

AMENDED RELOCATION ORDER

The City of Appleton, Outagamie/Calumet/Winnebago Counties, Wisconsin, by its Common Council and for its Relocation Order hereby resolves as follows:

1. That this Resolution is a Relocation Order in accordance with subsection 32.05(1), Wisconsin Statutes, for the purpose of the within-described public improvement project and it is also a determination of necessity for that project in accordance with subsection 32.07(2), Wisconsin Statutes;

2. That this Amended Relocation Order amends the Relocation Order approved by the Appleton Common Council on January 22, 2020, and recorded by the Outagamie County Register of Deeds Office on February 3, 2020 as Document No. 2183147.

3. That the City of Appleton hereby determines that it is necessary and of public purpose to construct a storm sewer in the area of Alvin Street in or near the City of Appleton, Wisconsin.

4. That said storm sewer will be built within the areas marked on the scale drawing, which is attached to this Amended Relocation Order as Exhibit "C" and is incorporated herein;

5. That the legal descriptions for the easement areas necessary for this construction are contained in Exhibit "A" and Exhibit "B" which are also incorporated herein;

6. That the City of Appleton will acquire a permanent easement in the areas described in the "Legal Description for Easement" contained in Exhibit "A" and Exhibit "B" from the present owners.

Passed and approved this _____ day of February, 2020.

I hereby certify that on this _____ day of February, 2020, that the within Amended Relocation Order was adopted by a vote of _____ ayes and _____ nays by the Common Council for the City of Appleton, Wisconsin.

City of Appleton

ATTEST:

APPROVED:

Kami Lynch, City Clerk

Timothy M. Hanna, Mayor

Record and return to:

City of Appleton – City Attorney's Office
100 North Appleton Street
Appleton, WI 54911-4799

Tax Key Nos. 31-6-4500-00; 101 052800

Subscribed and sworn to before me
this _____ day of February, 2020.

Jamie L. Griesbach
Notary Public, State of Wisconsin
My commission expires: 11/11/2021

This instrument was drafted by:
Christopher R. Behrens,
Appleton Deputy City Attorney
City Law: A19-1191

EXHIBIT A

Legal Description for Easement PATHWAYS CHURCH INC.

TAX PARCEL: 31-6-4500-00

Owner: Pathways Church, Inc.

The Servient Property Is Described As:

Part of the Northeast ¼ of the Northwest ¼ and the Northwest ¼ of the Northwest ¼ of Section 14, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin and more fully described in a Warranty Deed recorded as Document No.1759035 in the Outagamie County Register of Deeds Office. Also known as City of Appleton tax parcel 31-6-4500-00.

The Easement Area Is Described As:

Permanent Easement Area:

A strip of land being a part of the Northwest ¼ of the Northwest ¼ of Section 14, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 22,153 square feet of land and being all those lands of the owner within the following described area:

Commencing at the Northwest corner of said Section 14;

Thence South 89°51'46" East 604.24 feet coincident with the North line of the NW ¼ of said Section 14 to the Northerly extension of the East line of Alvin Street;

Thence South 00°08'06" West 564.96 feet coincident with the Northerly extension of the East line of Alvin Street and the East line thereof to the point of beginning;

Thence South 89°55'39" East 93.91 feet;

Thence South 23°35'00" East 122.51 feet m/l to a point 35.00 feet East of, as measured at a right angle to, a West line of lands described in a Warranty Deed recorded as Document No.1759035 in the Outagamie County Register of Deeds Office;

Thence South 00°14'18" East 270.06 feet m/l parallel to said West line to a point 25.00 feet North of, as measured at a right angle to, the Northerly line of Interstate 41;

Thence South 83°27'53" East 264.53 feet;

Thence South 06°32'07" West 25.00 feet to the Northerly line of said Interstate 41;

Thence North 83°27'53" West 296.81 feet m/l coincident with the Northerly line of said Interstate 41 to a West line of lands described in said Document No.1759035;

Thence North 00°14'18" West 296.46 feet m/l coincident with the West line of lands described in said Document No.1759035;

Thence North 23°35'00" West 89.55 feet;

Thence North 89°55'39" West 72.13 feet to the East line of Alvin Street;

Thence North 00°08'06" East 25.00 feet coincident with the East line of Alvin Street to the point of beginning.

SEE ALSO ATTACHED EXHIBIT "C"

EXHIBIT B

Legal Description for Easement GRISHABER MAIN STREET PARTNERSHIP LLP

TAX PARCEL: 101 052800 (Town of Grand Chute)

Owner: Grishaber Main Street Partnership LLP

The Servient Property Is Described As:

Part of the Northwest ¼ of the Northwest ¼ of Section 14, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin and more fully described in a Trustee's Deed recorded as Document No.2154869 in the Outagamie County Register of Deeds Office. Also known as Town tax parcel 101052800.

The Easement Area Is Described As:

Permanent Easement Area:

A strip of land being a part of the Northwest ¼ of the Northwest ¼ of Section 14, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 34 square feet of land m/l and being all those lands of the owner within the following described area:

Commencing at the Northwest corner of said Section 14;

Thence South 89°51'46" East 604.24 feet coincident with the North line of the NW ¼ of said Section 14 to the Northerly extension of the East line of Alvin Street;

Thence South 00°08'06" West 564.96 feet coincident with the Northerly extension of the East line of Alvin Street and the East line thereof to the point of beginning;

Thence South 89°55'39" East 93.91 feet;

Thence South 23°35'00" East 122.51 feet m/l to a point 35.00 feet East of, as measured at a right angle to, a West line of lands described in a Warranty Deed recorded as Document No.1759035 in the Outagamie County Register of Deeds Office;

Thence South 00°14'18" East 270.06 feet m/l parallel to said West line to a point 25.00 feet North of, as measured at a right angle to, the Northerly line of Interstate 41;

Thence South 83°27'53" East 264.53 feet;

Thence South 06°32'07" West 25.00 feet to the Northerly line of said Interstate 41;

Thence North 83°27'53" West 296.81 feet m/l coincident with the Northerly line of said Interstate 41 to a West line of lands described in said Document No.1759035;

Thence North 00°14'18" West 296.46 feet m/l coincident with the West line of lands described in said Document No.1759035;

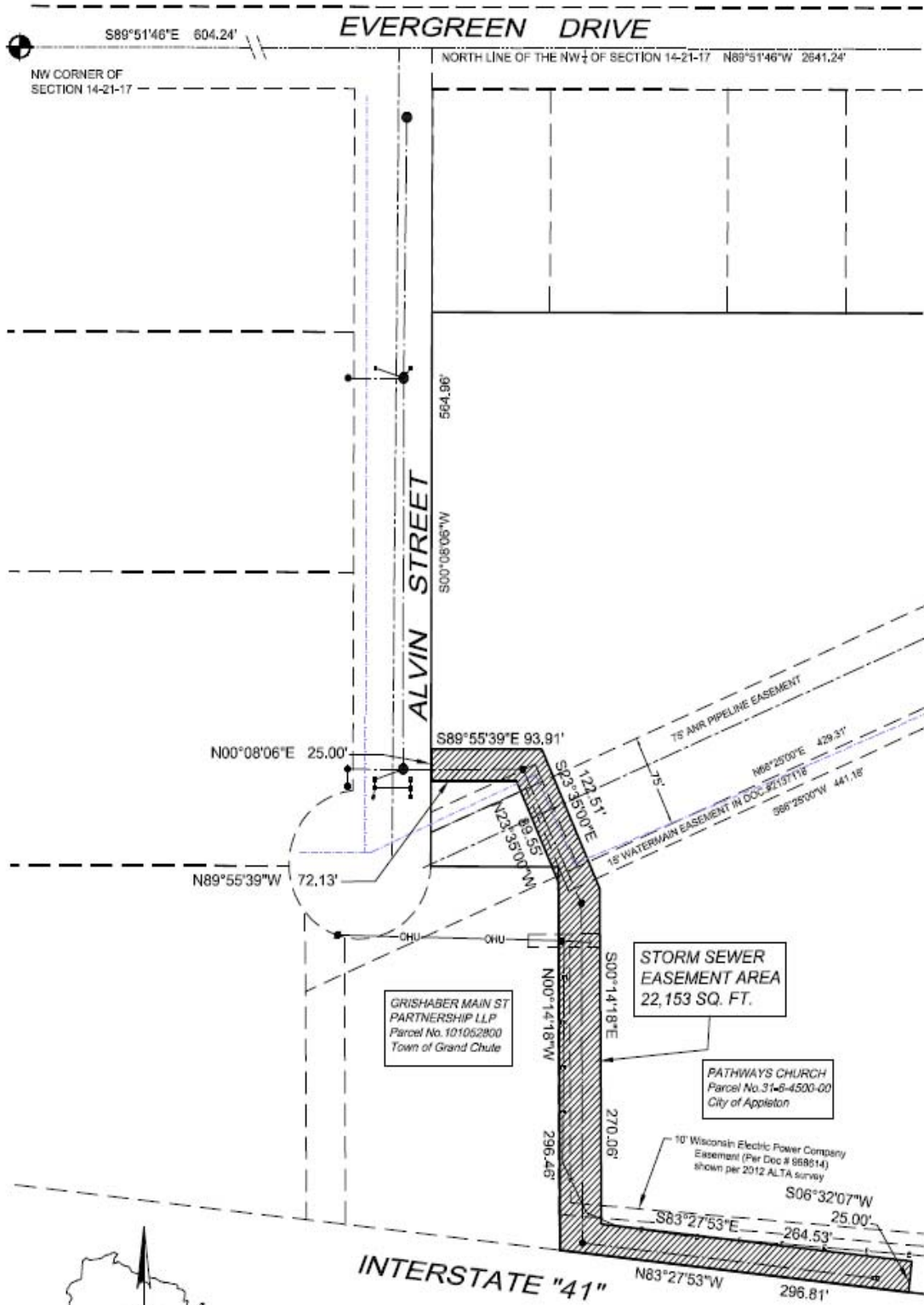
Thence North 23°35'00" West 89.55 feet;

Thence North 89°55'39" West 72.13 feet to the East line of Alvin Street;

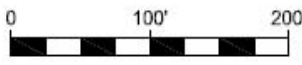
Thence North 00°08'06" East 25.00 feet coincident with the East line of Alvin Street to the point of beginning.

SEE ALSO ATTACHED EXHIBIT "C"

EXHIBIT C



BEARINGS ARE REFERENCED TO THE WISCONSIN COUNTY COORDINATE SYSTEM, OUTAGAME COUNTY, NORTH LINE OF THE NW¼ SECTION 14, T21N, R17E RECORDED AS S89°51'46"E, H:\Acad\Bassment\Storm\2019\PathwaysChurch_L\4A_2507_2019



CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474
 DRAFTED BY: T. KROMM