Dane County	v Rezone Pe	etition	[Application Date	Petition Number	
			02/05/2024 Public Hearing Date	DCPREZ-2024-120	120	
				05/28/2024	DGFREZ-2024-120	129
OW	NER INFORMATIO	N		AC	GENT INFORMATION	
OWNER NAME LAUFENBERG IRRE LAUFENBERG)	EV TR (DAVID	PHONE (with Code) (608) 335		GENT NAME DAVID LAUFENBEI	RG PHONE (with Area Code) (608) 335-3099	
BILLING ADDRESS (Number 3301 SUGAR VALLE				DDRESS (Number & Stree 301 SUGAR VALL		
(City, State, Zip) MOUNT HOREB, WI	53572			City, State, Zip) 10UNT HOREB, W	/ 53572	
E-MAIL ADDRESS david.laufenberg@gr	mail.com			-MAIL ADDRESS avid.laufenberg@g	gmail.com	
ADDRESS/LC	DCATION 1	AD	DRESS/LC	DCATION 2	ADDRESS/LOCATIO	N 3
ADDRESS OR LOCAT	TION OF REZONE	ADDRES	S OR LOCAT	TION OF REZONE	ADDRESS OR LOCATION OF R	EZONE
4543 CTH J						
TOWNSHIP CROSS PLAINS		OWNSHIP		SECTION	TOWNSHIP SECT	FION
PARCEL NUMBE		PAR			PARCEL NUMBERS INVOL	VED
0707-321-	8002-0		0707-324-	8440-0		
FRO	DM DISTRICT:			TO DIS	STRICT:	ACRES
FP-35 Farmland Preservation District		RR-2 Rura	RR-2 Rural Residential District		2.01	
NR-C Natural Resource Conservation District FP-35 Farmland Preservation District		n District	1.16			
C.S.M REQUIRED?	PLAT REQUIRED?		STRICTION JIRED?	INSPECTOR'S INITIALS	SIGNATURE:(Owner or Agent)	
🗹 Yes 🗌 No	🗌 Yes 🗹 No	Yes	🗹 No	RUH1		
Applicant Initials		Applicant Initi			PRINT NAME:	
RECTANGULAR SH				ARE		
				DATE:		

Form Version 04.00.00



REZONE 12029





Dane County

Department of Planning and Development Zoning Division Room 116, City-County Building

210 Martin Luther King Jr. Blvd. Madison, Wisconsin 53703 (608) 266-4266

Applica	ition Fees
General:	\$395
Farmland Preservation:	\$495
Commercial:	\$545
PERMIT FEES DOUBLE FOR VIOLATIONS.	

 ADDITIONAL FEES MAY APPLY. CONTACT DANE COUNTY ZONING AT 608-266-4266 FOR MORE INFORMATION.

REZONE APPLICATION

APPLICANT INFORMATION			
Property Owner Name:		Agent Name:	
Address (Number & Street):		Address (Number & Street):	
Address (City, State, Zip):		Address (City, State, Zip):	
Email Address:		Email Address:	
Phone#:		Phone#:	

PROPERTY INFORMATION

Township:	Parcel Number(s):	
Section:	Property Address or Location:	

REZONE DESCRIPTION

Reason for the request. In the space below, please provide a brief but detailed explanation of the rezoning request. Include both current and proposed land uses, number of parcels or lots to be created, and any other relevant information. For more significant development proposals, attach additional pages as needed.

Is this application being submitted to correct a violation? Yes No

Existing Zoning District(s)	Proposed Zoning District(s)	Acres

Applications will not be accepted until the applicant has contacted the town and consulted with department staff to determine that all necessary information has been provided. Only complete applications will be accepted. All information from the checklist below must be included. Note that additional application submittal requirements apply for commercial development proposals, or as may be required by the Zoning Administrator.

□ Scaled drawing of proposed property boundaries bound		Pre-application consultation with town and department staff	Application fee (non- refundable), payable to the Dane County Treasurer
--	--	---	---

I certify by my signature that all information provided with this application is true and correct to the best of my knowledge and understand that submittal of false or incorrect information may be grounds for denial. Permission is hereby granted for Department staff to access the property if necessary to collect information as part of the review of this application. Any agent signing below verifies that he/she has the consent of the owner to file the application.

Owner/Agent Signature

Date

SUPPLEMENTAL INFORMATION FOR COMMERCIAL DEVELOPMENT

A scaled site plan and detailed operations plan must be submitted for commercial rezone applications. Please use the checklist below to ensure you are submitting all required information applicable to your request. Please attach the relevant maps and plans listed below to your application form.

SCALED SITE PLAN. Show sufficient detail on 11" x 17" paper. Include the following information, as applicable:

□ Scale and north arrow

□ Date the site plan was created

□ Existing subject property lot lines and dimensions

□ Existing and proposed wastewater treatment systems and wells

□ All buildings and all outdoor use and/or storage areas, existing and proposed, including provisions for water and sewer.

□ All dimension and required setbacks, side yards and rear yards

Location and width of all existing and proposed driveway entrances onto public and private roadways, and of all interior roads or driveways.

Location and dimensions of any existing utilities, easements or rights-of-way

□ Parking lot layout in compliance with s. 10.102(8)

□ Proposed loading/unloading areas

□ Zoning district boundaries in the immediate area. All districts on the property and on all neighboring properties must be clearlylabeled.

□ All relevant natural features, including navigable and non-navigable waters, floodplain boundaries, delineated wetland areas, natural drainage patterns, archeological features, and slopes over 12% grade

Location and type of proposed screening, landscaping, berms or buffer areas if adjacent to a residential area

□ Any lighting, signs, refuse dumpsters, and possible future expansion areas.

□ NEIGHBORHOOD CHARACTERISTICS. Describe existing land uses on the subject and surrounding properties.

□ Provide a brief written statement explaining the current use(s) of the property on which the rezone is proposed.

□ Provide a brief written statement documenting the current uses of surrounding properties in theneighborhood.

OPERATIONAL NARRATIVE. Describe in detail the following characteristics of the operation, as applicable:

□ Hours of operation

□ Number of employees, including both full-time equivalents and maximum number of personnel to be on the premises at any time

□ Anticipated noise, odors, dust, soot, runoff or pollution and measures taken to mitigate impacts to neighboring properties.

Descriptions of any materials stored outside and any activities, processing or other operations taking place outside an enclosed building

□ Compliance with county stormwater and erosion control standards under Chapter 11 of Chapter 14, Dane CountyCode

Sanitary facilities, including adequate private onsite wastewater treatment systems and any manure storage or management plans approved by the Madison and Dane County Public Health Agency and/or the Dane County Land and Water ResourcesDepartment.

□ Facilities for managing and removal of trash, solid waste and recyclable materials.

□ Anticipated daily traffic, types and weights of vehicles, and any provisions, intersection or road improvements or other measures proposed to accommodate increased traffic.

A listing of hazardous, toxic or explosive materials stored on site, and any spill containment, safety or pollution prevention measures taken

□ Outdoor lighting and measures taken to mitigate light-pollution impacts to neighboring properties

□ Signage, consistent with section <u>10.800</u>

□ ADDITIONAL PROPERTY OWNERS.	Provide contact information for additional property owners, if applicable.
Additional Property Owner Name(s):	
Address (Number & Street):	
Address (City, State, Zip):	
Email Address:	
Phone Number:	

From:	David Laufenberg <david.laufenberg@gmail.com></david.laufenberg@gmail.com>
Sent:	Sunday, February 4, 2024 7:35 PM
То:	Lane, Roger; Holloway, Rachel; Greg Hyer; Sugar Valley Farm; Joann Laufenberg
Subject:	Laufenberg_SpotReZone_Application
Attachments:	23086-2.01_Acre_Rezone_Exhibit-5_Foot_Contours.pdf; 23086-2.01
	_Acre_Rezone_Exhibit-Aerial_Photo.pdf; RR2_spot rezone_Laufenberg_Feb2024.pdf; RR2 _spot rezone_Laufenberg_Dec2023.pdf; 23086 Zoning Acreage Exhibit.pdf; June 12th email_spot zone shape.png

Hi folks,

Thanks again for your time and consideration.

Please find our application and materials attached. I've included our Dec2023 application that was already reviewed once in a public meeting with the Township of Cross Plains (January 2024; Board Chair Greg Hyer is cc'd). I've also included an application with the updated acreage (37.07acres instead of 37.01 per the zoning acreage exhibit). Otherwise, the earlier application is unchanged.

Notably, a written description of NR-C and a note of justification for the unique shape of the spot zone is included below.

Please let us know the next steps. For instance, do we simply send a physical check to the address listed on the county application or is there a digital option?

Kind regards, Dave Laufenberg

NR-C description: All lands in the NE 1/4 of the SE 1/4 of Section 32', T07N, R07E, lying South of the Sugar River and East of Sugar Valley Road.

Shape Justification: Our proposed shape is designed with three objectives. First, to ensure that the development of a home and septic are located adequately upslope and away from the Sugar River waterway to the south, and the ephemeral wetland and steep slope along the western boundary of the parcel. Second, the shape facilitates our small family farming operation (Sugar Valley Farm LLC) activities can maximize productivity

on available grazing lands. We've already installed fencing so that it remains outside of the proposed RR2 spot rezone. The fencing design was completed by Dane County Land and Water as part of their Continuous Cover Program, and only after we had received confirmation that the unique RR2 shape design was not an issue (per correspondence with Roger Lane/James Baker; June 12th email attached). Third, to utilize the permitted and recognized driveway easement for access to our parcel while also keeping the driveway as short as possible within the given topographical constraints. Notably, our township requires a minimum 2 acre RR spot zone. There may have been an opportunity for a rectangular proposal if permitted to have a smaller RR spot zone.

David Laufenberg, M.S. Sugar Valley Farm LLC From: James Baker <james@talarczyksurveys.com>
Sent: Thursday, February 1, 2024 12:03 PM
To: Lane, Roger <lane.roger@countyofdane.com>
Cc: David Laufenberg <david.laufenberg@gmail.com>
Subject: Re: Spot Rezone: 2 acres in Sec. 32-7-7, Dave Laufenberg.

Roger,

The following is from correspondence that we had on June 9th:

"We have done some work in Section 32 in the past couple of years (CSM 14824 & 16259). Based on what we have located I believe Grenlie's net acreage of 37.01 to be accurate. So with the 2.0001 acre spot rezone Ihave defined, I do believe just over 35 acres will remain to keep the FP-35 zoning."

I spent an hour and a half or so looking into this more and utilized aerial mapping and Dane County contour information to identify that part of the Sugar River relevant to the Grenlie legal description, which we had not field located for C.S.M. 14824. Based on our data for the area and the noted resources, I am confident that the parcel surveyed by Grenlie is over 37 acres net (includes the NR-C area). In fact, I believe it to be 37.07 acres net of C.T.H. J right of way.

37.07 - 2.01 proposed rezone area = 35.06 acres remaining (includes the NR-C area)

I have attached an exhibit prepared from our CADD software where all of my computations were done.

Would you require more information? I can send Dan Frick our .dwg file if necessary.

James M. Baker Professional Land Surveyor

Talarczyk Land Surveys

517 2nd Avenue New Glarus, WI 53574 608.527.5216 office

james@talarczyksurveys.com www.talarczyksurveys.com



On Mon, Jun 12, 2023 at 12:51 PM Lane, Roger <<u>lane.roger@countyofdane.com</u>> wrote:

Dear James,

Good questions. If you were creating a lot, Chapter 75, Land Division regulations would apply. In Chapter 75, any lot created need to have a minimum width of 66 feet (except pie shaped lots on a cul-de-sac). Since this is not a lot, just a spot zone, the minimum width would not apply. The proposed spot zone looks good.

It would be better if it was rectangular, but I am sure there is a reason for the shape.

Regards,

Roger Lane Dane County Zoning Administrator 608-266-9078

REZONE EXHIBIT

2.01 acres in the Southeast 1/4 of the Northeast 1/4 of Section 32, Town 7 North, Range 7 East, Town of Cross Plains, Dane County, Wisconsin.



New Glarus, WI 53574 608-527-5216 www.talarczyksurveys.com

PLAT OF SURVEY

Part of the Southeast 1/4 of the Northeast 1/4 of Section 32, Town 7 North, Range 7 East, Town of Cross Plains, Dane County, Wisconsin.

Area of rezone to RR-2 Rural Residential Zoning District

That part of the Southeast 1/4 of the Northeast 1/4 of Section 32, Town 7 North, Range 7 East, Town of Cross Plains, Dane County, Wisconsin, bounded and described as follows: Commencing at the Northeast corner of said Section 32; thence S00°37'45"W along the East line of Section 32, 1267.37'; thence S75°03'02"W, 1090.09' to the point of beginning; thence S75°03'02"W, 78.00'; thence S00°48'26"W, 300.00'; thence S89°11'34"E, 160.00'; thence S19°32'29"W, 180.00'; thence S84°44'56"E, 250.00'; thence N06°40'41"E, 170.00'; thence N74°15'17"W, 170.00'; thence N22*40'29"W, 325.00' to the point of beginning.

I hereby certify that this survey complies with Chapter A–E 7 of the Wisconsin Administrative Code, that I have surveyed, monumented, and mapped the lands described hereon, and that this map is a correct representation thereof in accordance with the information provided.



23086_1 DRAWN BY JMB 3301 Sugar Valley Road Mt. Horeb, WI 53572 (608) 335–3099

608-527-5216 www.talarczyksurveys.com



ACREAGE EXHIBIT

37.07 acres in the Northeast and Southeast 1/4s of the Northeast 1/4 and the Northeast 1/4 of the Southeast 1/4 of Section 32, Town 7 North, Range 7 East, Town of Cross Plains, Dane County, Wisconsin.







JOB NO.	23086
POINTS	17126
DRWG.	23086_X
DRAWN I	BY

PREPARED FOR: Dave Laufenberg 3301 Sugar Valley Road Mt. Horeb, WI 53572 (608) 335–3099

C TALARCZYK

517 2nd Avenue New Glarus, WI 53574 608-527-5216 www.talarczyksurveys.com

DEVELOPMENTAL Rights Agreement

Document Number

Document Title

Gregory M. and Sharon J.Carl are the current property owners of Parcel "A" (Parcel No. 0707-321-8200-0). William and Susan Laufenberg are the current property owners of Parcel "B" (Parcel No. 0707-321-8050-0). Richard and Joann Laufenberg are the current property owners of Parcel "C" (Parcel No. 0707-321-8002-0).

We, the property owners of the above referenced Parcels "A", "B", "C", acknowledge and are in agreement that Parcels "A, B and C" each contain one potential building site as granted under the Town of Cross Plains Land Use Plan. We also agree that this developmental rights agreement can be noted on the respective Warranty Deeds for Parcel "A", Parcel "B", and Parcel "C".

ATTACHMENTS: Survey Plat Map Legal Descriptions: Parcel "A" Parcel "B" Parcel "C" DANE COUNTY REGISTER OF DEEDS DOCUMENT # 10/12/2004 12:37:28PM Trans. Fee: Exempt #: Rec. Fee: 23.00 Pages: 7

Name and Return Address: GREGOVY M. CHRL GOZO SOUTH COUTT MCFATLAND, WI	Recording Area	
	Name and Return Address: GREgovy M. 6020 South	COUTT

0707-321-8200-0

Parcel Identification Number (PIN)

Print Name of Grantor

Slanatu

LIEgory CARL Print Name of Grantor

nin, day of 19 ┛ The above named person(s) came before me this october State of Wisconsin Signature 06 Date commission expires or address: Name printed AR1 This document was drafted by:

Note: document preparer should complete items in bold italics plus granting clause, legal description and obtain notary public or attorney's authentication of grantor's signature.

DEVELOPMENTAL Rights Agreement

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ATTACHMENTS: Survey Plat Map Legal Descriptions: Parcel "A" Parcel "B"

Parcel "C"

Recording Area
Name and Return Address: GREGORY M. CARL GOZO SOUTH COURT MCFARLAND, WIT S3558
6707-321-8050-0

Parcel Identification Number (PIN)

Signature of Granto Signature of Grantor Jusan of Grantor Print Name of Granto 144 October 19 200 day of The above named person(s) came before me this Title , State of Wisconsin Signature: 04-06-08 REBECCA MOSTROM Date commission expires or address: Name printed BREDDY M. CARL This document was drafted by:

Note: document preparer should complete items in bold italics plus granting clause, legal description and obtain notary public or attorney's authentication of grantor's signature.

DEVELOPMENTAL Rights Agreement

Document Title

Gregory M. and Sharon J.Carl are the current property owners of Parcel "A" (Parcel No. 0707-321-8200-0). William and Susan Laufenberg are the current property owners of Parcel "B" (Parcel No. 0707-321-8050-0). Richard and Joann Laufenberg are the current property owners of Parcel "C" (Parcel No. 0707-321-8002-0).

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ATTACHMENTS: Survey Plat Map Legal Descriptions: Parcel "A" Parcel "B"

Parcel "C"

Signature of Grantor Signature of Glantoi RICHARD LAUFENBER α 8 Print Name of Grantor Print Name of Grantor 6 Th October 192004 The above named person(s) came before me this day of , State of Wisconsin 6/25/06 Date commission expires or address:_ GREGOVY M. CARL drafted by: This de

Note: document preparer should complete items in bold italics plus granting clause, legal description and obtain notary public or attorney's authentication of grantor's signature.

Recording Area Name and Return Address: GREGORY M. CARL 6020 South Court MCFAILAND, WE 53558

0707-321-8202-0

Parcel Identification Number (PIN)



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Thom R. Grenlie

Registered Land Surveyor

114 South Main Street • Verona, Wisconsin 53593 • (608) 845-6882 • Fax (608) 845-6854 Subdivision Design • Rural Surveys • Soil Testing • Land Planning

2-24-03

CARL

RE: HERB LAUFENBERG FARM

LEGAL DESCRIPTION PARCEL 'A':

PART OF THE SW1/4 OF THE NE1/4, AND PART OF THE EAST 1/2 OF THE NE1/4; ALL IN SECTION 32, T7N, R7E, TOWN OF CROSS PLAINS, DANE COUNTY, WI, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH 1/4 CORNER OF SEC. 11; THENCE SO 01'56''E 1319.40 FEET TO THE NORTHWEST CORNER OF THE SW1/4, NE1/4, AND THE POINT OF BEGINNING; THENCE N89°28'50''E 1328.23 FEET TO THE NORTHEAST CORNER OF THE SAID SW1/4, NE1/4; THENCE NO°05'29''W 737.74 FEET; THENCE N89°21'09''E 452.69 FEET; THENCE NO°21'19''W 584.59 FEET TO THE CENTERLINE OF C.T.H. J; THENCE N89°21'09''E ALONG SAID CENTERLINE 253,33 FEET; THENCE SOº05'24''E 750.00 FEET; THENCE S38°20'W 1087.24 FEET; THENCE DUE WEST 260.52 FEET; THENCE DUE SOUTH 643.82 FEET; THENCE N89°28'50''W 1095,21 FEET; THENCE N0°01'56''W 894.40 FEET TO THE POINT OF BEGINNING, SUBJECT TO C.T.H. J OVER NORTHERLY 50 FEET THEREOF, AND SUBJECT TO A PRIVATE ACCESS EASEMENT FOR USE BY ADJOINDERS OVER THE SOUTH 50 FEET OF THE NORTH 100 FEET THEREOF. CONTAINS 37,33 ACRES,

SHARON LAUFENBERG/ GREG CARL

000644

Thom R. Grenlie

000645

Registered Land Surveyor

114 South Main Street • Verona, Wisconsin 53593 • (608) 845-6882 • Fax (608) 845-6854 Subdivision Design • Rural Surveys • Soil Testing • Land Planning

BILL & SUE LAUFENBERG

RE: HERB LAUFENBERG FARM

2-24-03

LEGAL DESCRIPTION PARCEL 'B'

PART OF ALL QUARTERS OF THE NE1/4 OF SECTION 32, T7N, R7E, TOWN OF CROSS PLAINS, DANE CDUNTY, WI, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH-EAST CORNER OF SEC. 32; THENCE S89°21'09''W ALONG THE SECTION LINE 316.57 FEET TO THE POINT OF BEGINNING; THENCE S0°05'24''E 1352.60 FEET; THENCE S74°20'W 839.32 FEET; THENCE S0°05'24''W 600.00 FEET; THENCE S85°28'14''E 747.41 FEET; THENCE S4°38'37''W 273.9 FEET TO THE CENTERLINE OF THE SUGAR RIVER; THENCE WESTERLY AND SOUTHWESTERLY ALONG SAID CENTERLINE 1500 FEET MORE OR LESS, TO THE SOUTH LINE OF THE SAID NE1/4; THENCE S89°36'58''W 848.7 FEET TO THE CENTER OF SECTION 32; THENCE N0°01'56''W 425.00 FEET; THENCE S89°28'50''E 1095.21 FEET; THENCE NORTH 643.82 FEET; THENCE EAST 260.52 FEET; THENCE N38°20'E 1087.24 FEET; THENCE N0°05'24''W 750.00 FEET TO THE CENTERLINE OF C.T.H. J; THENCE N89°21'09''E 307.00 FEET TO THE POINT OF BEGINNING. SUBJECT TO C.T.H. J OVER THE NORTHERLY 50 FEET THEREOF, AND SUBJECT TO A PRIVATE ACCESS EASEMENT FOR USE BY ADJOINDERS OVER THE SOUTH 50 FEET OF THE NORTH 100 FEET THEREOF. CONTAINS 37,41 ACRES.

Thom R. Grenlie

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Registered Land Surveyor

114 South Main Street • Verona, Wisconsin 53593 • (608) 845-6882 • Fax (608) 845-6854 Subdivision Design • Rural Surveys • Soil Testing • Land Planning

2-24-03

DICK LAUFENBERG

RE: HERB LAUFENBERG FARM

LEGAL DESCRIPTION PARCEL 'C'

PART OF THE EAST 1/2 OF THE NE1/4, AND PART OF THE NE1/4 OF THE SE1/4; ALL IN SECTION 32, T7N, R7E, TOWN OF CROSS PLAINS, DANE COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS; BEGINNING AT THE NORTHEAST CORNER OF SEC. 32; THENCE S89°21'09''W 316.57 FEET; THENCE S0°05'24''E 1352.60 FEET; THENCE S74°20'W 839.32 TE FEET; THENCE S0°05'24''W 600.00 FEET; THENCE S85°28'14''E 747.41 FEET; THENCE S4°38'37''W 273.9 FEET TO THE CENTERLINE OF THE SUGAR RIVER; THENCE SOUTHERLY AND SOUTHEASTERLY ALONG SAID CENTERLINE TO THE EAST LINE OF SECTION 32; THENCE N6°00'40''E 750 FEET MORE OR LESS, TO THE EAST 1/4 CORNER; THENCE N0°05'24''W 2650.98 FEET TO THE POINT OF BEGINNING. CONTAINS 36.8 ACRE, SUBJECT TO C.T.H. J OVER NORTHERLY 50 FEET THEREOF, AND SUBJECT TO A PRIVATE ACCESS EASEMENT FOR USE BY ADJOINDERS OVER THE SOUTH 50 FEET OF THE NORTH 100 FEET THEREOF.

FP-35 to RR-2

That part of the Southeast 1/4 of the Northeast 1/4 of Section 32, Town 7 North, Range 7 East, Town of Cross Plains, Dane County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said Section 32; thence S00°37'45"W along the East line of Section 32, 1267.37'; thence S75°03'02"W, 1090.09' to the point of beginning; thence S15°03'02"W, 78.00'; thence S00°48'26"W, 300.00'; thence S89°11'34"E, 160.00'; thence S19°32'29'W, 180.00'; thence S84°44'56"E, 250.00'; thence N06°40'41"E, 170.00'; thence N74°15'17"W, 170.00'; thence N22"40'29"W, 325.00' to the point of beginning.

NR-C to FP-35

All lands in the NE 1/4 of the SE 1/4 of Section 32', TO7N, RO7E, lying South of the Sugar River and East of Sugar Valley Road.