

# The State of Wisconsin

Office of the Secretary of State

## **VILLAGE 10**

VILLAGE OF MOUNT HOREB

COUNTY OF DANE

ANNEXATION ORDINANCE NUMBER 2008-01

FILED JANUARY 28, 2008

V-10

# Village of Mt. Horeb

138 E. Main Street/Mt. Horeb, WI 53572

Telephone (608) 437-6884/ Fax (608) 437-3190

Email address: vilmth@mhtc.net

January 24, 2008

Douglas LaFollette  
Secretary of State  
Attn: Government Records Division  
P.O. Box 7848  
Madison, WI 53707-7848

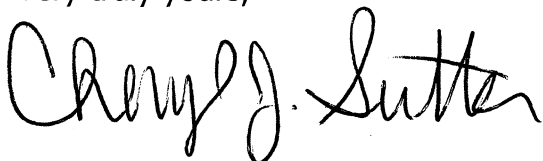
Re: Certificate of Population

Dear Mr. LaFollette:

This is to certify that no persons reside in the following territory:

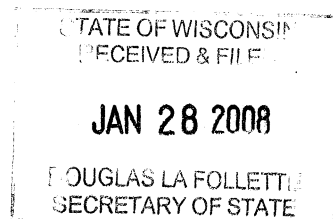
See Attached Legal Description.

Very truly yours,



Cheryl J. Sutter  
Clerk/Treasurer

Attachment & Enclosures



MBR: 13196

CERTIFICATE AS TO ANNEXATION  
VILLAGE OF MOUNT HOREB  
DANE COUNTY, WISCONSIN

STATE OF WISCONSIN

COUNTY OF DANE

Re: Direct Annexation Petition

STATE OF WISCONSIN  
RECEIVED & FILED

JAN 28 2008

DOUGLAS LA FOLLETT  
SECRETARY OF STATE

I, Cheryl J. Sutter, Village Clerk of the Village of Mount Horeb, Dane County, Wisconsin, certify that the following described territory was detached from the Town of Blue Mounds, Dane County, Wisconsin, and was annexed to the Village of Mount Horeb, Dane County, Wisconsin, pursuant to Sec. 66.0217(2), Stats., by Ordinance No. 2008-01 adopted by the Village of Mount Horeb in a meeting held on January 2, 2008.

The legal description of the annexed territory is:

The SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  and part of the NE, NW, and SE, of the SW  $\frac{1}{4}$  of Section 13, T6N, R6E, and part of the SE  $\frac{1}{4}$  and NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 14, T6N, R6E, lying southerly of the North right-of-way line of U.S.H. 18/151, Township of Blue Mounds, Dane County, Wisconsin:

Beginning at a concrete monument with brass cap at the Southwest corner of said Section 13; thence S89°47'37"W, 311.29 feet along the south line of the SE  $\frac{1}{4}$  of said Section 14 to the centerline of Sand Rock Road and the Southeast corner of a parcel of land described in Document No. 1431607, recorded June 12, 1975; thence N17°10'23"W along said east line of Document No. 1431607, 183.10 feet; thence N26°44'23"W along said east line, 387.70 feet; thence N19°42'23"W along said east line, 652.80 feet; thence N27°59'23"W along said east line, 382.40 feet; thence N34°28'23"W along said east line, 500.00 feet; thence S72°17'37"W recorded as (S72°30'W), 33.00 feet; thence N17°42'15"E, 323.92 feet to the northerly right-of-way line of U.S.H. 18/151 as recorded in Document No. 1805864, said point being the southwesterly corner of the plat of Southern Addition to Valley View Heights; thence continuing along said right-of-way line as recorded in Document No. 1805684, S63°18'46"E recorded as (S62°59'28"E), 482.60 feet to a point on a curve; thence southeasterly along the arc of a 4443.66 foot radius curve to the left along said right-of-way line which chord bears S73°00'53"E, recorded as (S72°41'35"E), 387.66 feet; thence S82°39'59"E recorded as (S82°20'41"E), 194.47 feet along said right-of-way line; thence continuing along said right-of-way line S72°05'12"E recorded as (S71°45'54"E, 164.23 feet), 164.48 feet, to a point on a curve; thence southeasterly along said right-of-way line, along the arc of a curve 4443.66 foot radius curve to the left which chord bears S85°19'11"E (recorded as S84°59'53"E), 804.72

feet; thence N68°26'30"E recorded as (N68°45'47"E), along said right-of-way line, 304.39 feet; thence N85°06'37"E recorded as (N85°25'54"E) along said right-of-way line, 94.76 feet; thence S69°13'16"E recorded as (S68°53'59"E) along said right-of-way line, 216.20 feet to a point on a curve; thence northeasterly along the arc of a 4443.66 foot radius curve to the left along said right-of-way line of U.S.H. 18/151 which chord bears N79°17'49"E, 416.93 feet; thence leaving said right-of-way line S00°25'38"E, 235.72 feet to the southerly right-of-way line of U.S.H. 18/151 as recorded as Document No. 1805864 and the northwest corner of Lot 1, Certified Survey Map No. 5064; thence continuing S00°25'38"E along the west line of Certified Survey Map No. 5064, 253.58 feet to a 1" iron pipe; thence N87°55'18"E, 270.45 feet along a south line of said Certified Survey Map No. 5064 to a 1" iron pipe; thence N00°21'00"W, 60.47 feet along an east line of said Certified Survey Map No. 5064 to a 1" iron pipe; thence S89°42'19"E along a south line of said Certified Survey Map No. 5064, 601.20 feet to the east line of the SW ¼ of said Section 13; thence S00°14'04"E along said east line, 81.80 feet to the north line of the East 14 acres of the SE ¼ of the SW ¼ of said Section 13; thence S89°55'49"W along said north line, 467.62 feet; thence S00°12'29"E, 1324.34 feet to the south line of the SW ¼ of said Section 13; thence S89°54'00"W along said south line, 2199.64 feet to a concrete monument with brass cap at the Southwest corner of said Section 13 and the point of beginning of this description.

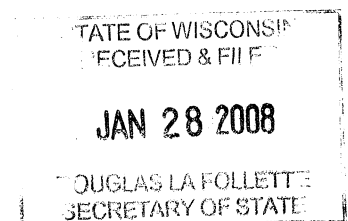
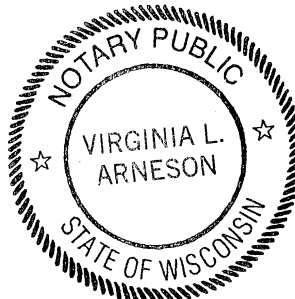
Dated this 24 day of JANUARY, 2008.

VILLAGE OF MOUNT HOREB

By: Cheryl J. Sutter  
Cheryl J. Sutter, Clerk/Treasurer

Subscribed and sworn to before me  
this 24 day of January, 2008.

Virginia L. Arneson  
Notary Public, State of Wisconsin  
My commission expires: 9-04-11



MBR: 13196

CERTIFICATE

STATE OF WISCONSIN

COUNTY OF DANE

I, Cheryl J Sutter, Clerk/Treasurer of the Village of Mount Horeb, Dane County, Wisconsin, certify that the attached Annexation Ordinance is a true and correct copy of the original on file in my office and has been compared by me.

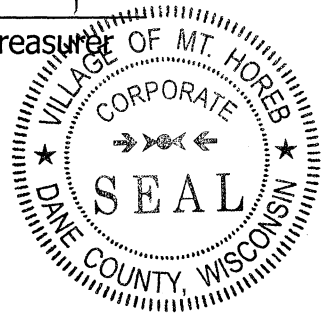
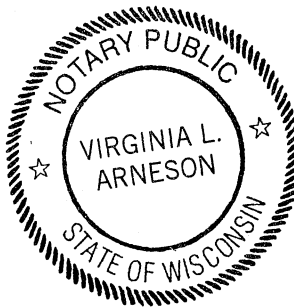
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Village this 24 day of JANUARY, 2008.

VILLAGE OF MOUNT HOREB

By: Cheryl J. Sutter  
Cheryl J Sutter, Clerk/Treasurer

Subscribed and sworn to before me  
This 24 day of January, 2008.

Virginia L. Arneson  
Notary Public, State of Wisconsin  
My commission expires 09-04-11



STATE OF WISCONSIN  
RECEIVED & FILED

JAN 28 2008

DOUGLAS LA FOLLETT  
SECRETARY OF STATE

ORDINANCE NO. 2008-01  
VILLAGE OF MOUNT HOREB

AN ORDINANCE PROVIDING FOR THE DIRECT ANNEXATION OF A PORTION  
OF THE TOWN OF BLUE MOUNDS TO THE  
VILLAGE OF MOUNT HOREB,  
DANE COUNTY, WISCONSIN

RECITALS

- A. On November 7, 2007, the Village of Mount Horeb filed a petition with the Village Clerk of the Village of Mount Horeb seeking to annex the following described land (the "Territory") to the Village of Mount Horeb:

The SW ¼ of the SW ¼ and part of the NE, NW, and SE, of the SW ¼ of Section 13, T6N, R6E, and part of the SE ¼ and NE ¼ of the SE ¼ of Section 14, T6N, R6E, lying southerly of the North right-of-way line of U.S.H. 18/151, Township of Blue Mounds, Dane County, Wisconsin:

Beginning at a concrete monument with brass cap at the Southwest corner of said Section 13; thence S89°47'37"W, 311.29 feet along the south line of the SE ¼ of said Section 14 to the centerline of Sand Rock Road and the Southeast corner of a parcel of land described in Document No. 1431607, recorded June 12, 1975; thence N17°10'23"W along said east line of Document No. 1431607, 183.10 feet; thence N26°44'23"W along said east line, 387.70 feet; thence N19°42'23"W along said east line, 652.80 feet; thence N27°59'23"W along said east line, 382.40 feet; thence N34°28'23"W along said east line, 500.00 feet; thence S72°17'37"W recorded as (S72°30'W), 33.00 feet; thence N17°42'15"E, 323.92 feet to the northerly right-of-way line of U.S.H. 18/151 as recorded in Document No. 1805864, said point being the southwesterly corner of the plat of Southern Addition to Valley View Heights; thence continuing along said right-of-way line as recorded in Document No. 1805684, S63°18'46"E recorded as (S62°59'28"E), 482.60 feet to a point on a curve; thence southeasterly along the arc of a 4443.66 foot radius curve to the left along said right-of-way line which chord bears S73°00'53"E, recorded as (S72°41'35"E), 387.66 feet; thence S82°39'59"E recorded as (S82°20'41"E), 194.47 feet along said right-of-way line; thence continuing along said right-of-way line S72°05'12"E recorded as (S71°45'54"E, 164.23 feet), 164.48 feet, to a point on a curve; thence southeasterly along said right-of-way line, along the arc of a curve 4443.66 foot radius curve to the left which chord bears S85°19'11"E (recorded as S84°59'53"E), 804.72 feet; thence N68°26'30"E recorded as (N68°45'47"E), along said right-of-way line, 304.39 feet; thence N85°06'37"E recorded as (N85°25'54"E) along said right-of-way line, 94.76 feet; thence S69°13'16"E recorded as (S68°53'59"E) along said right-of-

way line, 216.20 feet to a point on a curve; thence northeasterly along the arc of a 4443.66 foot radius curve to the left along said right-of-way line of U.S.H. 18/151 which chord bears N79°17'49"E, 416.93 feet; thence leaving said right-of-way line S00°25'38"E, 235.72 feet to the southerly right-of-way line of U.S.H. 18/151 as recorded as Document No. 1805864 and the northwest corner of Lot 1, Certified Survey Map No. 5064; thence continuing S00°25'38"E along the west line of Certified Survey Map No. 5064, 253.58 feet to a 1" iron pipe; thence N87°55'18"E, 270.45 feet along a south line of said Certified Survey Map No. 5064 to a 1" iron pipe; thence N00°21'00"W, 60.47 feet along an east line of said Certified Survey Map No. 5064 to a 1" iron pipe; thence S89°42'19"E along a south line of said Certified Survey Map No. 5064, 601.20 feet to the east line of the SW ¼ of said Section 13; thence S00°14'04"E along said east line, 81.80 feet to the north line of the East 14 acres of the SE ¼ of the SW ¼ of said Section 13; thence S89°55'49"W along said north line, 467.62 feet; thence S00°12'29"E, 1324.34 feet to the south line of the SW ¼ of said Section 13; thence S89°54'00"W along said south line, 2199.64 feet to a concrete monument with brass cap at the Southwest corner of said Section 13 and the point of beginning of this description.

- B. There are no electors residing in the Territory proposed to be annexed. The Village of Mount Horeb is the owner of more than one-half the land in area within the Territory, and is the owner of more than one-half the real property in assessed value within the Territory.
- C. A copy of the petition, together with a scale map and a legal description of the Territory, has been filed with the Wisconsin Department of Administration and the Clerk of the Town of Blue Mounds.
- D. The Village has considered the recommendations, if any, that the Department of Administration has proposed as to the annexation.

*NOW, THEREFORE, the Village Board of the Village of Mount Horeb, Dane County, Wisconsin, does ordain as follows:*

#### ORDINANCE

1. Territory Annexed. In accordance with sec. 66.0217, Wis. Stats., the Village Board hereby annexes the above-described Territory to the Village of Mount Horeb.
2. Scale Map. The scale map, attached as Exhibit A hereto, shows the Territory to be annexed and its relationship to the boundaries of the Village of Mount Horeb and the Town of Blue Mounds.

3. Effect of Annexation. From and after the effective date of this ordinance, the Territory shall be a part of the Village of Mount Horeb 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 Village of Mount Horeb.
4. Ward Designation. Both before and after the effective date of this Ordinance, the Territory will be in County Supervisory District 30, Court of Appeals District 4, State Assembly District 79, State Senate District 27, Congressional District 2, and Mount Horeb Area School District 3794. The Territory shall be added to Ward No. 5 of the Village of Mount Horeb.
5. Clerk Duties. The Village Clerk is hereby directed to publish notice of and provide copies of this Ordinance in accordance with the applicable Wisconsin Statutes.
6. Payment to Town of Blue Mounds. Because the Territory is exempt from taxation during 2008, and the annexation of the Territory will be final in 2008, it will not be necessary for the Village to pay any property taxes to the Town of Blue Mounds pursuant to Wis. Stat. § 66.0217(14)(a)1.
7. Effective Date. This ordinance shall take effect upon passage and publication as provided by law.

*The above ordinance was duly adopted by a two thirds (2/3) majority vote of the elected members of the Village Board of the Village of Mount Horeb at a regular meeting held on January 2, 2008.*

APPROVED:

By: James R. Buechner  
James R. Buechner, Village President

ATTEST:

By: Cheryl J. Sutter  
Cheryl J. Sutter, Village Clerk

APPROVED: 1/02/2008

PUBLISHED: 1/24/2008



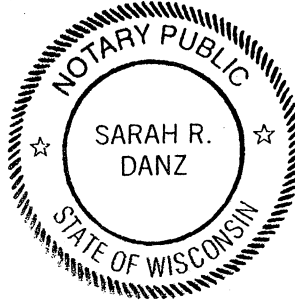
STATE OF WISCONSIN

COUNTY OF DANE

Personally came before me this 7 day of January, 2008, the above named James R. Buechner and Cheryl J. Sutter, to me known to be the persons who executed the foregoing instrument and acknowledged the same with authority from the Village of Mount Horeb.

Sarah R. Danz

Notary Public, State of Wisconsin  
My commission expires: 8-29-10



This instrument drafted by:  
Matthew P. Dregne  
Stafford Rosenbaum LLP  
222 West Washington Avenue, Suite 900  
Madison, WI 53701-1784

STATE OF WISCONSIN  
RECEIVED & FILED

JAN 28 2008

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

