



THE CITY OF PHILLIPS

Founded in 1876

ORD11936

RECEIVED

04/30/2025

Municipal Boundary Review
WI Dept. of Administration

CERTIFICATION

I, Shelby Kosmer, duly appointed as the City Clerk/Treasurer of the City of Phillips, Price County, State of Wisconsin, do hereby certify that the attached Ordinance 24-004 approved on December 10, 2024, regarding the detached parcels of land to the Town of Elk from the City of Phillips, is a true and correct copy of the original.

Upon the City's initial submittal of Ordinance No. 24-004 to the WI DOA MBR for statutory filing, four (4) scrivener's errors/omissions were discovered therein. They are: **1)** omission of an accurate, complete legal description of the territory being transferred, **2)** an associated plat/scale map document that omits the required "part of Government Lot 12" accurate/complete legal description, **3)** an erroneous cite of a filing requirement to the "Secretary of State," **and 4)** the omission of a certified copy of the Town of Elk's attachment ordinance documents with the stated "effective date" when the Town accepted the detached territory from the City. Those errors and omissions are officially corrected herein as follows:

- 1)** The ordinance only included an abbreviated legal description for the territory being transferred via a detachment from the City of Phillips, Price County, to the Town of Elk. The territory's accurate/complete legal description is hereby corrected to read as follows:
All of Government Lot 15 of Section 18, Town 37 North, Range 1 East and all that part of Government Lot 12 of Section 18, Town 37 North, Range 1 East, lying South and West of the existing Drainage Ditch, described more particularly as follows:
Commencing at the Southeast Corner of said Government Lot 12,
Thence South 86°44'40" West, 40 feet more or less to the Centerline of said Drainage Ditch, being the Point of Beginning,
Thence Northerly, Northwesterly, and Westerly along said Centerline, 1400 feet more or less, to the West Line of said Government Lot 12,
Thence South 0°57'25" East, 500 feet more or less, to the South Line of said Government Lot 12,
Thence North 86°44'40" East, 1320 feet more or less, to the Point of Beginning.
- 2)** The City's initial ordinance filing submittal included an erroneous/incomplete plat/scale map document. A new official corrected statutory map page document is included herein.
- 3)** The City's statutory filing documents are hereby submitted to the Secretary of Administration's MBR team.
- 4)** The Town of Elk's attachment Ordinance No. 2024-12-12 accepting the detached territory is included in this filing submittal. Therein, the land transfer's effective date is confirmed to be 12/31/2024 accordingly.

City of Phillips Ordinance No. 24-004

**AN ORDINANCE PROVIDING FOR DETACHMENT OF A PORTION OF
THE CITY OF PHILLIPS, PRICE COUNTY, WISCONSIN, TO THE TOWN
OF ELK, PRICE COUNTY, WISCONSIN**

Whereas the city has received a petition for detachment of land from the City of Phillips in the County of Price, Wisconsin to the Town of Elk in the County of Price, Wisconsin for the subject property and whereas the City Council by at least a three-fourths majority has approved the detachment petition. It is hereby ordained that the following Properties are detached from the City of Phillips and is therefore attached to the Town of Elk.

Being all that part of Government Lot 12 of Section 18, Town 37 North, Range 1 East, lying South and West of the existing Drainage Ditch and all of Government Lot 15 of Section 18, Town 37 North, Range 1 East;

Said territory contains approximately 56.59 acres with a current population of three (3) persons, as defined in Wisconsin Statutes Section 66.0227. The 17.44 acres of property is currently zoned Residential R1 and 39.14 acres of property are currently zoned Agricultural A1. A scale map reasonably showing the boundaries of said territory and the relation of said territory to the municipalities involved is attached hereto as Exhibit A.

We, the undersigned, elect that this detachment shall take effect to the full force from and after its passage and upon acceptance of the town of Elk.

WHEREAS, it appears by affidavit on file herein that the petitioner has filed a duplicate original of said Petition for Detachment with the Town Clerk of the Town of Elk, Price County, Wisconsin, and

WHEREAS, it further appears that there are three (3) electors residing in the territory proposed to be detached and the Petition has been signed by the owners of the Property within such territory; and

WHEREAS, it further appears that all of the requirements of Sections 66.0227 of the Wisconsin Statutes have been fully complied with; and

WHEREAS, it appears in the best interest of the City of Phillips that the afore described City of Phillips territory be detached from the City of Phillips;

NOW, THEREFORE, the City Council of the City of Phillips, Price County, Wisconsin does ordain as follows:

THAT the afore described territory situated in the City of Phillips be and the same is hereby detached and attached to the Town of Elk, Price County, Wisconsin;

THAT the property shall continue to be zoned as is until such time as it is re-zone by the Town of Elk;

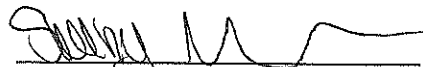
THAT the City Clerk is hereby directed to provide the Ordinance to the Town of Elk so that the Town of Elk may act upon the Ordinance with the time period as set forth in Section 66.0227 Wis. Stats.. The City Clerk is further directed to make the mailings pursuant to Wis. Stats. Section 66.0217, i.e., to mail a copy of the Ordinance of Detachment to the Town Clerk of the Town of Elk, to the Secretary of State of the State of Wisconsin, and the Clerk of Phillips School District, and one copy to any company that provides any utility service to the area detached, a copy to the Register of Deeds of Price County, Wisconsin. All mailings shall occur within thirty (30) days of the date hereof pursuant to Wis. Stats. Section 66.03.

CITY OF PHILLIPS



Charles Peterson City Mayor

CITY OF PHILLIPS



Shelby Kosmer City Clerk

(CITY SEAL)

Adopted: 12/10/2014

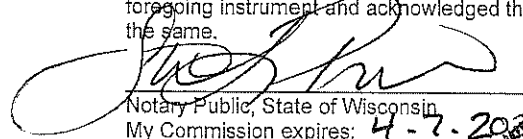
Approved: 12/10/2014

ACKNOWLEDGEMENT

State of Wisconsin)

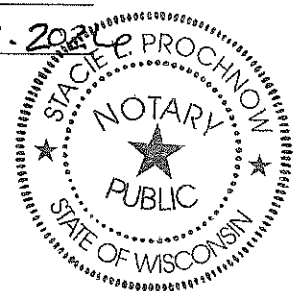
Price County)

Personally came before me on 12-11-24, The above named Charles Peterson and Shelby Kosmer to me known to be the person who executed the foregoing instrument and acknowledged the same.



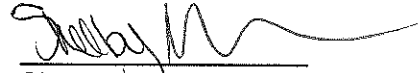
Notary Public, State of Wisconsin

My Commission expires: 4-7-2025



In testimony whereof, I have hereunto set my hand and affixed the seal of said City of Phillips in said County and State this 30 day of April 2025.

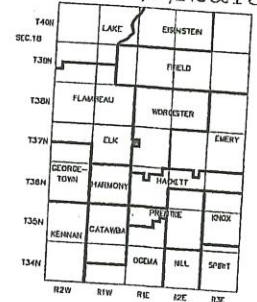
City Clerk/Treasurer
Official Position


Signature

PRICE COUNTY LAND INFORMATION SECTION MAP

CITY OF
PHILLIPS

SEC.18, T37N-R1E
GOVT LOTS 2,5,12&13



1 INCH = 300 FT.

THIS MAP DOES NOT REPRESENT A SURVEY OF THE PARCELS SHOWN AND SHOULD NOT BE USED IN REFERENCE TO/ FOR CONVEYANCE OF REAL PROPERTY OR GUARANTEEING TITLE THEREOF. THIS MAP REPRESENTS A SKETCH OF THE PARCELS LISTED IN THE PRICE COUNTY TAX ROLL AND IS INTENDED TO AID IN THE TRACKING OF PARCELS. THE PARCELS ARE MAPPED FROM AVAILABLE PUBLIC RECORDS AND MAY NOT REPRESENT TO LOCATION OF THE PARCELS AS THEY EXIST ON THE GROUND.

HATCHING REPRESENTS:
 = BOUNDARY OVERLAPS
 = BOUNDARY GAPS

DRAFTED BY: JUK DATE: 1.7.2022
 CAD FILE: PL37N18 GOVT LOTS
 THIS MAP IS A RECONSTRUCTION





Town of Elk



CERTIFICATION

I, Regina Damjanovic, am duly appointed as the Town Clerk of the Town of Elk, Price County, State of Wisconsin. I do hereby certify that the attached Town of Elk Ordinance No. 2024-12-12 approved on December 12, 2024 pursuant to Wis. Stats. s.66.0227(2), accepts the terms for the attachment of territory thereby detached from the City of Phillips pursuant to the City's adopted Ordinance No. 24-004, is a true and correct copy of the original.

Upon the Town's initial submittal of Ordinance No. 2024-12-12 to the WI DOA MBR for statutory filing, four (4) scrivener's errors/omissions were discovered therein. They include:

- 1) The omission of the required statement of the Town ordinance's "type of land transfer" and cite of the "associated statute number" used to adopt the ordinance. That omission was corrected within the introductory statement included in paragraph one above."
- 2) The erroneous use of the term "DETACHMENT" versus the proper term "ATTACHMENT" in the ordinance's header. That error is corrected to read "TOWN OF ELK ATTACHMENT OF A PORTION OF THE CITY OF PHILLIPS, PRICE COUNTY, WISCONSIN, TO THE TOWN OF ELK ORDINANCE # 2024-12-12" here.
- 3) The omission of an accurate, complete legal description of the territory being transferred. The territory's accurate/complete legal description is hereby corrected to read as follows:

"All of Government Lot 15 of Section 18, Town 37 North, Range 1 East and all that part of Government

Lot 12 of Section 18, Town 37 North, Range 1 East, lying South and West of the existing Drainage Ditch, described more particularly as follows: Commencing at the Southeast Corner of said Government Lot 12,

Thence South 86°44'40" West, 40 feet more or less to the Centerline of said Drainage Ditch, being the Point of Beginning,

Thence Northerly, Northwesterly, and Westerly along said Centerline, 1400 feet more or less, to the West Line of said Government Lot 12,

Thence South 0°57'25" East, 500 feet more or less, to the South Line of said Government Lot 12,
Thence North 86°44'40" East, 1320 feet more or less, to the Point of Beginning.

N8314 Danish Settlement Rd. Phillips WI. 54555 (715) 339-2877
townofelk@pctcnet.net



Town of Elk



- 4) The Town's initial ordinance filing submittal documents included an erroneous/incomplete plat/scale map document that was also not properly identified as the ordinance's cited "Exhibit A" document. A new, corrected official "Exhibit A" statutorily compliant map page document is included herein.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Town of Elk in said County and State this 29th day of April 2025.

Town Clerk

Official Position

Regina Damjanovic

**TOWN OF ELK
DETACHMENT OF A PORTION OF THE CITY OF PHILLIPS, PRICE COUNTY,
WISCONSIN, TO THE TOWN OF ELK
ORDINANCE #2024-12-12**

The following property has been released for detachment as described on the City of Phillips Ordinance No. 24-004 and is therefore attached to the Town of Elk.

Being all that part of Government Lot 12 of Section 18, Town 37 North, Range 1 East, Line South and West of Existing Drainage Ditch and all Government Lot 15 of Section 18, Town 37 North, Range 1 East;

Said territory contains approximately 56.59 acres with a current population of 3 persons as defined in Wisconsin Statutes Section 66.0227. The 17.44 acres of property is currently zoned as residential R1 and 39.4 acres of property are currently zoned Agricultural A1. A scale map showing description, Exhibit A. The land transfer's effective date is 12-31-2024.

Adopted: December 12, 2024

Approved: Regina Danyanorin
(Town Clerk)

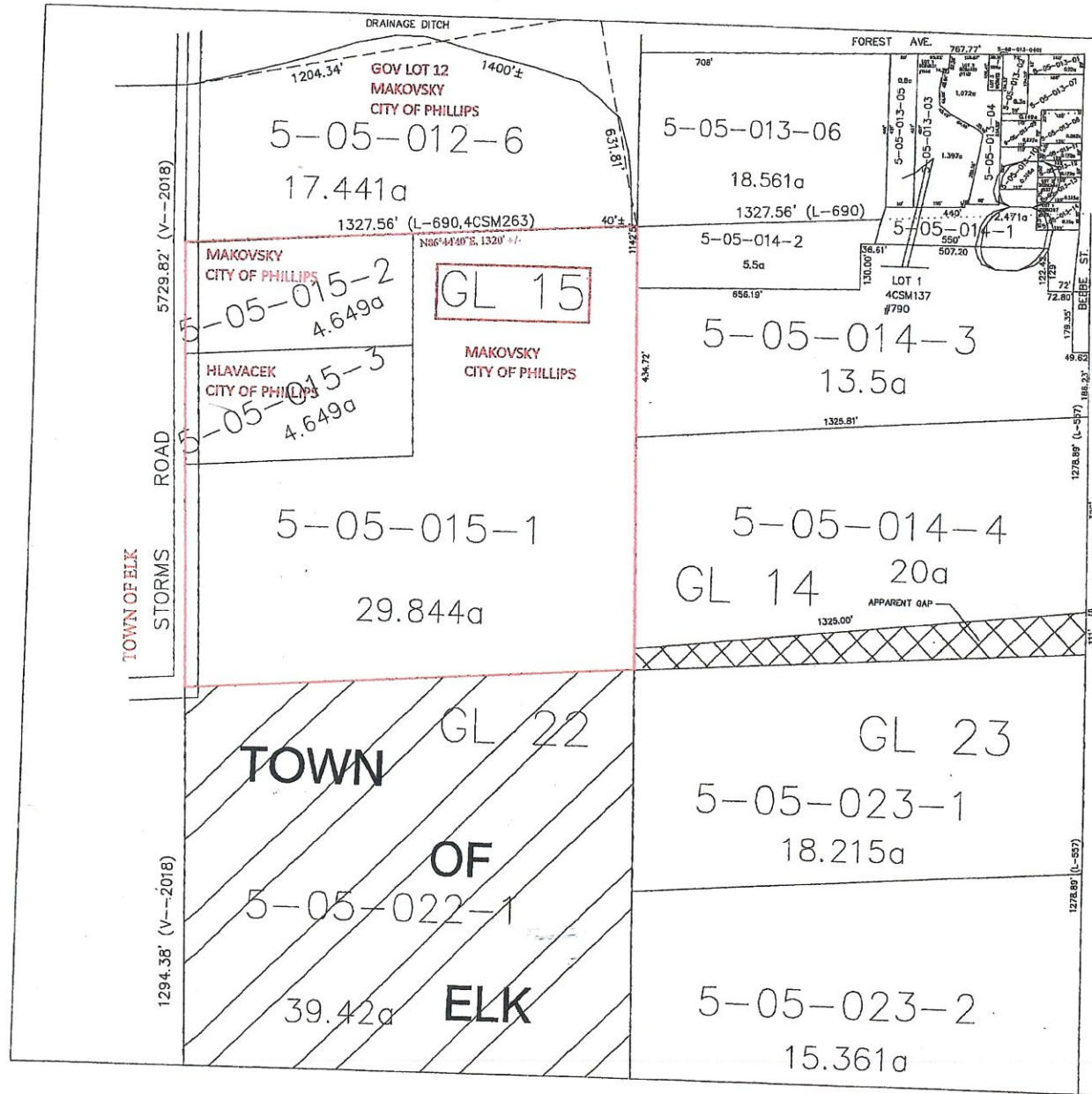
Approved: Tom Krane
(Town Board Chair)

Certified Copy

4/17/25

Regina Danyanorin

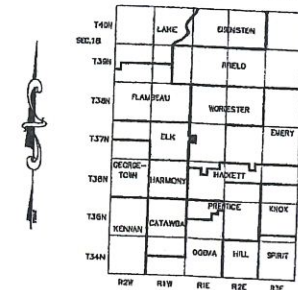
Exhibit A



PRICE COUNTY LAND INFORMATION SECTION MAP

CITY OF
PHILLIPS

SEC.18, T37N-R1E
GOVT LOTS 13-15 '23



1 INCH = 300 FT.

THIS MAP DOES NOT REPRESENT A SURVEY OF THE PARCELS SHOWN AND SHOULD NOT BE USED IN REFERENCE TO/ FOR CONVEYANCE OF REAL PROPERTY OR GUARANTEEING TITLE THEREOF. THIS MAP REPRESENTS A SKETCH OF THE PARCELS LISTED IN THE PRICE COUNTY TAX ROLL AND IS INTENDED TO AID IN THE TRACKING OF PARCELS. THE PARCELS ARE MAPPED FROM AVAILABLE PUBLIC RECORDS AND MAY NOT REPRESENT THE LOCATION OF THE PARCELS AS THEY EXIST ON THE GROUND.

HATCHING REPRESENTS:
 = BOUNDARY OVERLAPS
 = BOUNDARY GAPS

DRAFTED BY: JJK DATE: 1.6.2015
 CAD FILE: PL371E18
 THIS MAP IS A REPRESENTATION OF THE XXXX REAL PROPERTY LISTERS WORK ROLL.