

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 a portion of Prospect Avenue, as well as storm sewer construction, in or near the City of Appleton, Wisconsin.
3. That said roadway 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 said storm sewer will be built within the areas marked on the scale drawing, which is attached to this Relocation Order as Exhibit "B" and is incorporated herein;
5. That the legal description for the acquisition and easement area necessary for this construction are contained in Exhibits "C", and "D" which are also incorporated herein;
6. That the City of Appleton will acquire a fee simple interest in the areas described in the "Legal Description for Acquisition" contained in Exhibit "C" from the present owner.
7. That the City of Appleton will also acquire an Easement for the areas described in the "Legal Description for Easement" in Exhibit "D" from the present owner.

Passed and approved this _____ day of _____, 2020.

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

SIGNATURES APPEAR ON THE FOLLOWING PAGE

Record and return to:

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

Tax Key Nos. 31-3-0120-00; 31-3-3860-00

City of Appleton

ATTEST:

APPROVED:

Kami Lynch, City Clerk

Timothy M. Hanna, Mayor

Subscribed and sworn to before me
this ____ day of January, 2020.

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

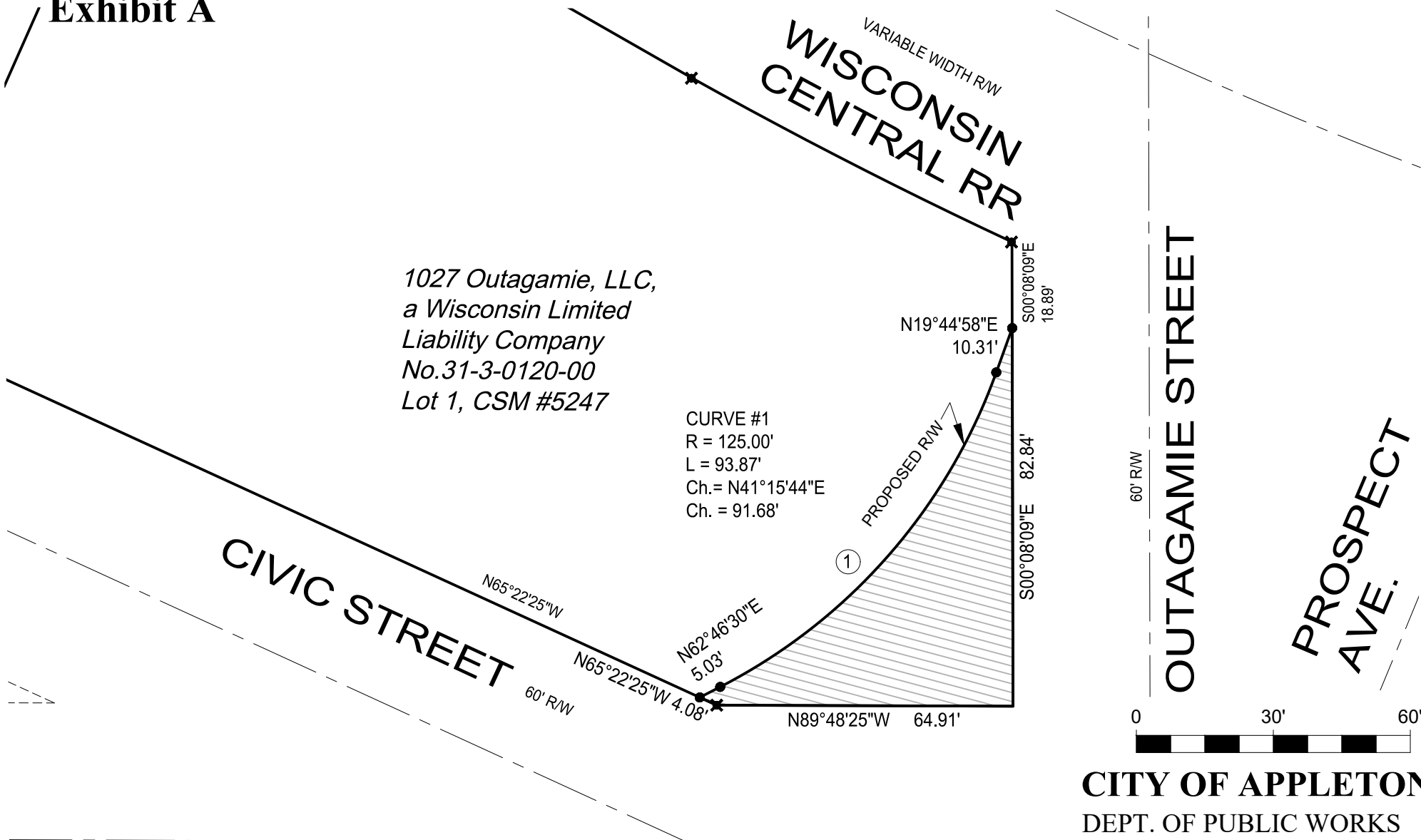
This instrument was drafted by:
James P. Walsh, Appleton City Attorney
City Law: A19-1189

RIGHT OF WAY EXHIBIT MAP

Exhibit A

1027 Outagamie, LLC,
a Wisconsin Limited
Liability Company
No.31-3-0120-00
Lot 1, CSM #5247

CURVE #1
R = 125.00'
L = 93.87'
Ch. = N41°15'44"E
Ch. = 91.68'



HASKELL STREET

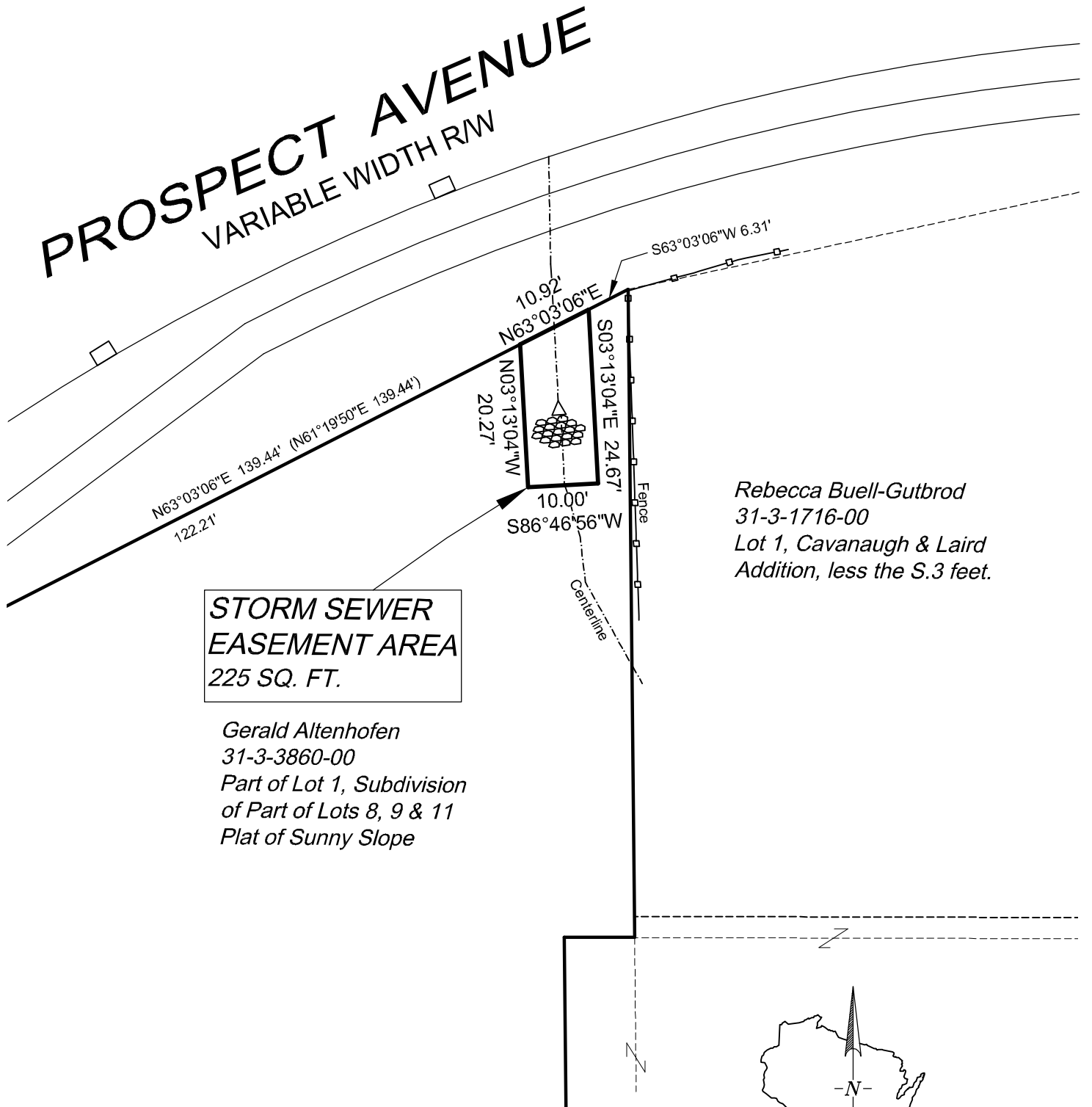
CITY OF APPLETON
DEPT. OF PUBLIC WORKS
ENGINEERING DIVISION
100 NORTH APPLETON STREET
APPLETON, WI 54911
920-832-6474
DRAFTED BY: T. KROMM

BEARINGS ARE REFERENCED TO
THE WISCONSIN COUNTY
COORDINATE SYSTEM, OUTAGAMIE
COUNTY, SOUTH LINE OF THE NW ¼
OF SECTION 34-21-17 RECORDED AS
S.89°45'50"E.

H:\Acad\RightofwayAcq\2019\
Haskel_Outagamie_Civic_0905_2019

EXHIBIT "B"

Part of Lot One (1) of the **SUBDIVISION OF PART OF LOTS 8, 9 & 11 PLAT OF SUNNY SLOPE**, located in the East One-half (E 1/2), of the Southeast Quarter (SE 1/4) (aka Gov't Lot 1) of Section 33, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin.



**STORM SEWER
EASEMENT AREA
225 SQ. FT.**

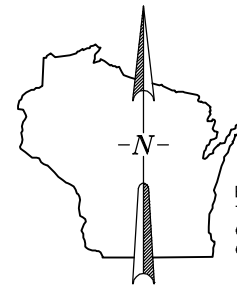
*Gerald Altenhofen
31-3-3860-00
Part of Lot 1, Subdivision
of Part of Lots 8, 9 & 11
Plat of Sunny Slope*

*Rebecca Buell-Gutbrod
31-3-1716-00
Lot 1, Cavanaugh & Laird
Addition, less the S.3 feet.*

CITY OF APPLETON
DEPT. OF PUBLIC WORKS
ENGINEERING DIVISION

100 NORTH APPLETON STREET
APPLETON, WISCONSIN. DWN. BY:TMK

H:\Acad\Easement\Storm\2019\Prospect_co_SunnySlope_1217_2019



BEARINGS ARE REFERENCED
TO WISCONSIN COUNTY
COORDINATE SYSTEM,
OUTAGAMIE COUNTY

SCALE IN FEET

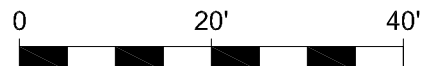


EXHIBIT C

Legal Description for Acquisition 1027 OUTAGAMIE LLC

TAX PARCEL: 31-3-0120-00

Owner: 1027 Outagamie, LLC, a Wisconsin Limited Liability Company

Fee Interest: 2,085 sf

All those lands of the owner within the following described traverse: Being a part of Lot 1 of Certified Survey Map No. 5247, located in and being a part of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 34, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 2,085 Square Feet of land and described as follows:

Commencing at the most South and East corner of said Lot 1 and being the point of beginning;
Thence North $89^{\circ}48'25''$ West 64.91 feet along the North line of Civic Street and being coincident with South line of said Lot 1;
Thence North $65^{\circ}22'25''$ West 4.08 feet along the Northerly line of Civic Street and being coincident with the Southerly line of said Lot 1;
Thence North $62^{\circ}46'30''$ East 5.03 feet;
Thence Northeasterly 93.87 feet along the arc of a curve to the left having a radius of 125.00 feet and the chord of which bears North $41^{\circ}15'44''$ East 91.68 feet;
Thence North $19^{\circ}44'58''$ East 10.31 feet to the West line of Outagamie Street and being coincident with the East line of said Lot 1;
Thence South $00^{\circ}08'09''$ East 82.84 feet along the West line of Outagamie Street and being coincident with the East line of said Lot 1 to the Point of Beginning.

SEE ALSO ATTACHED EXHIBIT "A"

EXHIBIT D

Legal Description for Easement GERALD AND ROCHELLE ALTENHOFEN

DESCRIPTION OF 10' WIDE STORM SEWER EASEMENT:

Part of Lot 1 of the Subdivision of part of Lots 8, 9 & 11 of Sunny Slope, located in the East One-half (E 1/2) of the Southeast Quarter (SE ¼) (aka Gov't Lot 1) of Section 33, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 225 square feet of land and being described by:

Commencing at the Northeast corner of said Lot 1;

Thence S63°03'06"W 6.31 feet along the Northwesterly line of said Lot 1 and being coincident with the Southeasterly line of Prospect Avenue to the point of beginning;

Thence S03°13'04"E 24.67 feet;

Thence S86°46'56"W 10.00 feet;

Thence N03°13'04"W 20.27 feet to the Northwesterly line of said Lot 1;

Thence N63°03'06"E 10.92 feet along the Northwesterly line of said Lot 1 and being coincident with the Southeasterly line of Prospect Avenue to the point of beginning.

SEE ALSO ATTACHED EXHIBIT "A"