

## 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 storm sewers in the city of Appleton, Wisconsin.
3. That said storm sewers 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 of Permanent Limited Easements and Temporary Limited Easements necessary for this construction are contained in Exhibits "B", "C", "D" and "E", which are also incorporated herein;
5. That the City of Appleton will acquire a permanent limited and temporary limited interest in the areas described in Exhibits "B", "C", "D" and "E" 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 \_\_\_\_\_, 2015.

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 2015, 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:

\_\_\_\_\_  
Jamie L. Sova, Deputy City Clerk

APPROVED:

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

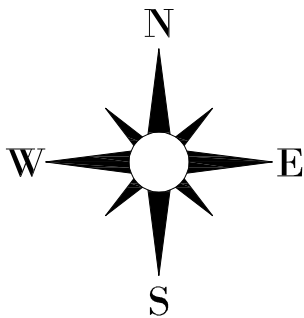
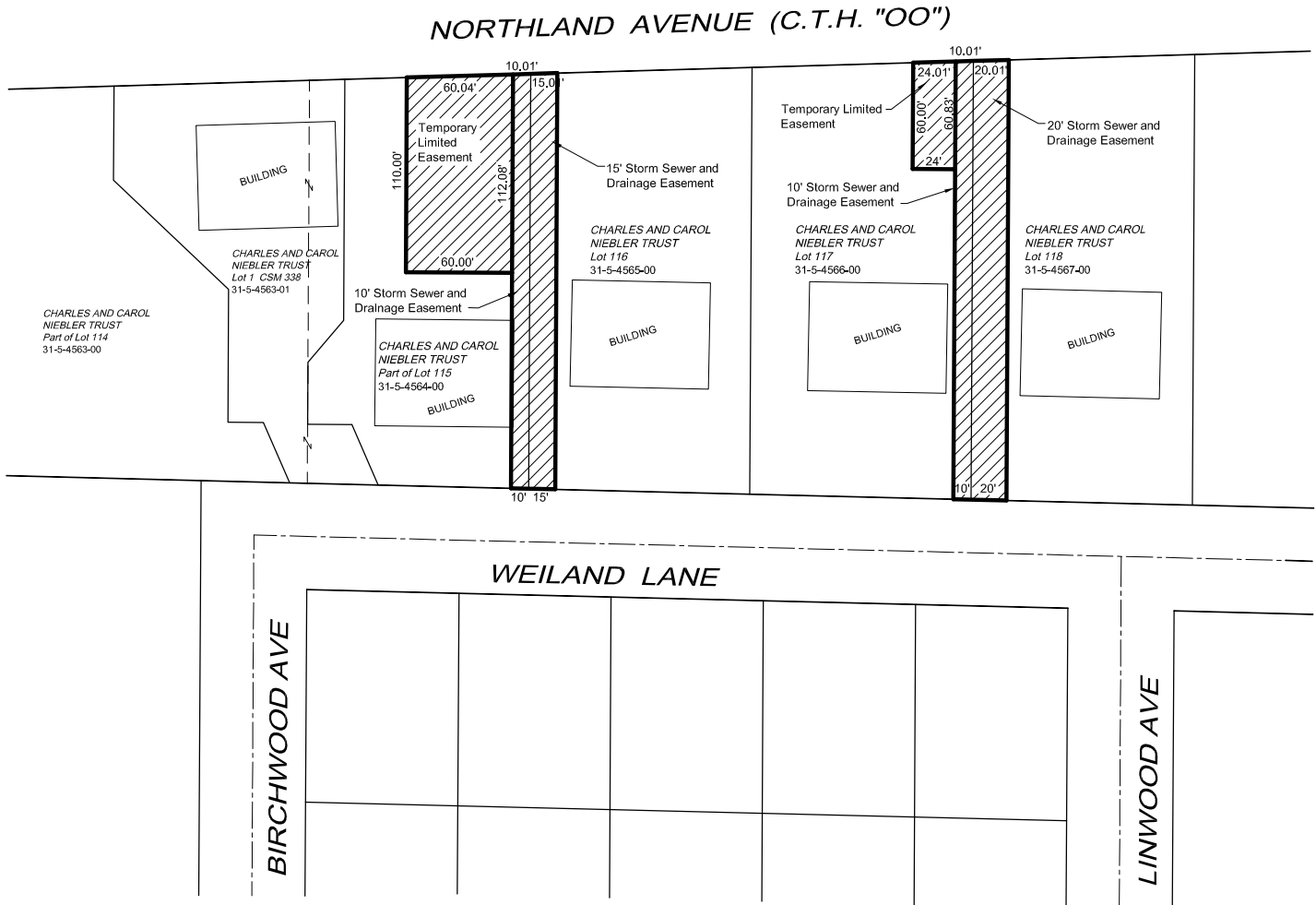
This instrument was drafted by:

James P. Walsh, Appleton City Attorney

J:\Attorney\WORD\Condemnation\Northland-Weiland Pond\  
Northland-Weiland Pond - Relocation Order.doc

# EXHIBIT "A"

HOMESTEAD MEADOWS PLAT, LOCATED IN 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

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# EXHIBIT B

Legal Description Parcel 1  
Charles G. Niebler and Carol I. Niebler as Trustees of the  
Niebler Living Trust dated 4/22/2008

**Permanent Limited Easement:**

The East 10 feet of Lot One Hundred Fifteen (115), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.0537 Acres of land m/l.

**Temporary Limited Easement:**

A part of Lot One Hundred Fifteen (115), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.1529 Acres of land m/l and being further described by:  
Commencing at the Northeast corner of said Lot 115;

Thence South 88°20' West 10.01 feet along the North line of said Lot 115 to the point of beginning;

Thence South 00°19' West 112.08 feet parallel to the East line of said Lot 115;

Thence North 89°41' West 60.00 feet;

Thence North 00°19' East 110.00 feet to the North line of said Lot 115;

Thence North 88°20' East 60.04 feet along the North line of said Lot 115 to the point of beginning.

Tax Key No. 31-5-4564-00

Title document: Warranty Deed Doc. No. 1811552

# EXHIBIT C

## Legal Description Parcel 2

Charles G. Niebler and Carol I. Niebler as Trustees of the  
Niebler Living Trust dated 4/22/2008

### **Permanent Limited Easement:**

The West 15 feet of Lot One Hundred Sixteen (116), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.0808 Acres of land m/l.

Tax Key No. 31-5-4565-00

Title document: Warranty Deed Doc. No.1811551

# EXHIBIT D

## Legal Description Parcel 3 Charles G. Niebler and Carol I. Niebler as Trustees of the Niebler Living Trust dated 4/22/2008

### **Permanent Limited Easement:**

The East 10 feet of Lot One Hundred Seventeen (117), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.0568 Acres of land m/l.

### **Temporary Limited Easement:**

A part of Lot One Hundred Seventeen (117), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.0333 Acres of land m/l and being further described by:

Commencing at the Northeast corner of said Lot 117;

Thence South 88°20' West 10.01 feet along the North line of said Lot 117 to the point of beginning;

Thence South 00°19' West 60.83 feet parallel to the East line of said Lot 117;

Thence North 89°41' West 24.00 feet;

Thence North 00°19' East 60.00 feet to the North line of said Lot 117;

Thence North 88°20' East 24.01 feet along the North line of said Lot 117 to the point of beginning.

Tax Key No. 31-5-4566-00

Title document: Warranty Deed Doc. No. 1811551

# EXHIBIT E

Legal Description Parcel 4  
Charles G. Niebler and Carol I. Niebler as Trustees of the  
Niebler Living Trust dated 4/22/2008

**Permanent Limited Easement:**

The West 20 feet of Lot One Hundred Eighteen (118), of **HOMESTEAD MEADOWS**, City of Appleton, located in the Northwest Quarter (NW ¼) of Section 22, Township 21 North, Range 17 East, Outagamie County, Wisconsin, containing 0.1139 Acres of land m/l.

Tax Key No. 31-5-4567-00

Title document: Warranty Deed Doc. No. 1811551