

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 widen the pavement to accommodate turning movements at Newberry Street at Kensington Drive, in or near the City of Appleton, Wisconsin.

3. That said project 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 construction work will be done within the areas marked on the scale drawing, which is attached to this Relocation Order as Exhibit "A" and is incorporated herein;

5. That the legal descriptions for the acquisition areas necessary for this project are contained in Exhibits "B" and "C" 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 Exhibits "B" and "C" from the present owners.

Passed and approved this _____ day of _____, 2021.

I hereby certify that on this _____ day of _____, 2021, that the within Relocation Order was adopted by a vote of _____ ayes and _____ nays by the Common Council for the City of Appleton, Wisconsin.

Record and return to:

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

Tax Key Nos. 030046102, 030045700

SIGNATURES APPEAR ON THE FOLLOWING PAGE

City of Appleton

ATTEST:

APPROVED:

Kami Lynch, City Clerk

Jacob A. Woodford, Mayor

Subscribed and sworn to before me
this ____ day of _____, 2021.

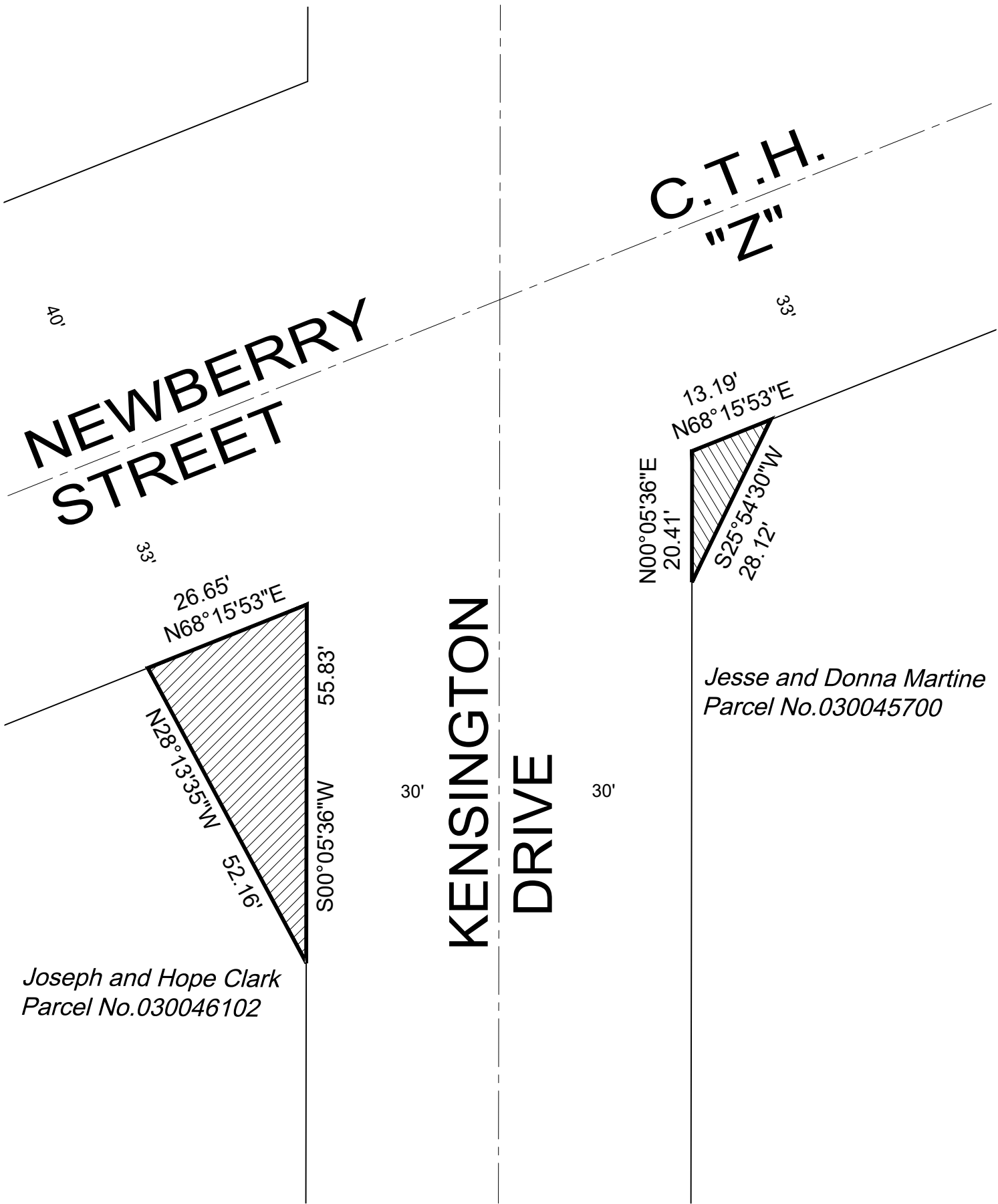
Jamie L. Griesbach
Notary Public, State of Wisconsin
My commission expires: 11/11/2021

This instrument was drafted by:
Christopher R. Behrens,
Appleton City Attorney
City Law: A21-0038 – A21-0039

EXHIBIT "A"

NEWBERRY STREET AND KENSINGTON DRIVE

A portion of land for street right way, being a part of Government Lot 4 and 5, of Section 29, Township 21 North, Range 18 East, Town of Buchanan, Outagamie County, Wisconsin.



CITY OF APPLETON

DEPT. OF PUBLIC WORKS
ENGINEERING DIVISION
100 NORTH APPLETON STREET
APPLETON, WI 54911
920-832-6474

DRAFTED BY: T. KROMM

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EXHIBIT B

Legal Description for Acquisition JOSEPH L. AND HOPE CLARK

PARCEL: 030046102

Owner: JOSEPH L. AND HOPE CLARK

Fee Simple Interest:

A portion of land for street right way, being a part of Government Lot Five (5), of Section Twenty-nine (29), Township Twenty-one (21) North, Range Eighteen (18) East, Town of Buchanan, Outagamie County, Wisconsin, containing 691 Square Feet (0.0159 Acres) of land and described as follows:

Commencing at the Southeast corner of Lot Ten (10), Block Two (2), Colony Oaks West;
Thence South 00°05'36" West 78.65 feet (recorded as South 78.65 feet) to the Southwesterly corner of Newberry Street (C.T.H. "Z") and Kensington Drive and the Northeast corner of lands described in Jacket 11750, Image 56 and the point of beginning;
Thence continue South 00°05'36" West 55.83 feet (recorded as South) along the West line of Kensington Drive;
Thence North 28°13'35" West 52.16 feet to the Southeasterly line of Newberry Street (C.T.H. "Z");
Thence North 68°15'53" East 26.65 feet (recorded as North 68°09'14" East) along the Southeasterly line of Newberry Street (C.T.H. "Z") to the point of beginning.

SEE ALSO ATTACHED EXHIBIT "A"

EXHIBIT C

Legal Description for Acquisition JESSE AND DONNA MARTINE

PARCEL: 030045700

Owner: JESSE AND DONNA MARTINE

Fee Simple Interest:

A portion of land for street right way, being a part of Government Lot Four (4), of Section Twenty-nine (29), Township Twenty-one (21) North, Range Eighteen (18) East, Town of Buchanan, Outagamie County, Wisconsin, containing 125 Square Feet (0.0029 Acres) of land and described as follows:

Commencing at the intersection of the West line of Government Lot 4 and the centerline of Newberry Street (C.T.H. "Z");

Thence North 68°15'53" East 32.3 feet along the centerline of Newberry Street (C.T.H. "Z");

Thence South 00°05'36" West 35.6 feet parallel to the West line Government Lot 4 to the Southeasterly corner of Newberry Street (C.T.H. "Z") and Kensington Drive and being the point of beginning;

Thence North 68°15'53" East 13.19 feet along the Southeasterly line of Newberry Street (C.T.H. "Z");

Thence South 25°54'30" West 28.12 feet to the East line of Kensington Drive;

Thence North 00°05'36" East 20.41 feet parallel to the West line Government Lot 4 to the point of beginning.

SEE ALSO ATTACHED EXHIBIT "A"