

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 the City of Appleton hereby determines that it is necessary and of public purpose to construct a portion of Rocky Bleier Run, retaining walls for Rocky Bleier Run, and to construct a stairway adjacent to Oneida Street Bridge in or near the City of Appleton, Wisconsin.
3. That said roadway, stairway and retaining walls will be built within the areas marked on the scale drawing, which is attached to this Relocation Order as Exhibit "A" and is incorporated herein;
4. That the legal descriptions for the acquisition and easement areas necessary for this construction are contained in Exhibits "B", "C", and "D" under the heading "Legal Description for Acquisition," which are also incorporated herein;
5. That the City of Appleton will acquire a fee simple interest in the areas described in the "Legal Description for Acquisition" contained in Exhibit "B" from the present owner.
6. That the City of Appleton will also acquire Temporary Limited Easements for the areas described in the "Legal Description for Temporary Limited Easement" in Exhibit "C" from the present owner.
7. That the City of Appleton will also acquire a Permanent Limited Easement for the areas described in the "Legal Description for Permanent Limited Easement" in Exhibit "D" from the present owner.

Record and return to:

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

Passed and approved this _____ day of _____, 2018.

I hereby certify that on this _____ day of _____, 2018, that the within 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

Subscribed and sworn to before me
this ____ day of January, 2018.

Printed Name: _____

Notary Public, State of Wisconsin

My commission is/expires: _____

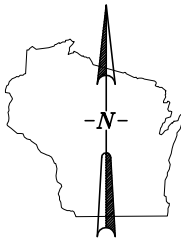
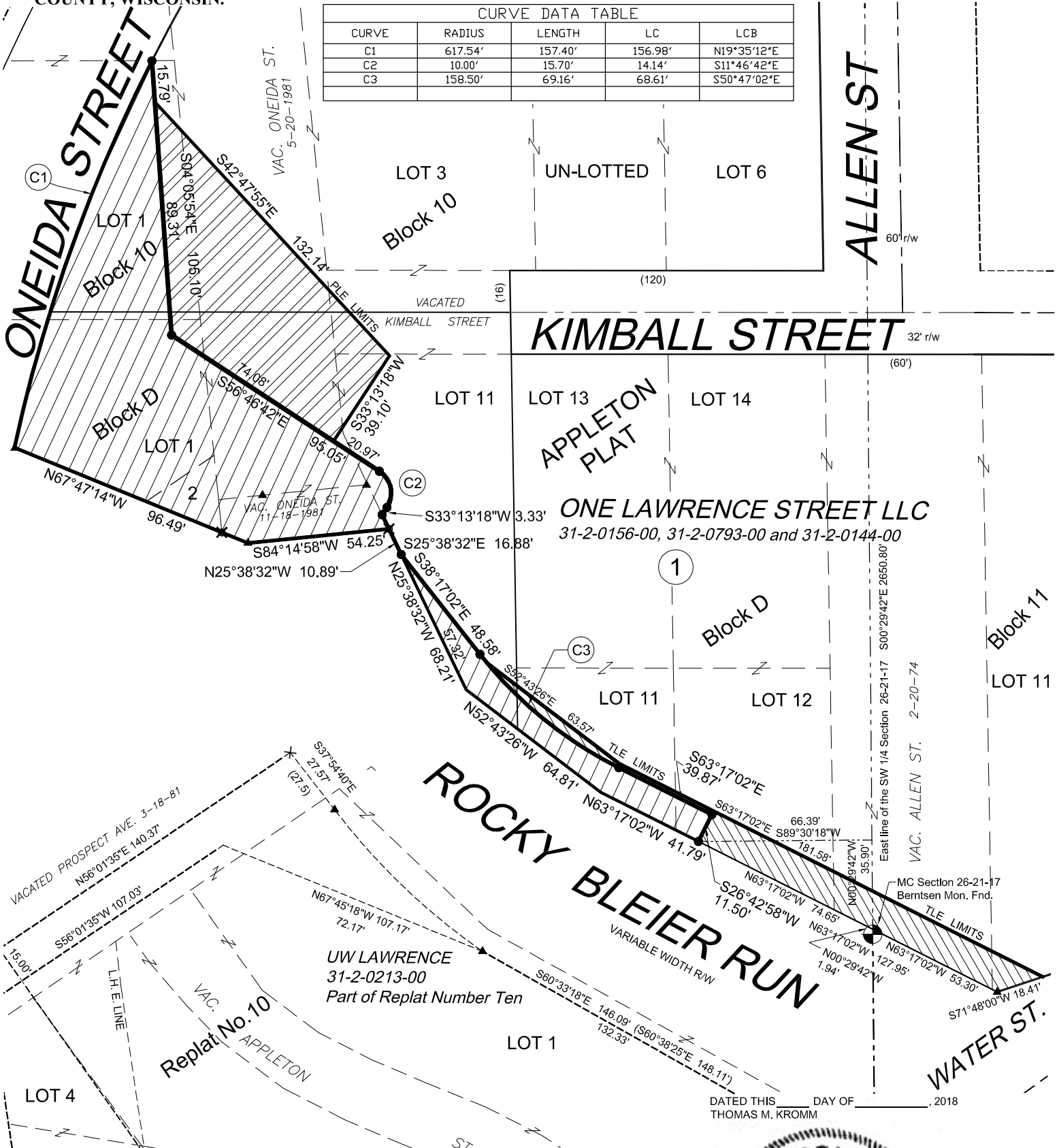
This instrument was drafted by:
James P. Walsh, Appleton City Attorney
City Law: A18-0029

EXHIBIT "A"

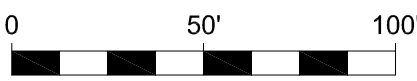
ROCKY BLEIER RUN AND WATER STREET

RIGHT-OF WAY MONUMENTATION MAP, LOCATED IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN.

CURVE DATA TABLE				
CURVE	RADIUS	LENGTH	LC	LCB
C1	617.54'	157.40'	156.98'	N19°35'12"E
C2	10.00'	15.70'	14.14'	S11°46'42"E
C3	158.50'	69.16'	68.61'	S50°47'02"E



BEARINGS ARE REFERENCED TO THE WISCONSIN COUNTY COORDINATE SYSTEM, OUTAGAMIE COUNTY, SOUTH LINE OF THE SW 1/4 OF SECTION 26, T.21N., R.17E., RECORDED TO BEAR N.89°58'34"W.



-----LEGEND-----

- = 3/4" x 24" Iron Rebar set
- ✕ = Iron Rebar Found
- ⊙ = Government Corner
- ▲ = Iron Pipe Found
- ⊕ = Chisel Mark Found
- - - - = Historic Parcel Line
- () = Measurement of Record
- [Hatched] = Acquisition(Fee) Area
- [Diagonal Hatched] = Temporary Limited Easement
- [Cross-hatched] = Permanent Limited Easement



CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474

SCHEDULE OF LAND AND INTERESTS REQUIRED

PARCEL NO.	SHEET NO.	OWNER	INTEREST	NEW AREA	EXISTING	REMAINING
1	1	ONE LAWRENCE STREET, LLC	FEE	11,347 SQ. FT.	174,815 SQ. FT. M/L	163,463 SQ. FT. M/L
1	1	ONE LAWRENCE STREET, LLC	TLE	1,995 SQ. FT.	N/A	N/A
1	1	ONE LAWRENCE STREET, LLC	PLE	5,138 SQ. FT.	N/A	N/A

DRAFTED BY: T. KROMM

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EXHIBIT B

Legal Description for Acquisition 1 LAWRENCE STREET, LLC

TAX PARCEL: 31-2-0156-00, 31-2-0793-00 and 31-2-0144-00

Owner: 1 Lawrence Street, LLC, a Wisconsin limited liability company

Document: W.D. Document Nos. 2095916 and 2095911

Fee Interest: 11,347 total Sq. Ft. of new right of way

A portion of land for street right way, containing 11,346 square feet of land m/l and being all those lands of the owner within the following described area:

A part of Lot One (1), in Block Ten (10) and a part of Lot's One (1), Two (2), Eleven (11) and Twelve (12) in Block D and a part of vacated Oneida Street lying between said Blocks Ten (10) and Block D, **SECOND WARD PLAT (AKA APPLETON PLAT)**, according to the recorded Assessor's Plat of the City of Appleton, all being located in the SE ¼ of the SW ¼ of Section Twenty-Six (26), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin and being further described by:

Commencing at the South ¼ corner of said Section 26;

Thence North 00°29'42" West 289.04 feet along the East line of the SW ¼ of said Section 26 to a Meander corner of said South ¼ corner;

Thence continue North 00°29'42" West 35.90 feet along the East line of the SW ¼ of said Section 26;

Thence South 89°30'18" West 66.39 feet to the Northeasterly line of Rocky Bleier Run and being the point of Beginning;

Thence North 63°17'02" West 41.79 feet coincident with the Northeasterly line of Rocky Bleier Run;

Thence North 52°43'26" West 64.81 feet coincident with the Northeasterly line of Rocky Bleier Run;

Thence North 25°38'32" West 68.21 feet coincident with the Northeasterly line of Rocky Bleier Run;

Thence South 84°14'58" West 54.25 feet coincident with the Northerly line of Rocky Bleier Run;

Thence North 67°47'14" West 96.49 feet coincident with the Northeasterly line of Rocky Bleier Run to the Southeasterly line of Oneida Street (aka Oneida Skyline Bridge) per Wisconsin Department of Transportation Right of Way Plat 1657-2-21;

Thence Northeasterly 157.40 feet along the arc of a curve to the right having a radius of 617.54 feet and the chord of which bears North 19°35'12" East 156.98 feet and being coincident with the Easterly line of Oneida Street per Wisconsin Department of Transportation Right of Way Plat 1657-2-21;

Thence South 04°05'54" East 105.10 feet;

Thence South 56°46'42" East 95.05 feet;

Thence Southeasterly 15.70 feet along the arc of a curve to the right having a radius of 10.00 feet and the chord of which bears South 11°46'42" East 14.14 feet;

Thence South 33°13'18" West 3.33 feet;

Thence South 25°38'32" East 5.99 feet to an existing bend point in Rocky Bleier Run;

Thence continue South 25°38'32" East 10.89 feet coincident with the Northeasterly line of Rocky Bleier Run;

Thence South 38°17'02" East 48.58 feet;

Thence Southeasterly 69.16 feet along the arc of a curve to the left having a radius of 158.50 feet and the chord of which bears South 50°47'02" East 68.61 feet;

Thence South 63°17'02" East 39.87 feet;

Thence South 26°42'58" West 11.50 feet to the point of beginning.

Part of Tax Parcel Nos. 31-2-0156-00, 31-2-0793-00 and 31-2-0144-00

SEE ALSO ATTACHED EXHIBIT "A"

EXHIBIT C

Legal Description for Temporary Limited Easement 1 LAWRENCE STREET, LLC

A temporary limited easement for the purpose of facilitating adjacent construction and also grading, containing 1,995 square feet of land m/l and being all those lands of the owner within the following described area:

A part of Lot Eleven (11) and Twelve (12) in Block D and a part of Lot Eleven (11) in Block Eleven (11) and a part of Vacated Allen Street lying between said Block D and Block 11, **SECOND WARD PLAT (AKA APPLETON PLAT)**, according to the recorded Assessor's Plat of the City of Appleton, all being located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Twenty-Six (26), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin and being further described by: Commencing at the South $\frac{1}{4}$ corner of said Section 26;
Thence North $00^{\circ}29'42''$ West 289.04 feet along the East line of the SW $\frac{1}{4}$ of said Section 26 to a Meander corner to said South $\frac{1}{4}$ corner;
Thence continue North $00^{\circ}29'42''$ West 1.94 feet along the East line of the SW $\frac{1}{4}$ of said Section 26 to the Northeasterly line of Rocky Bleier Run and being the point of Beginning;
Thence North $63^{\circ}17'02''$ West 74.65 feet coincident with the Northeasterly line of Rocky Bleier Run;
Thence North $26^{\circ}42'58''$ East 11.50 feet;
Thence North $63^{\circ}17'02''$ West 39.87 feet;
Thence Northwesterly 65.02 feet along the arc of a curve to the right having a radius of 158.50 feet and the chord of which bears North $51^{\circ}31'54''$ West 64.57 feet;
Thence South $52^{\circ}43'26''$ East 63.57 feet;
Thence South $63^{\circ}17'02''$ East 181.58 feet to the Northwesterly line of Water Street;
Thence South $71^{\circ}48'00''$ West 18.41 feet coincident with the Northwesterly line of Water Street to the Northeasterly line of Rocky Bleier Run;
Thence North $63^{\circ}17'02''$ West 53.30 feet coincident to the Northeasterly line of Rocky Bleier Run to the point of beginning.

Part of Tax Parcel Nos. 31-2-0156-00 and 31-2-0793-00

SEE ALSO ATTACHED EXHIBIT "A"

EXHIBIT D

Legal Description for Permanent Limited Easement 1 LAWRENCE STREET, LLC

A permanent limited storm sewer easement, containing 5,138 square feet of land m/l and being all those lands of the owner within the following described area:

A part of Lot One (1) in Block Ten (10) and a part of Lot's One (1) and Eleven (11) in Block D and a part of vacated Oneida Street lying between said Block Ten (10) and Block D and a part of vacated Kimball Street lying between said Block Ten (10) and Block D, **SECOND WARD PLAT (AKA APPLETON PLAT)**, according to the recorded Assessor's Plat of the City of Appleton, , all being located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Twenty-Six (26), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin and being further described by:

Commencing at the South $\frac{1}{4}$ corner of said Section 26;
Thence North $00^{\circ}29'42''$ West 289.04 feet along the East line of the SW $\frac{1}{4}$ of said Section 26 to a Meander corner to said South $\frac{1}{4}$ corner;
Thence continue North $00^{\circ}29'42''$ West 35.90 feet along the East line of the SW $\frac{1}{4}$ of said Section 26;
Thence South $89^{\circ}30'18''$ West 66.39 feet to the Northeasterly line of Rocky Bleier Run;
Thence North $63^{\circ}17'02''$ West 41.79 feet coincident with the Northeasterly line of Rocky Bleier Run;
Thence North $52^{\circ}43'26''$ West 64.81 feet coincident with the Northeasterly line of Rocky Bleier Run;
Thence North $25^{\circ}38'32''$ West 68.21 feet coincident with the Northeasterly line of Rocky Bleier Run;
Thence South $84^{\circ}14'58''$ West 54.25 feet coincident with the Northerly line of Rocky Bleier Run;
Thence North $67^{\circ}47'14''$ West 96.49 feet coincident with the Northeasterly line of Rocky Bleier Run to the Southeasterly line of Oneida Street (aka Oneida Skyline Bridge) per Wisconsin Department of Transportation Right of Way Plat 1657-2-21;
Thence Northeasterly 157.40 feet along the arc of a curve to the right having a radius of 617.54 feet and the chord of which bears North $19^{\circ}35'12''$ East 156.98 feet and being coincident with the Easterly line of Oneida Street per Wisconsin Department of Transportation Right of Way Plat 1657-2-21;
Thence South $04^{\circ}05'54''$ East 15.79 feet to the point of Beginning;
Thence South $42^{\circ}47'55''$ East 132.14 feet;
Thence South $33^{\circ}13'18''$ West 39.10 feet;
Thence North $56^{\circ}46'42''$ West 74.08 feet;
Thence North $04^{\circ}05'54''$ West 89.31 feet to the point of beginning.

Part of Tax Parcel Nos. 31-2-0793-00 and 31-2-0144-00

SEE ALSO ATTACHED EXHIBIT "A".