CDT

Diane L. Milligan, Bureau of Legal Services

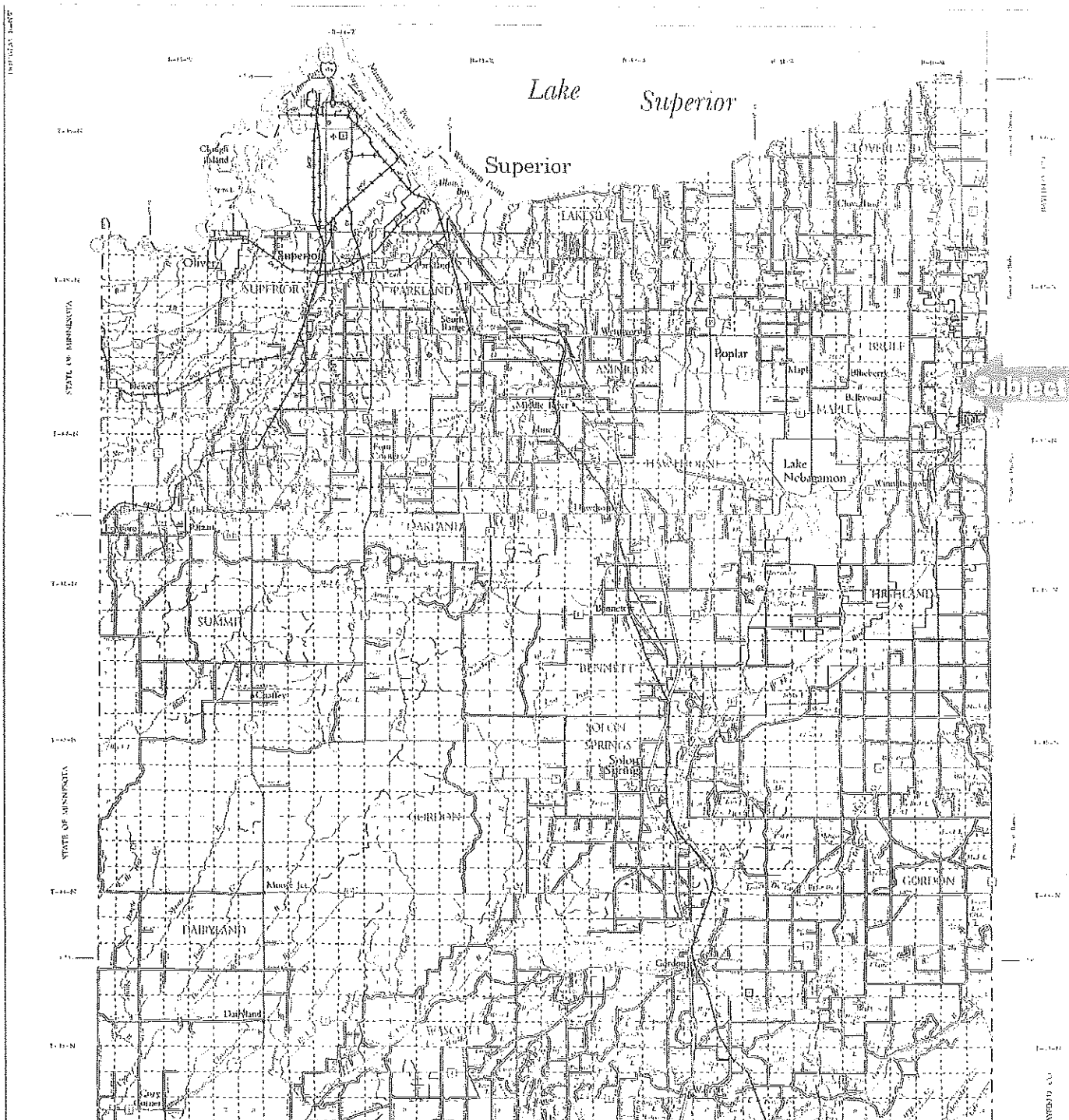
Date

DocuSigned by:
Timothy C. Cooke
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7/29/2022 | 8:35 AM CDT

Timothy C. Cooke, Internal Services Division Administrator

Date



LEGEND

- Township Center
- Village Center
- City Center
- County Seat
- State Road
- County Road
- Township Road
- Section Line
- Quarter Section Line
- 1/4 Section Center
- 1/2 Section Center
- 3/4 Section Center
- Section Corner
- Quarter Section Corner
- 1/2 Section Corner
- 3/4 Section Corner
- Township Boundary
- County Boundary
- State Boundary
- Lake Superior
- Lake Nebagamon
- River
- Stream
- Pond
- Swamp
- Marsh
- Forest
- Pasture
- Cultivated Land
- Unimproved Land
- Water Right
- Easement
- Encroachment
- Survey Error
- Monument
- Boundary Line
- Right of Way
- Utility Line
- Fence Line
- Railroad
- Highway
- Canal
- Ditch
- Well
- Spring
- Quarry
- Mine
- Cemetery
- School
- Church
- Public Building
- Private Building
- Power Line
- Telephone Line
- Gas Line
- Sewer Line
- Water Line
- Storm Sewer Line
- Drainage Ditch
- Irrigation Canal
- Floodplain
- Wetland
- Wetland of High Quality
- Wetland of Moderate Quality
- Wetland of Low Quality
- Wetland of Unclassified Quality
- Wetland of Unknown Quality
- Wetland of No Data
- Wetland of Inconsistent Data
- Wetland of Incomplete Data
- Wetland of Inadequate Data
- Wetland of Insufficient Data
- Wetland of Inappropriate Data
- Wetland of Incompatible Data
- Wetland of Incongruous Data
- Wetland of Inconsistent Data
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CIVIL TOWNS

SECTION NUMBER

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| 5 | 6 | 7 | 8 |
| 9 | 10 | 11 | 12 |
| 13 | 14 | 15 | 16 |
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| 29 | 30 | 31 | 32 |

DATE OF REVISION

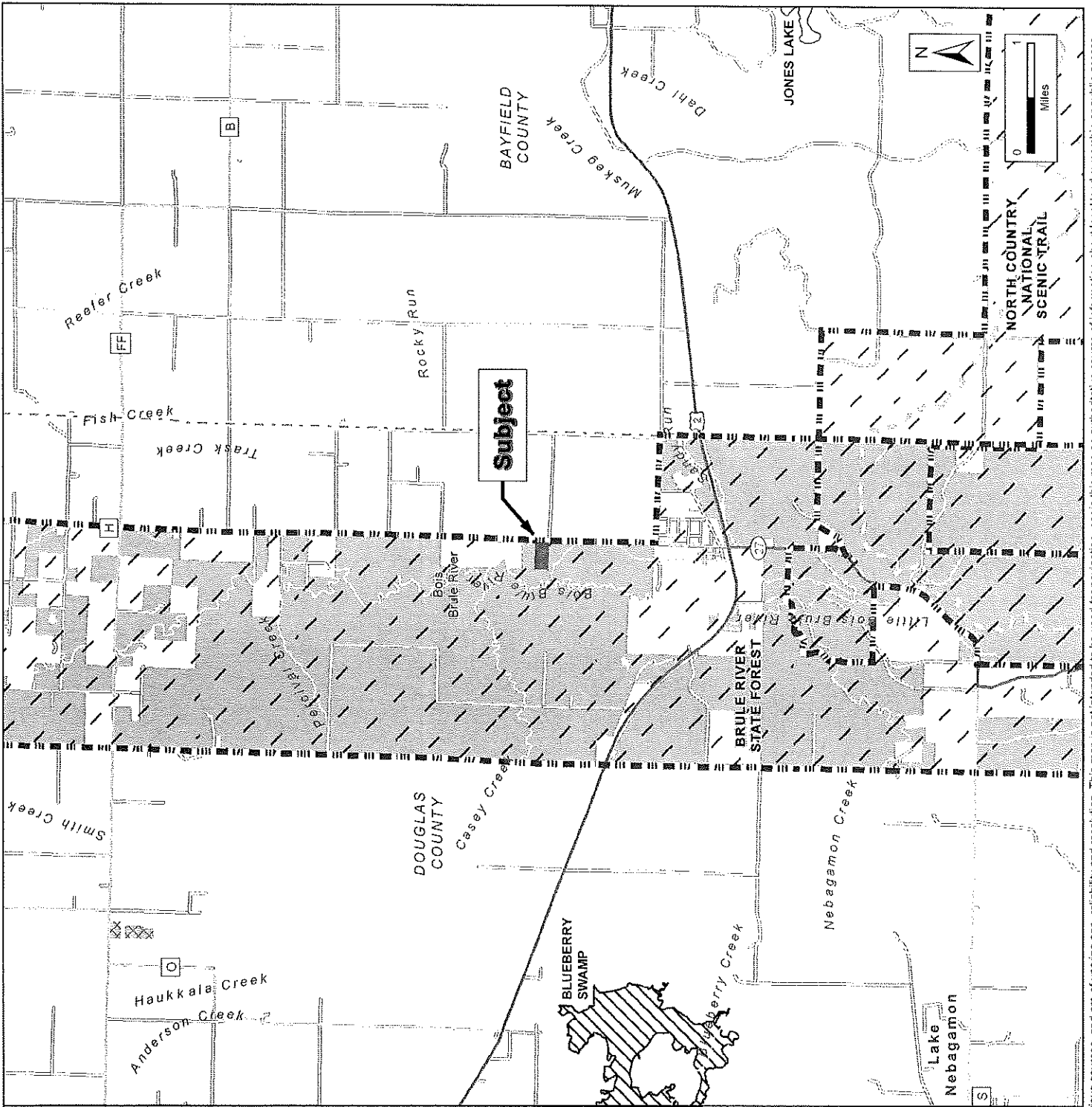
1999

DOUGLAS CO.

WISCONSIN

LEGEND

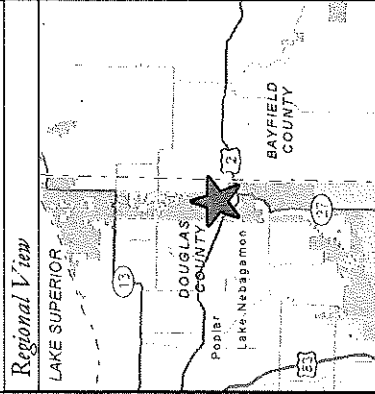
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Delegated Item:
Robert E. Diesch -- Fee
 Brule River
 State Forest
 T47N R10W, Sec. 2
 Town of Brule
 Douglas County

Subject
 NF 30297

- Current DNR Project Boundary
- State Natural Area
- County Boundary
- DNR Fee Title
- County Forest Lands
- NRCS - WRP (Wetland Reserve Program - Closed to public access)
- U.S. Fish & Wildlife Service
- North Country National Scenic Trail



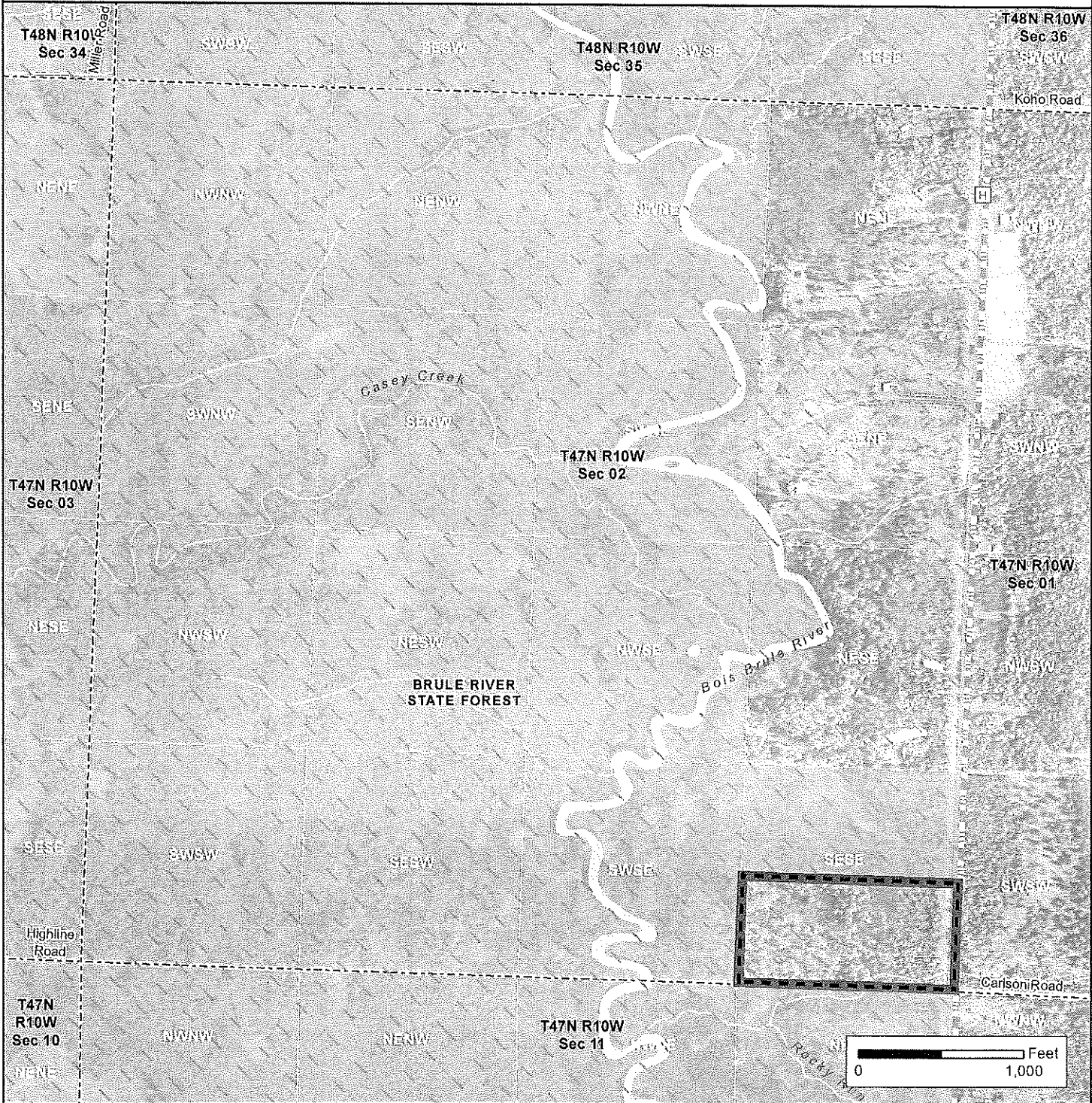
Location of Property

WISCONSIN DEPARTMENT
 OF NATURAL RESOURCES
 Bureau of Facilities of Lands
 Map Created: Jul 12, 2022 .Jst


The data shown on this map have been obtained from various sources, and are of varying age, reliability and resolution. This map is not intended to be used for navigation, nor is this map an authoritative source of information about legal land ownership or public access. Users of this map should confirm the ownership of land through other means in order to avoid trespassing. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map.

Delegated Item: Robert E. Diesch -- Fee

T47N R10W, Sec. 2, Town of Brule, Douglas County



Brule River State Forest

 **Subject**



Original Pre-2013 Project Boundary - Not Subject to JFC Review

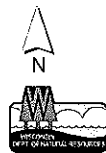


DNR Fee Title



Section Boundary

QQ Section Boundary



Jul 12, 2022 jst

Real Estate Section
Bureau of Facilities and Lands