

## 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 the street officially mapped as Spartan Drive and the associated stormwater pond to serve the street near the city of Appleton, Wisconsin.
3. That said roadway and associated stormwater pond will be built within the areas marked on the scale drawing, which is attached to this Relocation Order as Exhibit "A" and incorporated herein;
4. That the legal descriptions for the acquisition of property necessary for this project are contained in Exhibits "B" and "C", under the heading "Legal Description for Acquisition", which are also incorporated herein;
5. That the City of Appleton will also acquire Temporary Limited Easements for the areas described in the "Legal Description for Temporary Limited Easement" in Exhibits "D" and "E", which are also incorporated herein.

Passed and approved this \_\_\_\_\_ day of June, 2018.

I hereby certify that on this \_\_\_\_\_ day of June, 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.

APPROVED:

ATTEST:

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

\_\_\_\_\_  
Kami Lynch, City Clerk

Subscribed and sworn to before me  
this \_\_\_\_ day of \_\_\_\_\_, 2018.

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

This instrument was drafted by:  
James P. Walsh, Appleton City Attorney  
City Law: A17-0648

Record and return to:

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



# EXHIBIT B

## Legal Description for Acquisition

U.S. Bank, N.A.

**PARCEL: 101006800**

**Owner: U.S. Bank, N.A.**

### **Fee Simple Interest**

All those lands of the owner within the following described traverse: Being a part of Lot 1 of Certified Survey Map No. 4431, located in and being a part of the Southeast  $\frac{1}{4}$  of the Fractional Northeast  $\frac{1}{4}$  of Section 2, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 69,992 Square Feet (1.607 Acres) of land and described as follows:

Commencing at the East  $\frac{1}{4}$  corner of said Section 2 and being the point of beginning;

Thence North  $89^{\circ}40'21''$  West 839.03 feet along the South line of the Fractional NE  $\frac{1}{4}$  of said Section 2 and being coincident with the South line of Lot 1 and 2 of said Certified Survey Map No. 4431;

Thence North  $01^{\circ}03'01''$  East 245.13 feet being coincident with the West line of said Lot 1;

Thence South  $43^{\circ}27'00''$  East 48.98 feet;

Thence North  $67^{\circ}23'29''$  East 78.51 feet;

Thence North  $60^{\circ}46'47''$  East 139.15 feet;

Thence South  $21^{\circ}27'49''$  East 187.73 feet;

Thence South  $58^{\circ}24'35''$  West 131.24 feet;

Thence South  $14^{\circ}06'00''$  West 25.35 feet;

Thence Southeasterly 88.94 feet along the arc of a curve to the left having a radius of 370.00 feet and the chord of which bears South  $82^{\circ}47'12''$  East 88.73 feet;

Thence South  $89^{\circ}40'21''$  East 448.18 feet;

Thence North  $45^{\circ}09'52''$  East 169.22 feet to the East line of the Fractional NE  $\frac{1}{4}$  of said Section 2;

Thence South  $00^{\circ}00'05''$  West 150.00 feet coincident to the East line of the Fractional NE  $\frac{1}{4}$  of said Section 2 to the Point of Beginning.

# EXHIBIT C

## Legal Description for Acquisition Steve and Carita Suhonen

**PARCEL: 101006802**

**Owner: Carita and Steve Suhonen**

### **Fee Simple Interest**

All those lands of the owner within the following described traverse: Being a part of Lot 2 of Certified Survey Map No. 4431, located in and being a part of the Southeast  $\frac{1}{4}$  of the Fractional Northeast  $\frac{1}{4}$  of Section 2, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 14,444 Square Feet (0.332 Acres of land) and described as follows:

Commencing at the East  $\frac{1}{4}$  corner of said Section 2 and being the point of beginning;

Thence North  $89^{\circ}40'21''$  West 839.03 feet along the South line of the Fractional NE  $\frac{1}{4}$  of said Section 2 and being coincident with the South line of Lot 1 and 2 of said Certified Survey Map No. 4431;

Thence North  $01^{\circ}03'01''$  East 245.13 feet being coincident with the West line of said Lot 1;

Thence South  $43^{\circ}27'00''$  East 48.98 feet;

Thence North  $67^{\circ}23'29''$  East 78.51 feet;

Thence North  $60^{\circ}46'47''$  East 139.15 feet;

Thence South  $21^{\circ}27'49''$  East 187.73 feet;

Thence South  $58^{\circ}24'35''$  West 131.24 feet;

Thence South  $14^{\circ}06'00''$  West 25.35 feet;

Thence Southeasterly 88.94 feet along the arc of a curve to the left having a radius of 370.00 feet and the chord of which bears South  $82^{\circ}47'12''$  East 88.73 feet;

Thence South  $89^{\circ}40'21''$  East 448.18 feet;

Thence North  $45^{\circ}09'52''$  East 169.22 feet to the East line of the Fractional NE  $\frac{1}{4}$  of said Section 2;

Thence South  $00^{\circ}00'05''$  West 150.00 feet coincident to the East line of the Fractional NE  $\frac{1}{4}$  of said Section 2 to the Point of Beginning.

## EXHIBIT D

### Legal Description for Temporary Limited Easement U.S. Bank, N.A.

**PARCEL: 101006800**

**Owner: U.S. Bank, N.A.**

**Temporary Limited Easement:**

A part of Lot 1 of Certified Survey Map No. 4431, located in and being a part of the Southeast  $\frac{1}{4}$  of the Fractional Northeast  $\frac{1}{4}$  of Section 2, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 2,687 Square Feet (0.0617 Acres) of land and described as follows:

Commencing at the East  $\frac{1}{4}$  corner of said Section 2;

Thence North  $89^{\circ}40'21''$  West 387.20 feet along the South line of the Fractional NE  $\frac{1}{4}$  of said Section 2 and being coincident with the South line of Lot 1 and 2 of said Certified Survey Map No. 4431;

Thence North  $00^{\circ}00'05''$  East 30.00 feet to the Point of Beginning;

Thence North  $89^{\circ}40'21''$  West 180.98 feet;

Thence Northwesterly 88.94 feet along the arc of a curve to the right having a radius of 370.00 feet and the chord of which bears North  $82^{\circ}47'12''$  West 88.73 feet;

Thence North  $14^{\circ}06'00''$  East 10.00 feet;

Thence Southeasterly 86.54 feet along the arc of a curve to the left having a radius of 360.00 feet and the chord of which bears South  $82^{\circ}47'09''$  East 86.33 feet;

Thence South  $89^{\circ}40'21''$  East 180.92 feet;

Thence South  $00^{\circ}00'05''$  West 10.00 feet to the Point of Beginning.



# EXHIBIT E

## Legal Description for Temporary Limited Easement Steve and Carita Suhonen

**PARCEL: 101006802**

**Owner: Carita and Steve Suhonen**

### **Temporary Limited Easement**

A part of Lot 2 of Certified Survey Map No. 4431, located in and being a part of the Southeast  $\frac{1}{4}$  of the Fractional Northeast  $\frac{1}{4}$  of Section 2, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 2,722 Square Feet (0.0624 Acres of land) and described as follows:

Commencing at the East  $\frac{1}{4}$  corner of said Section 2;

Thence North  $89^{\circ}40'21''$  West 387.20 feet along the South line of the Fractional NE  $\frac{1}{4}$  of said Section 2 and being coincident with the South line of said Lot 2;

Thence North  $00^{\circ}00'05''$  East 30.00 feet coincident with the West line of said Lot 2 to the Point of Beginning;

Thence continue North  $00^{\circ}00'05''$  East 10.00 feet;

Thence South  $89^{\circ}40'21''$  East 277.20 feet;

Thence South  $45^{\circ}09'52''$  West 14.10 feet;

Thence North  $89^{\circ}40'21''$  West 267.20 feet to the Point of Beginning.