

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 reconstruct Linwood Avenue and acquire property for sidewalk and signal modification at or near the city of Appleton, Wisconsin.
3. That said roadway and sidewalk will be constructed 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", "C", and "D" under the heading "Legal Description for Acquisition", which are also incorporated herein.

Record and return to:
City of Appleton | City Attorney's Office
100 North Appleton Street
Appleton, WI 54911-4799

Part of Tax Key Nos. 31-5-1739-01, 31-5-1735-01,
31-5-1732-01

Passed and approved this _____ day of _____, 2023.

I hereby certify that on this _____ day of _____, 2023, 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:

Jacob A. Woodford, Mayor

Kami Lynch, City Clerk

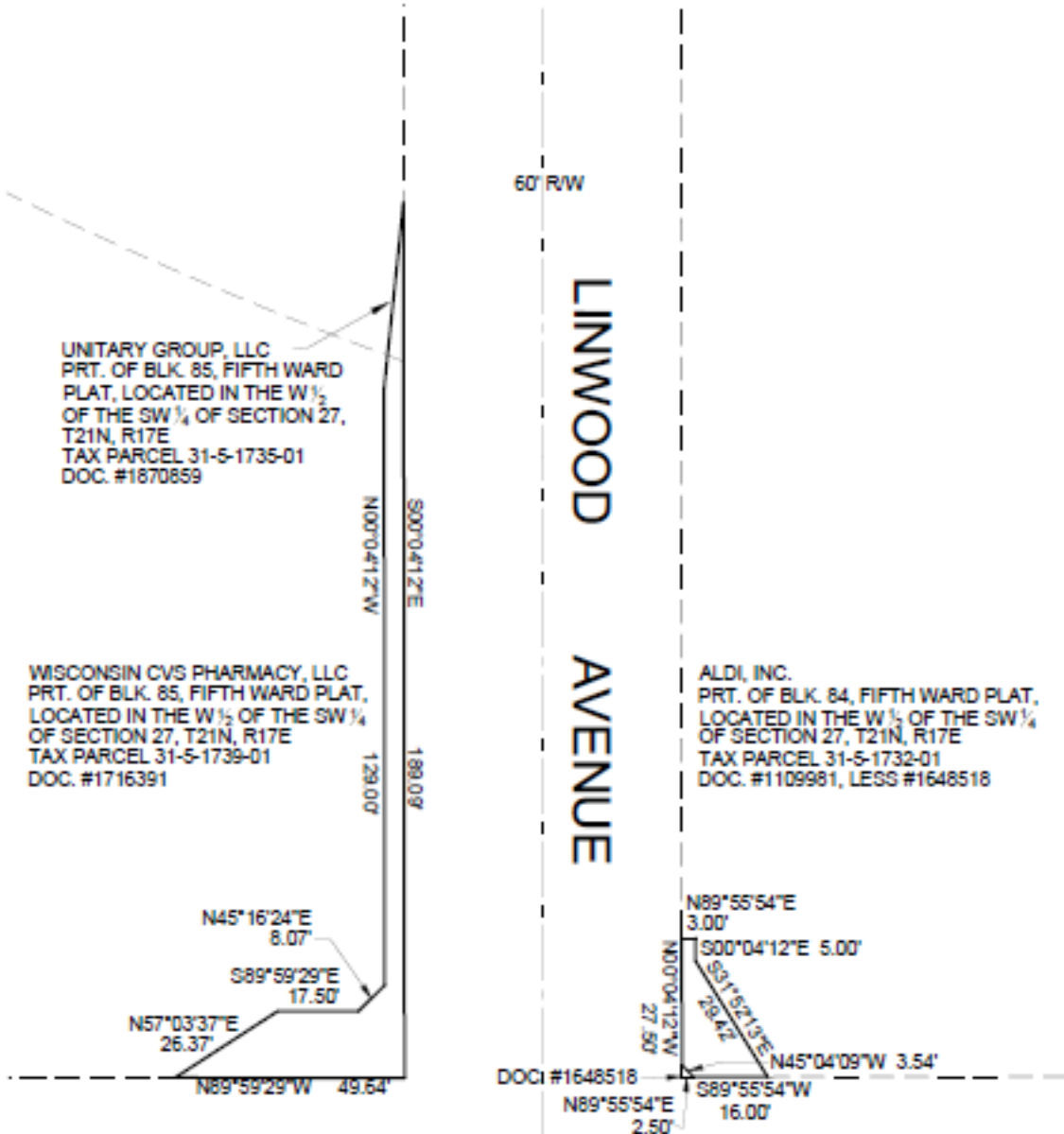
Subscribed and sworn to before me
this _____ day of _____, 2023.

Jamie L. Griesbach
Notary Public, State of Wisconsin
My commission expires: 11/11/2025

This instrument was drafted by:
Christopher R. Behrens, City Attorney
City Law: A23-1183-23-1185

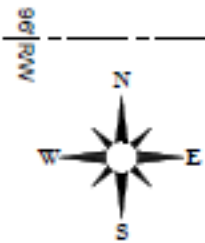
EXHIBIT A

PART OF BLOCK EIGHTY-FOUR (84) AND BLOCK EIGHTY-FIVE (85), FIFTH WARD PLAT, ACCORDING TO THE RECORDED ASSESSOR'S PLAT OF THE CITY OF APPLETON, BEING LOCATED IN THE SOUTHWEST QUARTER (SW ¼) OF THE SOUTHWEST QUARTER (SW ¼) AND THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-ONE (21) NORTH, RANGE SEVENTEEN (17) EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN.



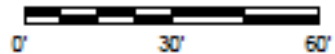
COLLEGE

AVENUE



BEARINGS ARE REFERENCED TO THE WISCONSIN COUNTY COORDINATE SYSTEM, OUTAGAMIE COUNTY.

SCALE IN FEET



CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474
 DRAFTED BY: T. KROMM
 Created in AcadDraw acq 2023
 Linwood_N_O_College_1114_2023

EXHIBIT B

Legal Description for Acquisition WISCONSIN CVS PHARMACY

PARCEL: 31-5-1739-01

Fee Simple Interest:

A portion of land for street right way being a part of Block Eighty-Five (85), **FIFTH WARD PLAT**, according to the recorded Assessor's Plat of the City of Appleton, being located in the West One-half ($W \frac{1}{2}$) of the Southwest Quarter ($SW \frac{1}{4}$) of Section Twenty-Seven (27), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin, containing 1,167 square feet of land and being all those lands of the owner within the following described traverse:

Commencing at the Northwest Corner of Linwood Avenue and College Avenue and also being the point of beginning;

Thence North $89^{\circ}59'29''$ West 49.64 feet coincident with the North line of College Avenue;

Thence North $57^{\circ}03'37''$ East 26.37 feet;

Thence South $89^{\circ}59'29''$ East 17.50 feet;

Thence North $45^{\circ}16'24''$ East 8.07 feet;

Thence North $00^{\circ}04'12''$ West 129.00 feet;

Thence North $05^{\circ}59'09''$ East 40.29 feet to the West line of Linwood Avenue;

Thence South $00^{\circ}04'12''$ East 189.09 feet coincident with the West line of Linwood Avenue to the point of beginning.

See also attached Exhibit "A".

EXHIBIT C

Legal Description for Acquisition UNITARY GROUP LLC

PARCEL: 31-5-1735-01

Fee Simple Interest:

A portion of land for street right way being a part of Block Eighty-Five (85), **FIFTH WARD PLAT**, according to the recorded Assessor's Plat of the City of Appleton, being located in the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-Seven (27), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin, containing 60 square feet of land and being all those lands of the owner within the following described traverse:

Commencing at the Northwest Corner of Linwood Avenue and College Avenue and also being the point of beginning;

Thence North 89°59'29" West 49.64 feet coincident with the North line of College Avenue;

Thence North 57°03'37" East 26.37 feet;

Thence South 89°59'29" East 17.50 feet;

Thence North 45°16'24" East 8.07 feet;

Thence North 00°04'12" West 129.00 feet;

Thence North 05°59'09" East 40.29 feet to the West line of Linwood Avenue;

Thence South 00°04'12" East 189.09 feet coincident with the West line of Linwood Avenue to the point of beginning.

See also attached Exhibit "A".

EXHIBIT D

Legal Description for Acquisition ALDI INC.

PARCEL: 31-5-1732-01

Fee Simple Interest:

A portion of land for street right way being a part of Block Eighty-Four (84), **FIFTH WARD PLAT**, according to the recorded Assessor's Plat of the City of Appleton, being located in the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-Seven (27), Township Twenty-One (21) North, Range Seventeen (17) East, City of Appleton, Outagamie County, Wisconsin, containing 281 Square feet of land and being further described by:

Commencing at the intersection of a point 2.50 feet East of the East line of Linwood Avenue and on the North line of College Avenue and being the point of beginning;

Thence North 45°04'09" West 3.54 feet coincident with the Northeast line of lands described in Document No.1648518 to the East line of Linwood Avenue;

Thence North 00°04'12" West 27.50 feet coincident with the East line of Linwood Avenue;

Thence North 89°55'54" East 3.00 feet;

Thence South 00°04'12" East 5.00 feet;

Thence South 31°52'13" East 29.42 feet to the North line of College Avenue;

Thence South 89°55'54" West 16.00 feet coincident with the north line of College Avenue to the point of beginning.

See also attached Exhibit "A".