

## 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 detention pond in the City of Appleton, Wisconsin for stormwater purposes.
3. That said detention pond 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 acquisitions necessary for this construction are contained in Exhibits "B", "C", "D", "E", and "F" under the heading "Legal Description for Acquisition," which is also incorporated herein;
5. That the City of Appleton will acquire the properties described in the "Legal Description for Acquisition" contained in Exhibits "B", "C", "D", "E" and "F" from the present owners.

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 \_\_\_\_\_, 2014.

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 2014, that the within Relocation Order was adopted by a vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays by the City Council for the City of Appleton, Wisconsin.

ATTEST:

\_\_\_\_\_  
Charlene M. Peterson, City Clerk

APPROVED:

\_\_\_\_\_  
Timothy M. Hanna, Mayor

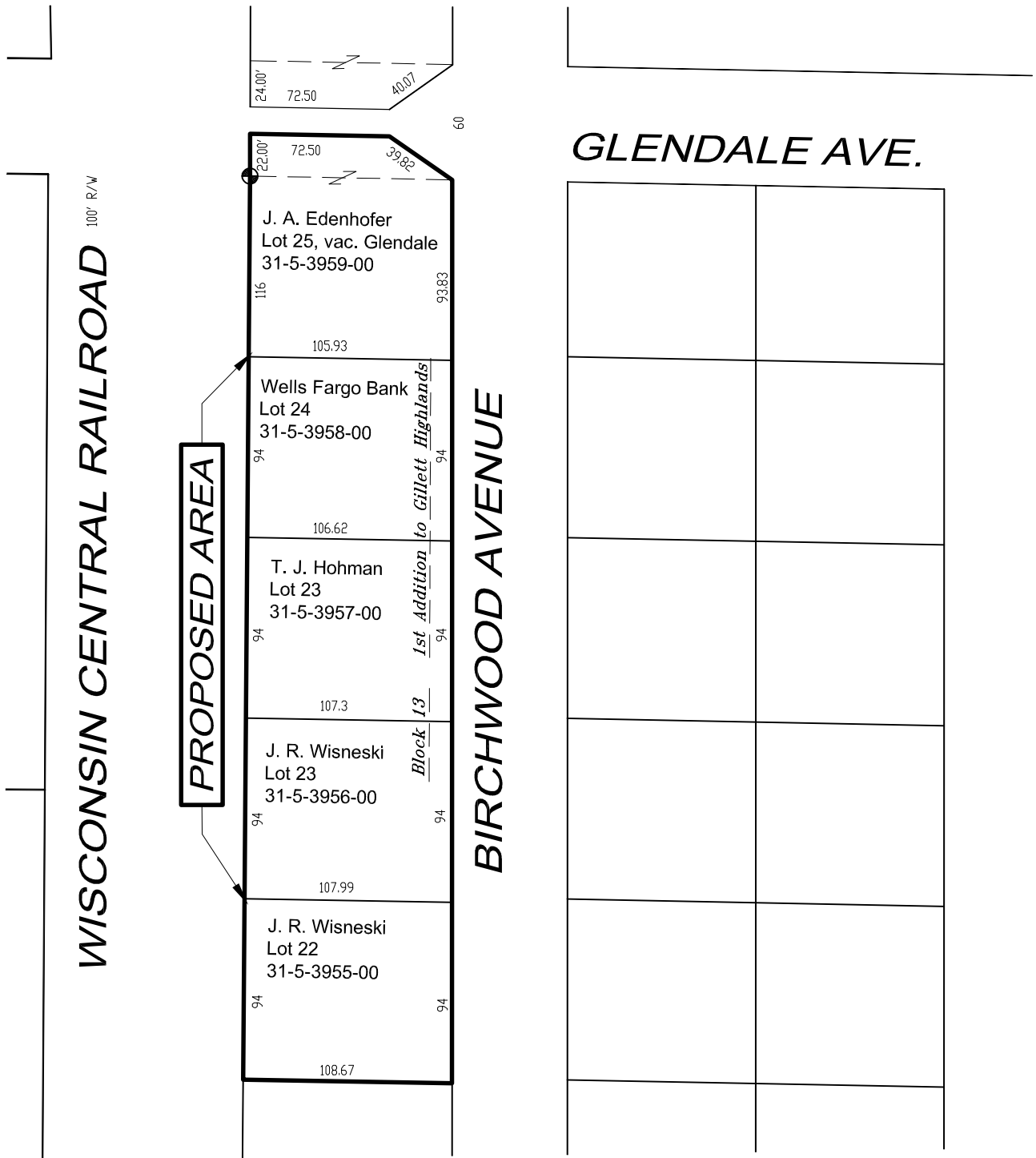
This instrument was drafted by:

James P. Walsh, Appleton City Attorney

J:\Attorney\WORD\Condemnation\Birchwood Pond\Birchwood Pond Relocation Order.doc

# EXHIBIT "A"

LOCATED IN THE NW 1/4 OF THE SW 1/4 AND THE SW 1/4 OF THE NW 1/4 OF SECTION 22,  
TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN.



**CITY OF APPLETON**  
DEPT. OF PUBLIC WORKS  
ENGINEERING DIVISION  
100 NORTH APPLETON STREET  
APPLETON, WISCONSIN. DWN. BY:TMK

# EXHIBIT B

## Legal Description for Acquisition JANET R. WISNESKI

Lot Twenty-One (21) in Block Thirteen (13), FIRST ADDITION TO GILLETT HIGHLANDS, City of Appleton, located in the Southwest Quarter (SW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin.

PARCEL: 31-5-3955-00

Title document: TOD Deed Doc. No. 1906063, Decedent Doc. No. 1965748

# EXHIBIT C

## Legal Description for Acquisition JANET R. WISNESKI

Lot Twenty-Two (22) in Block Thirteen (13), FIRST ADDITION TO GILLETT HIGHLANDS, City of Appleton, located in the Southwest Quarter (SW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin.

PARCEL: 31-5-3956-00

Title document: TOD Deed Doc. No. 1906063, Decedent Doc. No. 1965748

# EXHIBIT D

## Legal Description for Acquisition THEODORE J. HOHMAN

Lot Twenty-Three (23) in Block Thirteen (13), FIRST ADDITION TO GILLETT HIGHLANDS, City of Appleton, located in the Southwest Quarter (SW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin.

PARCEL: 31-5-3957-00

Title document: WD Doc. No. 1794659

# EXHIBIT E

## Legal Description for Acquisition WELLS FARGO BANK, N.A.

Lot Twenty-Four (24) in Block Thirteen (13), FIRST ADDITION TO GILLETT HIGHLANDS, City of Appleton, located in the Southwest Quarter (SW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin.

PARCEL: 31-5-3958-00

Title document: SD Doc. No. 1998138

# EXHIBIT F

## Legal Description for Acquisition JEFFREY A. EDENHOFER

Lot Twenty-Five (25) in Block Thirteen (13), FIRST ADDITION TO GILLETT HIGHLANDS, City of Appleton, located in the Southwest Quarter (SW ¼) and the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin and part of vacated Glendale Avenue described as follows:

Commencing at the South line said Glendale Avenue and the East line of the Wisconsin Central Railroad right-of-way, said point also being the W ¼ corner of said Section 22;  
Thence N.00°05'34"E. 22.00 feet, along the East line of the Wisconsin Central Railroad right-of-way;  
Thence S.88°44'03"E. 72.50 feet, parallel to the South line of said Glendale Avenue;  
Thence S.55°12'53"E. 39.82 feet, to the Southwest corner of Glendale Avenue and Birchwood Avenue;  
Thence N.88°44'03"W. 105.25 feet, along the South line of said Glendale Avenue to the point of beginning.

PARCEL: 31-5-3959-00

Title document: WD Doc. No. 1878316