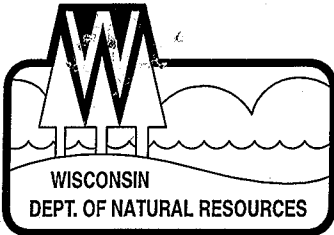


97-059

# Clearinghouse Rule 97-059

## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES



Tommy G. Thompson, Governor  
George E. Meyer, Secretary

Box 7921  
101 South Webster Street  
Madison, Wisconsin 53707-7921  
TELEPHONE 608-266-2621  
FAX 608-267-3579  
TDD 608-267-6897

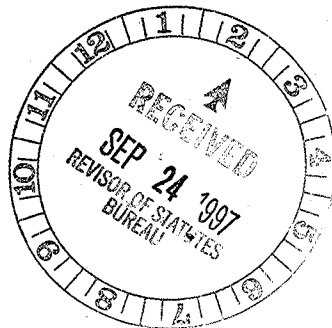
STATE OF WISCONSIN )  
 ) ss  
DEPARTMENT OF NATURAL RESOURCES )

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, George E. Meyer, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. FR-19-97 was duly approved and adopted by this Department on June 25, 1997. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building in the City of Madison, this 29th day of August, 1997.

  
George E. Meyer, Secretary



(SEAL)

11-1-97

ORDER OF THE STATE OF WISCONSIN  
NATURAL RESOURCES BOARD  
AMENDING AND REPEALING AND RECREATING RULES

The Wisconsin Natural Resources Board proposes )  
an order to amend NR 46.16(2) and NR 46.18(5); and to )  
repeal and recreate NR 46.24(4) and NR 46.30(2)(a) to (c) ) FR-19-97  
relating to the administration of the Forest Crop Law )  
and the Managed Forest Law. )

Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 77.06(2), 77.91(1) and 227.11(2)(a), Stats.  
Statutes interpreted: ss. 77.06(2), 77.82(2), 77.82(3) and 77.91(1).

**Petition Attachment Changes and Requirements:** Requiring a deed be "certified" does not assure the Department that the deed is the last recorded deed for the property so a simple copy will be adequate. Statutory changes have taken place which allow counties to require all documents being recorded to contain the "parcel identification numbers" assigned to land identified in the documents being recorded. Since there is no uniform numbering system across the state, the landowner will be required to supply the number(s) by copying their tax statement or other documents. This will improve tracking of tax law parcels at the local level.

In addition landowners are forming corporations and trusts to change the ownership of their lands and the legal instrument of title alone does not give enough information on the ownership and who may sign for the entity. This change will give the Department the right to require adequate documentation.

**Landowner and Consultant Prepared Plan Deadline:** Signed management plans are a required part of any Managed Forest Law entry and may be prepared by a DNR forester, consultant forester, or the landowner. Due to the time frame needed to process all new tax law entries and the need for the DNR forester to approve any submitted plans, a deadline is being established for the submission of management plans prepared by landowners or consultant foresters to the DNR forester. This is intended to resolve last minute problems with late plans and give the DNR forester adequate time to review the plans.

**Annual Stumpage Rate Adjustments:** For purposes of the Forest Crop Law and The Managed Forest Law, this rule repeals and recreates s. NR 46.30(2)(a) to (c) to revise annual stumpage values used to calculate severance and yield taxes due on timber cut during the period from November 1, 1997 through October 31, 1998. Twelve separate zones reflect varying stumpage values for different species and products across the state. The average price change for sawtimber is a 9.01% increase over current rates. The pulpwood proposed prices are, on the average, 3.77% higher compared to current prices.

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SECTION 1. NR 46.16(2) is amended to read:

NR 46.16(2) ATTACHMENTS. (a) A ~~certified~~ copy of the legal instrument giving the petitioner an ownership interest in the land subject to the petition shall accompany and be part of the petition.

(b) The petitioner shall furnish a copy of a recent property tax bill or other documentation showing the parcel identification number used by that county to identify the specific real estate parcel being petitioned for designation.

(c) Upon request by the department, the petitioner shall also submit a ~~certified~~ copy of the legal instrument giving the petitioner an ownership interest in all land in the same municipality which is contiguous to the land subject to the petition.

(d) Upon request by the department, the petitioner shall furnish further documentation on the

establishment, by-laws, agreements or the status of corporations, partnerships, trusts and cooperatives having an ownership interest in the land subject to the petition.

SECTION 2. NR 46.18(5) is amended to read:

NR 46.18(5) MANAGEMENT PLAN AS CONDITION OF DESIGNATION. (a) Management plans prepared by a landowner or consultant forester shall be approved by the department, signed by the landowner, and submitted to the department forester no later than July 1 of the year in which the order of designation will be issued.

(b) As a condition of designating the land, the landowner shall sign the department prepared and approved management plan and return it to the department ~~by no later than~~ August 1 of the year in which the order of designation will be issued.

(c) Failure to submit a landowner or consultant forester prepared plan no later than July 1 or return the signed department prepared management plan ~~by no later than~~ August 1 will result in a denial of the petition.

SECTION 3. NR 46.24(4) is repealed and recreated to read:

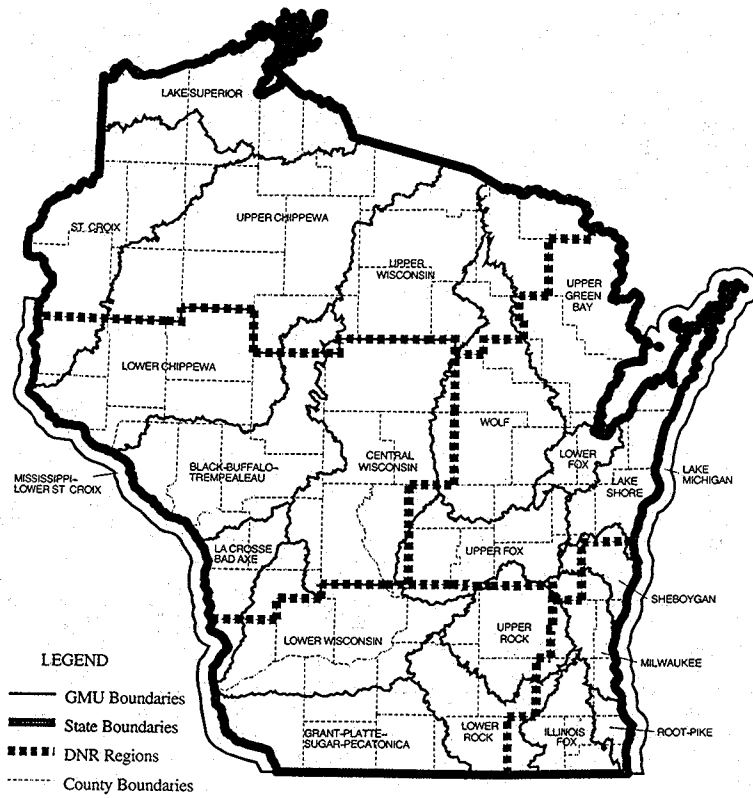
NR 46.24(4) DEPARTMENT OF NATURAL RESOURCES ADMINISTRATIVE AREAS.

(see Map of Administrative Areas)

SECTION 4. NR 46.30(2)(a) to (c) are repealed and recreated to read:

(see attached pages)

### Department of Natural Resources Region Boundaries and Geographic Management Units (GMU)



**NR 46.30 Stumpage Rates -**  
**1998 Rates - Effective Nov. 1, 1997**

NR 46.30(2)(a) - Logs 1998	1 SOUTHERN	2 GREEN BAY	3 MARIN- ETTE	4 BLACK RIVER FALLS	5 LA CROSSE	6 EAU CLAIRE	7 WOOD- RUFF	8 ANTIGO	9 WIS RAPIDS	10 BRULE	11 CUMBER- LAND	12 PARK FALLS
Cedar	112.00	116.00	80.00	112.00	NA	112.00	125.00	125.00	125.00	50.00	50.00	50.00
Fir	NA	43.00	43.00	43.00	NA	43.00	43.00	43.00	NA	43.00	43.00	43.00
Hemlock	NA	66.00	66.00	82.00	NA	82.00	30.00	82.00	NA	82.00	82.00	82.00
Pine												
Jack	39.00	60.00	60.00	60.00	39.00	39.00	60.00	60.00	60.00	60.00	60.00	60.00
Red	127.00	113.00	106.00	104.00	99.00	83.00	133.00	172.00	93.00	138.00	52.00	90.00
White	75.00	110.00	102.00	58.00	44.00	127.00	134.00	158.00	132.00	181.00	92.00	120.00
Spruce	90.00	57.00	57.00	90.00	90.00	90.00	110.00	65.00	100.00	63.00	92.00	105.00
Tamarack	12.00	12.00	12.00	12.00	12.00	12.00	12.00	30.00	30.00	12.00	12.00	30.00
Aspen	55.00	54.00	41.00	32.00	50.00	59.00	45.00	61.00	33.00	30.00	40.00	28.00
Ash	192.00	150.00	191.00	218.00	0.00	123.00	178.00	180.00	137.00	136.00	64.00	156.00
Basswood	154.00	180.00	190.00	230.00	139.00	156.00	141.00	178.00	111.00	154.00	126.00	138.00
Birch												
White	95.00	57.00	82.00	78.00	81.00	84.00	141.00	130.00	142.00	70.00	72.00	50.00
Yellow	151.00	136.00	136.00	151.00	151.00	151.00	168.00	130.00	168.00	156.00	100.00	115.00
Elm	87.00	101.00	110.00	84.00	84.00	84.00	200.00	200.00	200.00	107.00	107.00	107.00
Maple												
Sugar	260.00	220.00	302.00	272.00	300.00	241.00	263.00	200.00	188.00	245.00	115.00	127.00
Other	119.00	160.00	138.00	119.00	136.00	128.00	150.00	156.00	124.00	99.00	99.00	97.00
Oak												
Red	348.00	275.00	311.00	294.00	335.00	335.00	268.00	300.00	331.00	271.00	289.00	276.00
White	213.00	154.00	232.00	134.00	151.00	153.00	NA	280.00	221.00	112.00	125.00	142.00
Other	143.00	135.00	156.00	108.00	102.00	123.00	NA	343.00	119.00	233.00	48.00	144.00
Other Hardwood	230.00	161.00	147.00	112.00	95.00	149.00	167.00	126.00	150.00	121.00	79.00	101.00
Black Walnut	725.00	NA	NA	400.00	400.00	400.00	NA	NA	NA	NA	NA	NA

\*NA - Not Applicable - This species/product is not normally harvested within this zone

**NR 46.30(2)(b) Cord Products - 128 cubic feet of wood, air and bark assuming careful piling.**  
**1998**

	1 SOUTHERN	2 GREEN BAY	3 MARIN- ETTE	4 BLACK RIVER FALLS	5 LA CROSSE	6 EAU CLAIRE	7 WOOD- RUFF	8 ANTIGO	9 WIS RAPIDS	10 BRULE	11 CUMBER- LAND	12 PARK FALLS
Cedar	10.40	16.20	14.00	6.00	NA	6.00	10.00	12.00	11.90	10.00	12.20	10.00
Fir	NA	16.50	16.50	21.50	NA	21.50	10.80	9.60	NA	13.90	10.00	13.50
Hemlock	NA	9.60	9.30	8.40	NA	8.40	8.30	8.30	NA	8.40	8.40	8.40
Pine												
Jack*	25.00	36.40	36.50	23.70	25.00	25.60	36.80	32.00	25.80	31.40	25.70	27.60
Red*	25.20	19.10	28.60	23.00	23.00	22.00	31.60	29.00	26.80	33.00	18.00	26.70
White*	14.00	11.30	18.80	11.40	10.00	10.00	17.60	13.30	15.90	19.10	13.60	19.20
Spruce	20.60	12.50	23.30	12.00	12.00	12.20	26.10	17.00	15.30	18.20	15.00	21.50
Tamarack	16.10	30.60	30.60	15.00	11.00	15.00	11.90	11.50	11.50	21.10	11.10	10.40
Aspen	8.00	14.00	24.40	13.00	11.40	20.50	15.00	18.60	16.00	19.50	22.10	18.40
Birch	12.00	17.00	22.70	12.00	10.00	10.00	18.00	15.00	10.20	16.60	14.00	18.80
Basswood	4.27	10.48	10.48	4.27	4.27	4.27	2.53	4.71	4.11	6.68	4.29	3.90
Oak	11.30	18.80	20.10	10.80	11.30	12.00	17.00	14.90	11.10	13.20	8.10	13.50
Other Hardwood	6.80	12.00	19.40	13.20	13.20	11.00	17.80	14.00	11.40	12.90	12.00	11.60
Fuelwood	6.90	10.00	14.10	8.60	7.40	10.00	6.00	7.50	6.90	10.00	5.70	6.70

\*A 30% reduction in the listed price will be applied to pine cordwood harvests in the following counties: Buffalo, Calumet, Crawford, Dane, Dodge, Door, Grant, Green, Iowa, Jefferson, Kenosha, Kewaunee, LaCrosse, LaFayette, Manitowoc, Ozaukee, Pepin, Pierce, Racine, Richland, Rock, Saint Croix, Trempealeau, Vernon, Walworth, Waukesha, and Winnebago.

**NR 46.30 (2)(c) - Piece Products**  
**1998**

	1 SOUTHERN	2 GREEN BAY	3 MARIN- ETTE	4 BLACK RIVER FALLS	5 LA CROSSE	6 EAU CLAIRE	7 WOOD- RUFF	8 ANTIGO	9 WIS RAPIDS	10 BRULE	11 CUMBER- LAND	12 PARK FALLS
Posts & Poles												
7 and 8 ft.	0.64	0.57	0.53	0.52	0.50	0.42	0.67	0.86	0.47	0.69	0.26	0.45
10 and 12 ft.	1.91	1.70	1.59	1.56	1.49	1.25	2.00	2.58	1.40	2.07	0.78	1.35
14 and 16 ft.	3.18	2.83	2.65	2.60	2.48	2.08	3.33	4.30	2.33	3.45	1.30	2.25
18 and 20 ft.	6.31	5.61	5.27	5.17	4.92	4.12	6.61	8.54	4.62	6.86	2.58	4.47
21 and 30 ft.	9.05	8.05	7.56	7.41	7.06	5.92	9.48	12.26	6.63	9.84	3.71	6.42
31 and 40 ft.	15.64	13.91	13.05	12.80	12.19	10.22	16.37	21.18	11.45	16.99	6.40	11.08
41 and 50 ft.	23.39	20.81	19.52	19.15	18.23	15.28	24.49	31.67	17.13	25.41	9.58	16.57
51 and 60 ft.	32.30	28.74	26.96	26.45	25.18	21.11	33.83	43.75	23.65	35.10	13.23	22.89
61 and 70 ft.	42.25	37.59	35.26	34.59	32.93	27.61	44.24	57.21	30.94	45.90	17.30	29.94
Christmas Trees												
Unsheared	2.90	2.90	2.90	3.40	3.40	3.40	4.50	9.30	3.40	3.00	2.40	5.60
Sheared	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on \_\_\_\_\_.

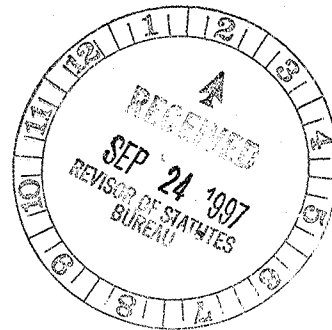
The rules shall take effect the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

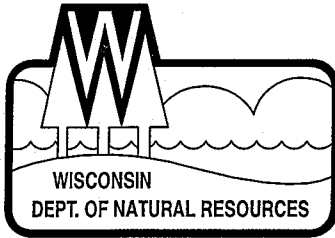
Dated at Madison, Wisconsin August 29, 1997

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer  
George E. Meyer, Secretary

(SEAL)





**State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES**

Tommy G. Thompson, Governor  
George E. Meyer, Secretary

Box 7921  
101 South Webster Street  
Madison, Wisconsin 53707-7921  
TELEPHONE 608-266-2621  
FAX 608-267-3579  
TDD 608-267-6897

August 27, 1997

Mr. Gary L. Poulson  
Assistant Revisor of Statutes  
131 West Wilson Street - Suite 800  
Madison, WI

Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. FR-19-97. These rules were reviewed by the Assembly Committee on Rural Affairs and the Senate Committee on Agriculture and Environmental Resources pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

George E. Meyer  
Secretary

Enc.

