



Job Aid – Prescriptive Rights Calculator (PRC)

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The PRC spreadsheet is a tool used by the Region Utility Representative (RUR) that determines if WisDOT will recognize if a utility company has obtained a land right via *prescriptive rights by adverse user*. The PRC eliminates having to research state statutes every time the RUR needs to determine if WisDOT will recognize if a utility company has obtained a land right.

Top section:

This section of the spreadsheet is where project information can be entered. It's for reference only. This information is not required to be entered for the spreadsheet to work properly.

 State of Wisconsin Department of Transportation		Prescriptive Rights Calculator <i>Lands Acquired for the State</i>	
Project Description Title: <input type="text"/> Limits: <input type="text"/> Highway: <input type="text"/> County: <input type="text"/> Company: <input type="text"/>		Project ID(s) Design: <input type="text"/> Construction: <input type="text"/> Right of Way: <input type="text"/> UTL or UA No.: <input type="text"/> Utility: <input type="text"/>	

Middle section:

This section is where the user enters the required information to determine if a utility company is eligible for a prescriptive right.

FACILITY OWNER 1 Select Owner	DATE FACILITY WAS INSTALLED 4 Enter Date
FACILITY TYPE 2 Select Type	TODAY'S DATE 5 4/15/2019
LAND OWNER 3 Select Owner	

a Is there a continuously maintained fence line which has been mutually agreed upon by the current land owners? Select
 b Is the land owned by the University of Wisconsin, College of Menominee Nation, or Lac Courte Oreilles Ojibwa Community College? Select
 c Is the land an abandoned railroad acquired by the State? Select
 d Is the land for highway purposes? Select



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1. Select the type of facility owner (Domestic corporation, Foreign corporation, or Unit of Government)
 - To determine if a corporation is domestic or foreign go to the [Wisconsin Department of Financial Institutions](#) website and enter the company's legal name in the search bar

Wisconsin Department of Financial Institutions
Strengthening Wisconsin's Financial Future

Search for: [Search](#) [Advanced Search](#) [Name Availability](#)

Corporate Records

ID	Entity Name / Type	Registered Effective Date	Status / Status Date
R035894	US SIGNAL COMPANY, L.L.C. 13 - Foreign LLC	06/23/2000	Registered 06/23/2000

- Examples of a unit of government is Wisconsin, or a city, village, town, county, school district, sewerage commission, sewerage district, or DNR within Wisconsin.
 - Contact the BTS Utility Unit for questions about whether an entity is a unit of government
2. Select the facility type: communication, electricity, gas or petroleum, sewer, steam, water
 3. Select if the land is privately or publicly owned
 - Publicly owned means real property a unit of government (within the state) holds in fee
 - Privately owned means real property held in fee by a person or entity not classified as a unit of government
 4. Enter the date the facility was installed
 - If you only know the year and month the facility was installed enter the last day of the install month
 - If you only know what year the facility was installed enter the last day of the install year
 5. This field automatically populates with the current date, this cannot be changed

Questions **a – d**. These questions only pertain to publicly owned land. You may need to answer some of these questions depending on what was selected in **1 - 4**. Further information about questions **a – d** are as follows:

- a. An example of a *continuously maintained fence line* would be the security fence along a highway, or a fence surrounding a rest area
- b. The land owner can be found in the title search
- c. If you are unable to determine if the railroad is abandoned and acquired by the State, contact your region Railroad Coordinator or the BTS Utility Unit
- d. This question is asking if the land is road right of way



Bottom section:

After completing all the required information in the middle section, the bottom section will display a result, letting you know if the utility company is eligible for a prescriptive right.

ELIGIBLE FOR A PRESCRIPTIVE RIGHT?	A
Prescriptive Right established on:	B

- A.** This will display whether a utility company is eligible for a prescriptive right
 - All the required information in the middle section must be entered before an answer is displayed
- B.** When a utility company is not eligible at this time to obtain a prescriptive right, but will be eligible in the future, this will display the date the utility company will become eligible to obtain a prescriptive right. Compare this date to the anticipated parcel acquisition date to determine if the prescriptive right needs to be shown on the plat.