

CITY OF APPLETON

COUNTY OF OUTAGAMIE

ANNEXATION ORDINANCE NO. 69-99
& PLAT MAP

OFFICE OF THE SECRETARY OF STATE
State of Wisconsin

FILED OCTOBER 8, 1999

C 66



Appleton City government exists to provide quality services responsive to the needs of the community.

OFFICE OF THE CITY CLERK
100 North Appleton Street
Appleton, WI 54911-4799
920-832-6443 FAX: 920-832-5823

October 7, 1999

Annexations and Railroads
Division of Government Records
Office of the Secretary of State
P. O. Box 7848
Madison, WI 53707-7848

RE: Marshall Heights IV Annexation
Town of Grand Chute

Greetings:

Pursuant to the Wisconsin Statutes, here is one (1) copy of the Certificate of Annexation with plat map attached thereto and one (1) certified copy of the Ordinance #69-99, detaching a parcel of land from the Town of Grand Chute and annexing the same to the City of Appleton.

The Ordinance annexing this territory will be published in the Official Newspaper of the City of Appleton on October 9, 1999.

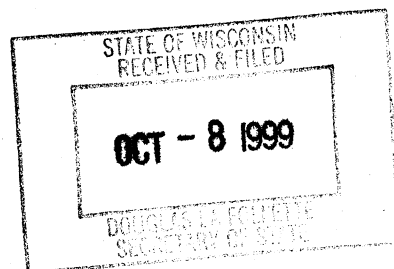
Very truly yours,

CYNTHIA I. HESSE, CMC/AAE
City Clerk

CH:mw

Enclosures (2)

CERTIFIED MAIL



CERTIFICATION OF CLERK

I, CYNTHIA I. HESSE, the duly elected and qualified City Clerk of the City of Appleton, Wisconsin, DO HEREBY CERTIFY that the attached Ordinance is a true and compared copy of an ordinance adopted by the Mayor and Common Council of the City of Appleton, Outagamie/Calumet/Winnebago Counties, at a regular meeting held October 6, 1999.

Dated at Appleton, Wisconsin this 7th day of October, 1999.

A handwritten signature in black ink, reading "Cynthia I. Hesse". The signature is written in a cursive style with a large, prominent loop at the end of the last name.

CYNTHIA I. HESSE
CITY CLERK

(City Seal)

ADOPTED OCT - 6 1999
PUBLISHED OCT - 9 1999

69 - 99

OFFICE OF THE
CITY CLERK

**AN ORDINANCE ANNEXING TERRITORY
TO THE CITY OF APPLETON, WISCONSIN.**
(Marshall Heights IV Annexation)

The Common Council of the City of Appleton does ordain as follows:

Section 1. Territory Annexed. In accordance with Sec. 66.021 of the *Wisconsin Statutes* for 1997-98 and the *Unanimous Petition for Direct Annexation* filed with the City Clerk on August 17, 1999, the following described territory in the Town of Grand Chute, Outagamie County, Wisconsin, lying contiguous to the City of Appleton, is hereby annexed to the City of Appleton, Wisconsin:

Part of the Southwest ¼ of Section 11, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, described as follows:

Commencing at the South ¼ corner of said Section 11; thence North 89 degrees 44 minutes 24 seconds West, along the South line of said Section 11 a distance of 1175.14 feet; thence North 00 degrees 15 minutes 36 seconds East 33.00 feet to the point of beginning; thence North 89 degrees 44 minutes 24 seconds West along the North right-of-way line of Evergreen Drive, a distance of 805.52 feet; thence North 01 degree 11 minutes 26 seconds East 462.05 feet; thence South 89 degrees 44 minutes 24 seconds East 655.74 feet to the West plat line of Marshall Heights II subdivision; thence South 16 degrees 44 minutes 12 seconds East 63.07 feet along said West plat line; thence South 28 degrees 10 minutes 17 seconds East 210.00 feet along said west plat line; thence South 21 degrees 25 minutes 22 seconds East 64.57 feet along said West plat line; thence South 00 degrees 15 minutes 36 seconds West 157.00 feet along said West plat line to the point of beginning, containing 7.989 acres more or less.

Including with the above all that part of the following described road R.O.W.

A strip of land being part of the south half of the SW1/4 of Section 11 together with part of the north half of the NW1/4 of Section 14, both sections of T21N, R17E, Town of Grand Chute, Outagamie County, Wisconsin. Said strip is described as follows: Commencing at the south quartercorner of said Section 11; Then W'ly, along the S/line of said SW1/4, 33.00' to the point of beginning; Then continuing W'ly, along said S/line, 692.14', to the W/line of Marshall Heights subd.; Then N'ly, along said W/line, 33.00' to the N/line of Evergreen Drive (66' R.O.W.); Then W'ly, along said N/line, 1255.52' to the W/line of Marshall Heights IV (as proposed); Then S'ly, at right angles to Evergreen Dr., 66.00' to the S/line of said Evergreen Dr.; Then E'ly, along said S/line, 1947.66' M.or L., to a line lying 33.00' west of and parallel to the E/line of said NW1/4, Section 14; Then N'ly, along said parallel line, 33.00' to the point of beginning. Bounding 2.4 acres +/-

The current population of such territory is 2 people.

Section 2. Effect of Annexation. From and after the date of this Ordinance, the territory

described in Section 1 shall be a part of the City of Appleton for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Appleton.

Section 3. Ward Designation. The territory described in Sec. 1 of this Ordinance is hereby made a part of the Forty-third (43rd) Ward, attached to the Thirteenth (13th) Aldermanic District of the City of Appleton, Outagamie County, subject to the ordinances, rules and regulations of the City governing Wards.

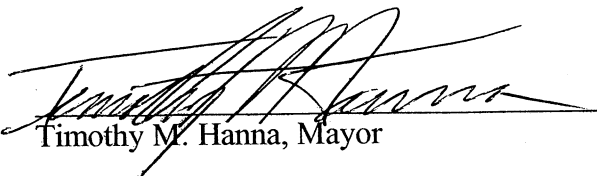
Section 4. Zoning Classification. The territory described in Sec. 1 is hereby zoned as follows, pursuant to Sec. 66.021(7)(a), *Stats.* and Sec. 23.65(e), *Appleton Municipal Code*:

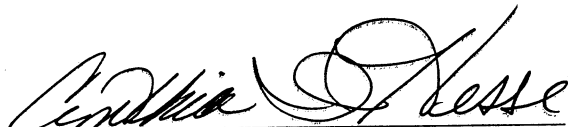
R-1B (One-Family District)

Section 5. Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance, which can be given effect without the invalid or unconstitutional provision or application.

Section 6. Effective Date. This Ordinance shall take effect upon passage and publication.

Dated: OCT - 7 1999


Timothy M. Hanna, Mayor


Cynthia I. Hesse, City Clerk

CERTIFICATE OF ANNEXATION

Document Number

City of Appleton

I, CYNTHIA I. HESSE, the duly elected and qualified City Clerk of the City of Appleton, County of Outagamie, State of Wisconsin, DO HEREBY CERTIFY, that the following described territory was detached from the Town of Grand Chute and was annexed to said City of Appleton pursuant to 66.021 of the Wisconsin Statutes of 1995, by an Ordinance adopted by the Common Council at a regular meeting held October 6, 1999.

Part of the Southwest 1/4 of Section 11, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, described as follows:

Commencing at the South 1/4 corner of said Section 11; thence North 89 degrees 44 minutes 24 seconds West, along the South line of said Section 11 a distance of 1175.14 feet; thence North 00 degrees 15 minutes 36 seconds East 33.00 feet to the point of beginning; thence North 89 degrees 44 minutes 24 seconds West along the North right-of-way line of Evergreen Drive, a distance of 805.52 feet; thence North 01 degree 11 minutes 26 seconds East 462.05 feet; thence South 89 degrees 44 minutes 24 seconds East 655.74 feet to the West plat line of Marshall Heights II subdivision; thence South 16 degrees 44 minutes 12 seconds East 63.07 feet along said West plat line; thence South 28 degrees 10 minutes 17 seconds East 210.00 feet along said west plat line; thence South 21 degrees 25 minutes 22 seconds East 64.57 feet along said West plat line; thence South 00 degrees 15 minutes 36 seconds West 157.00 feet along said West plat line to the point of beginning, containing 7.989 acres more or less.

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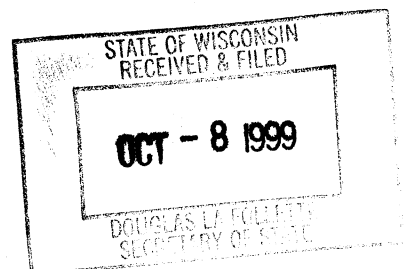
The current population of such territory is 2 people.

October 7, 1999

Cynthia I. Hesse
CYNTHIA I. HESSE
CITY CLERK

(City Seal)

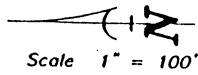
Record and return to:
City of Appleton
City Clerk's Office
100 N. Appleton Street
Appleton, WI 54911



PROPOSED ANNEXATION MAP

Part of the Southwest 1/4 of Section 11, Town 21 North, Range 17 East,
Town of Grand Chute, Outagamie County, Wisconsin

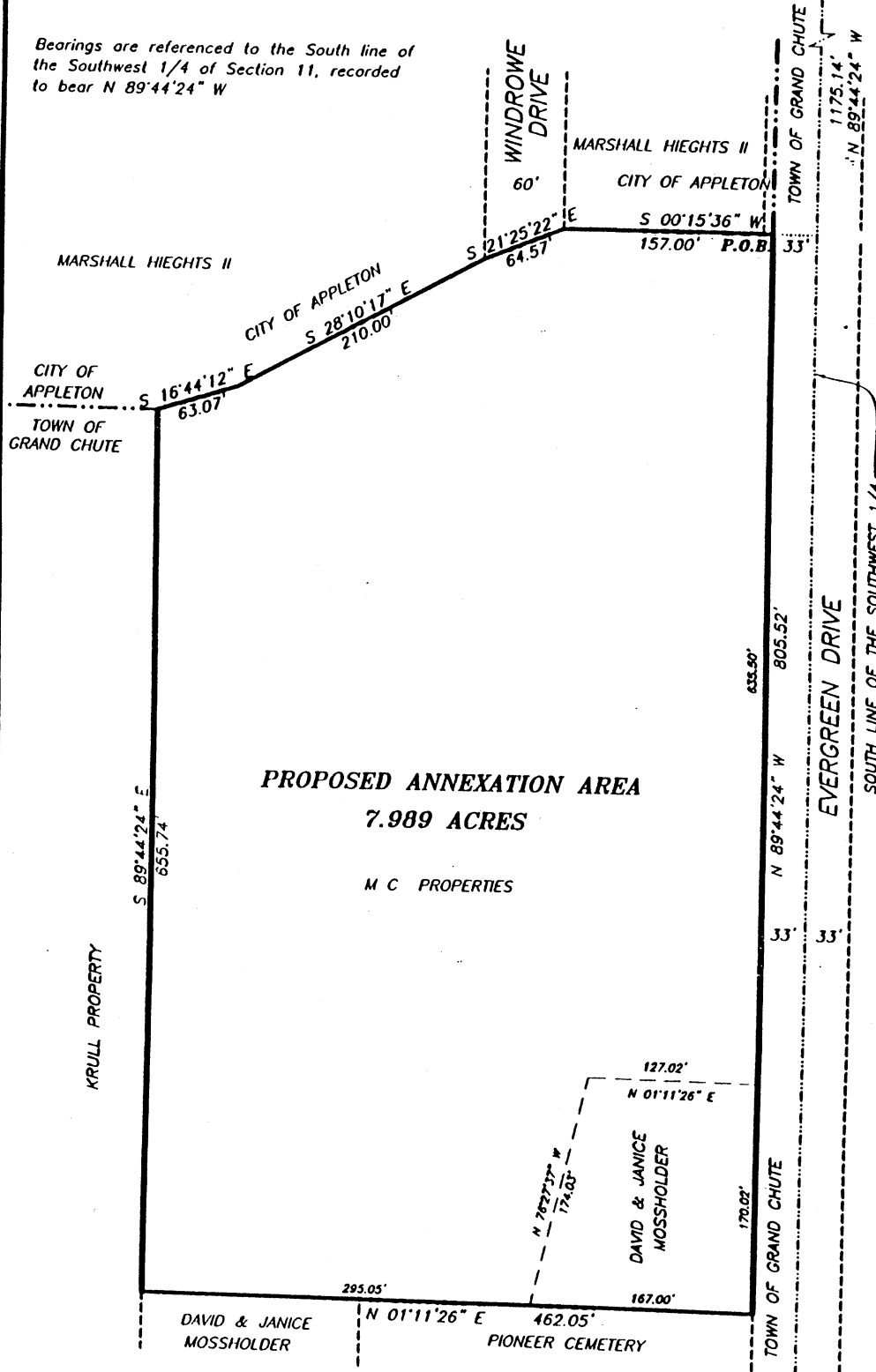
Prepared for: M C Properties
c/o Janice Mossholder



Scale 1" = 100'

Bearings are referenced to the South line of the Southwest 1/4 of Section 11, recorded to bear N 89°44'24" W

SOUTH 1/4 CORNER SECTION 11
T 21 N, R 17 E



STATE OF WISCONSIN
RECEIVED & FILED
OCT - 8 1999
DOUGLAS LA FOLLE
SECRETARY OF STATE

Martenson & Eisele, Inc.
Engineering - Surveying - Planning
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Fax (920) 733-8578
E-MAIL mail@martenson-eisele.com

PROJECT NO. 521-012
FIELD BOOK PAGE
FILE 521012 SHEET 2 OF 2
THIS INSTRUMENT WAS DRAFTED BY: mlr/mas