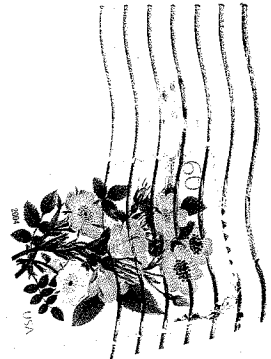
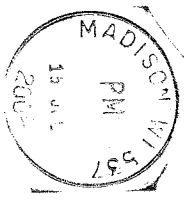
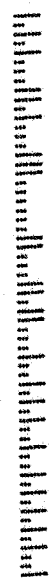


Infield Law Office
1155 Lincoln Avenue
P.O. Box 145
Fennimore, WI 53809



Wisconsin Department of Administration
Municipal Boundary Review
P.O. Box 1645
Madison, WI 53701-1645

53701+1645



Request for Annexation Review

Wisconsin Department of Administration

Municipal Boundary Review

Shipping Address:

17 S. Fairchild 7th Floor
Madison, WI 53703-3219

Mailing Address:

PO Box 1645
Madison, WI 53701-1645
608-267-3369 Fax: 608-266-5519

Phone:

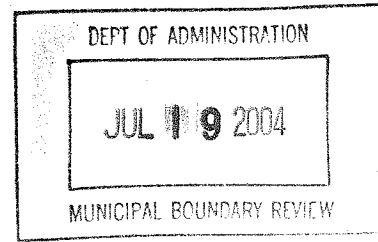
robert.zeinemann@doa.state.wi.us

E-mail:

Petitioner's Name and Address

Thomas G. Kenney Properties, LLC
1550 LaFollette St.
Fennimore WI 53809

Office use only:



1. Town where property is located Fennimore
2. Petitioned City or Village Fennimore
3. County where property is located Grant
4. Population of the territory to be annexed 2
5. Area (in acres) of the territory to be annexed 65.12

Petitioner's phone #

(608) 822-3550

Town Clerk's phone #

(608) 822-3188

City/Village Clerk's phone #

(608) 822-6119

Contact Information if different than petitioner:

Representative's Name and Address:

Attorney Todd A. Infield
PO Box 145
Fennimore WI 53809
Phone (608) 822-3767
E-mail tinfield@tds.net

Surveyor or Engineering Firm's Name and Address:

Blackhawk Engineering LTD
2 Insight Drive
Platteville WI 53809
Phone (608) ~~8~~-348-4433
E-mail _____

Required Items to be provided with submission (to be completed by petitioner):

1. Legal Description meeting the requirements of s.66.0217 (c).....
2. Map meeting the requirements of s. 66.0217 (g).....
 - Includes delineating boundary of the annexing city or village on the map.....
 - Territory is contiguous to city or village.....
3. Petition or Notice of Intent to Circulate.....
4. Statutory method used?.....
 - Unanimous s. 66.0217 (2), or,.....
 - Direct by one-half approval s. 66.0217 (3).....
5. Check or money order covering Department of Administration annexation fee.....

Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

Required Fees

There is an initial filing fee and a variable acreage fee

Initial Filing Fee* \$200 \$ 200

*NOTE: The \$200 initial filing fee is required with the first submittal of the petition, only.

Acreage Fee..... \$ 500

- Less than 2 acres..... \$200
- 2.01 to 10 acres..... \$300
- 10.01 to 50 acres..... \$400
- 50.01 to 100 acres..... \$500
- 100.01 to 200 acres..... \$700
- 200.01 to 500 acres..... \$1000
- Over 500 acres..... \$2000

TOTAL FEE DUE (Add the Filing Fee to the Acreage Fee)..... \$ 700

Attach check or money order here, payable to: Department of Administration

**THE DEPARTMENT IS PROHIBITED FROM PROCESSING
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED
BY THE REQUIRED FEE.**

Office use only:

Date that petition and fee was received _____ Amount \$ _____

Time limit expires _____ Assigned file number _____

BY:	Questionnaire sent to:
	Town of _____ City/Village of _____
	County Notification _____ DATE _____

RECEIVED
AT
DHIR

JUL 19 d INFIELD LAW OFFICE

ATTORNEY TODD A. INFIELD

1155 Lincoln Avenue
P.O. Box 145
Fennimore, WI 53809

Telephone: (608) 822-3767
Fax: (608) 822-3768

July 15, 2004

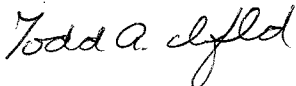
Wisconsin Department of Administration
Municipal Boundary Review
P.O. Box 1645
Madison, WI 53701-1645

Re: Thomas G. Kenney Properties, LLC – Annexation

Dear Sir or Madam:

Pursuant to Wis. Stat. sec. 66.0217(6), please find enclosed for filing an original petition for direct annexation by unanimous approval. Attached to the petition is the legal description and scale map. Also enclosed is the annexation review form along with a check in the amount of \$700.00 made payable to the Department of Administration. Pursuant to sec. 66.0217(6), I will assume that you will send the appropriate notices to the Clerk for the City of Fennimore and the Clerk for the Town of Fennimore within the required twenty (20) day period. If you have any questions or need any additional information, please do not hesitate to contact me. Thank you.

Sincerely,



TODD A. INFIELD OF
INFIELD LAW OFFICE

TAI:ajc

Enclosures

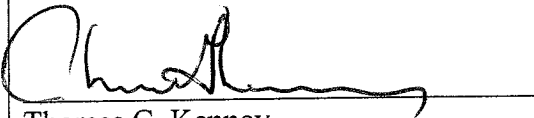

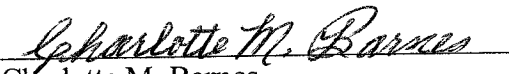
PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL PURSUANT TO SECTION 66.0217(2), WISCONSIN STATUTES.

We, the undersigned, constituting all the owners of real property and all of the electors which reside in the following territory of the Town of Fennimore, Grant County, Wisconsin, lying contiguous to the City of Fennimore, petition the Common Council of the City of Fennimore to annex the territory described below and shown on the attached scale map to the City of Fennimore, Grant County, Wisconsin:

See attached Exhibit A.

The current population of such territory is 2.

We, the undersigned, elect that this annexation shall take effect at the full extent consistent with outstanding priorities of other annexation, incorporation or consolidation proceedings, if any.

SIGNATURE OF PETITIONER	DATE OF SIGNING	PROPERTY ADDRESS
Thomas G. Kenney Properties, LLC by:  Thomas G. Kenney	7/15/2004	1550 Lafollette St. Fennimore, WI 53809
 William L. Barnes	7/15/2004	12889 Hwy 61 Fennimore, WI 53809
 Charlotte M. Barnes	7/15/2004	12889 Hwy 61 Fennimore, WI 53809

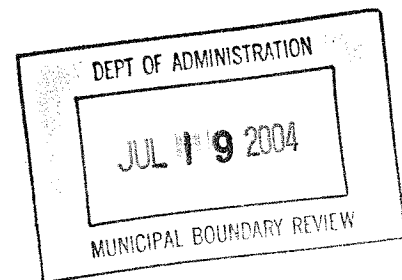


EXHIBIT A

DEPT OF ADMINISTRATION

JUL 19 2004

MUNICIPAL BOUNDARY REVIEW

ANNEXATION DESCRIPTION
OWNER-TOM KENNEY
FENNIMORE, WISCONSIN

A parcel of land located in the Northwest 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4 of Section 30, Township 6 North, Range 2 West, Grant County, Wisconsin, more fully described as follows:

Commencing at the northeast corner of the Northwest 1/4 of said Section 30, thence S 89°58'17" W 417.86' along the north line of the Northwest 1/4 of said Section 30 to a 3/4" rebar and the point of beginning, thence S 0°10'37" E 60.00' to a 3/4" rebar, thence S44°26'51" W 67.63' to a 3/4" rebar, thence S 24°49'52" W 294.18' to a 3/4" rebar, thence S 5°19'59" W 485.82' to a 3/4" rebar, thence S 20°48'23" E 502.09' to the south line of the Northeast 1/4 of the Northwest 1/4, thence S 89°57'34" W 2,223.47' to the southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 30, thence N 0°09'40" W 1328.78' to the northwest corner of said Section 30, thence N 89°58'17" E 2274.72' along the north line of the Northwest 1/4 of said Section 30 to the point of beginning.

The above described parcel contains 65.12 acres, more or less

DEPT OF ADMINISTRATION
JUL 19 2004
 MUNICIPAL BOUNDARY REVIEW

CITY OF FENNINGORE

CITY LIMITS

CITY LIMITS

CITY LIMITS

CITY LIMITS

2223.47'

U.S. HIGHWAY "61"

CITY OF FENNINGORE

CITY LIMITS

60.00'
 67.63'
 294.18'
 485.82'
 502.05'

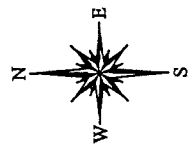
NE 1/4-NW 1/4
 SECTION 30

ANNEXATION AREA
 65.12 ACRES

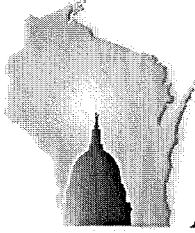
NW 1/4-NW 1/4
 SECTION 30

ANNEXATION BOUNDARY

1328.78'



SCALE 1" = 300'



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

JIM DOYLE
GOVERNOR

MARC J. MAROTTA
SECRETARY

Division of Intergovernmental Relations
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001
(608) 264-6102, Fax (608) 266-5519
<http://www.doa.wi.gov/>

July 19, 2004

PETITION FILE NO. 12372

MARGARET SPRAGUE, CLERK
CITY OF FENNIMORE
PO BOX 17
FENNIMORE, WI 53809-0017

HAROLD HAHN, CLERK
TOWN OF FENNIMORE
13294 HAHN LN
FENNIMORE, WI 53809-9767

Subject: KENNEY PROPERTIES ANNEXATION

Section 66.0217 (6), Wis. Stats., provides that the annexation of lands to cities and villages within a county having a population of 50,000 or more shall be reviewed by the Department of Administration in order to determine if the proposed annexation is in the public interest or against the public interest. The proposed annexation from the Town of Fennimore to the City of Fennimore (see attached description) must be reviewed pursuant to the statute.

To assist us in making this determination, we urge that you promptly supply the data requested on the enclosed questionnaire (where possible) and return the questionnaire to the department.

The purpose of this questionnaire is to assist the department in determining "Whether the governmental services, including zoning, to be supplied to the territory could clearly be better supplied by the town...." The statute further stipulates that the department shall study the "shape of the proposed annexation and the homogeneity of the territory with the annexing municipality." In addition, we would appreciate receiving from you any comments or information bearing on governmental services or shape and homogeneity that would indicate whether the annexation is in or against the public interest.

Our reply must be prepared within a very limited statutory deadline. Please return the questionnaire no later than August 4, 2004 so that the information can be reviewed prior to the department's statutory deadline of August 9, 2004. Direct any questions and comments to Erich Schmidtke at (608) 264-6102 or George Hall at (608) 266-0683. Thank you for your cooperation.

Enclosed please also find 2003 Wisconsin Act 317 which makes a number of changes to annexation law. In order for this annexation petition to be considered for adoption as an ordinance, the proposed annexation will need to comply with this law.

For additional information on annexation or other land use issues, visit our web site at: <http://doa.wi.gov/>

Sincerely,

Erich Schmidtke
erich.schmidtke@doa.state.wi.us
(608) 264-6102

Enclosures

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PETITION # 12372

ANNEXATION REVIEW QUESTIONNAIRE

MUNICIPAL BOUNDARY REVIEW

1. Territory to be annexed: NW 1/4 - NW 1/4 / Sec 30 | From Town of: Fennimore | To City/Village of: Fennimore
NE 1/4 - NW 1/4 / T6N-R2W
(Kenney Properties)

2. Area (Acres): 65.12 | Approx. Equalized (full) value: Land: \$ 17,700 | Improvements: \$ 30,400

3. Property Tax Payments OR Boundary Agreement (circle one)

a. Annual town property tax on territory to be annexed: _____

b. Total that will be paid to Town (annual tax multiplied by 5 years): _____

c. Paid by: Petitioner
City/Village (circle one)
Other _____

a. Title of boundary agreement _____

b. Year adopted _____

c. Participating jurisdictions _____

d. Statutory authority (circle one)
66.0307 66.0225 66.0301

4. Approximate present land use of territory: | Resident Population: |

Undeveloped: ~~2~~⁹⁸ % Residential 2 % Electors: 2
Commercial: _____ % Recreational _____ % Total: 2
Industrial: _____ %

5. If territory is undeveloped, what is the anticipated use?

Commercial: _____ % Residential 100 % Other: _____
Industrial: _____ % Recreational _____ %

Comments: _____

6. Has a preliminary or final _____ plat been submitted to the Plan Commission: Yes No
Proposed plat layout only

7. What is the nature of land use adjacent to this territory in the city or village?
Agricultural/Commercial/residential

In the town?: Agricultural

8. What are the basic service needs that precipitated the request for annexation?

Sanitary sewer Police/Fire protection _____
Water supply EMS _____
Storm sewers Zoning _____
Other _____

PETITION #

NO 73 JUL

9. Is the city/village or town capable of providing needed utility services?

City/Village Yes ___ No. Town ___ Yes No

If yes, approximate time table for providing service:

Sanitary Sewers immediately or, write in number of years.

City/Village beginning 2004 Town _____

Water Supply immediately, or, write in number of years.

beginning 2004 _____

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

Yes No. If yes, identify the nature of the anticipated improvements and their probable costs: _____

10. Parks and Recreation:

Total acreage: 75 Annual park program appropriation: \$ 24,000

Describe proximity of parks from annexation territory:

Foxmoor 1/4 mi

Marsden 3/4 mi

Arborvitae 1/2 mi

Oakwood 2 mi

11. Schools:

What school district(s) serve the territory to be annexed? Fennimore

12. Planning:

1. Do you have a comprehensive plan for the City/Village/Town? Yes ___ No

If yes, when was it prepared? 2003 When Updated? _____

Who prepared the plan? Southwest Regional Planning

2. Annual appropriation for planning? \$ —

3. How is the annexation territory now zoned? Agricultural

4. How will the land be zoned and used if annexed? Residential - single + multi
Highway Commercial

14. Other relevant information and comments bearing upon the public interest in the annexation:

Prepared by: Martin Tollefsen
Title: Clerk, Town of Fennimore
Phone: 608 222-3188
Date: 7/22/14

Please RETURN PROMPTLY to:
Division of Intergovernmental Relations
Municipal Boundary Review
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001

RECEIVED
AT
DHIR

JUL 28 04

PETITION # 12372

ANNEXATION REVIEW QUESTIONNAIRE
MUNICIPAL BOUNDARY REVIEW

1. Territory to be annexed: Kenney Properties | From Town of: Fennimore | To City/Village of: Fennimore

2. Area (Acres): 63 | Approx. Equalized (full) value: Land:\$ _____ Improvements:\$ _____

3. Property Tax Payments OR Boundary Agreement (circle one)

a. Annual town property tax on territory to be annexed: _____	a. Title of boundary agreement _____
b. Total that will be paid to Town (annual tax multiplied by 5 years): _____	b. Year adopted _____
c. Paid by: <u>City</u> /Village (circle one) Other _____	c. Participating jurisdictions _____
	d. Statutory authority (circle one) 66.0307 66.0225 66.0301

4. Approximate present land use of territory: | Resident Population: |

Undeveloped: <u>98</u> %	Residential <u>2</u> %	Electors: <u>2</u>
Commercial: _____ %	Recreational _____ %	Total: <u>2</u>
Industrial: _____ %		

Plan Comm. will consider need for park land

5. If territory is undeveloped, what is the anticipated use?

Commercial: <u>10</u> %	Residential <u>90</u> %	Other: _____
Industrial: _____ %	Recreational _____ %	

Comments: _____

6. Has a preliminary or final _____ plat been submitted to the Plan Commission: Yes No City Council has seen lot layout proposed. 6/28/04 will meet in next few weeks

7. What is the nature of land use adjacent to this territory in the city or village?:
Commercial on the east, agricultural on the south and west, residential on the north
In the town?: south and west are agricultural

8. What are the basic service needs that precipitated the request for annexation?

Sanitary sewer <input checked="" type="checkbox"/>	Police/Fire protection _____
Water supply <input checked="" type="checkbox"/>	EMS _____
Storm sewers _____	Zoning _____
Other _____	

PETITION # 12372

9. Is the city/village or town capable of providing needed utility services?

City/Village Yes ___ No. Town ___ Yes ___ No

If yes, approximate time table for providing service:

Sanitary Sewers immediately or, write in number of years.

City/Village phased development beginning in 2004

Water Supply immediately, or, write in number of years.

Town phased development beginning in 2004

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

Yes No. If yes, identify the nature of the anticipated improvements and their probable costs: _____

10. Parks and Recreation:

Total acreage: 75.76 Annual park program appropriation: \$ 24,000

Describe proximity of parks from annexation territory:

Foxmoor Greenway 1/4 mi
Arborvitae Park 1/2 mi.

Marsden Park 3/4 mi
Oakwood Park 2 mi

11. Schools:

What school district(s) serve the territory to be annexed? Fennimore School District

12. Planning:

1. Do you have a comprehensive plan for the City/Village/Town Joint Plan Yes ___ No
If yes, when was it prepared? 2003 When Updated? N/A
Who prepared the plan? Southwest Wisconsin Regional Planning

2. Annual appropriation for planning? \$ 5000

3. How is the annexation territory now zoned? Agricultural

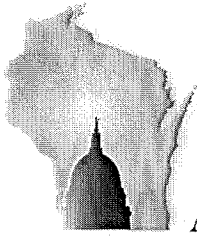
4. How will the land be zoned and used if annexed? Single Family, Multi Family, & Highway Commercial

14. Other relevant information and comments bearing upon the public interest in the annexation:

- ✓ Annexation will add 117 single family lots, 11 multi family lots and 3 commercial lots
- ✓ We currently have only 30-35 developed lots available for residential use

Prepared by: Margaret Sprague
Title: City Clerk - Treasurer
Phone: 608-822-6119
Date: 7-20-2004

Please RETURN PROMPTLY to:
Division of Intergovernmental Relations
Municipal Boundary Review
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

JIM DOYLE
GOVERNOR

MARC J. MAROTTA
SECRETARY

**Division of Intergovernmental Relations
Municipal Boundary Review**
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001
(608) 264-6102, Fax (608) 266-5519
<http://www.doa.wi.gov/>

August 9, 2004

DOA PETITION FILE NO. 12372

MARGARET SPRAGUE, CLERK
CITY OF FENNIMORE
PO BOX 17
FENNIMORE, WI 53809-0017

MARTIN TOLLEFSON, CLERK
TOWN OF FENNIMORE
13732 TORMEY RD
FENNIMORE, WI 53809-9767

Subject: KENNEY PROPERTIES ANNEXATION

The proposed annexation submitted to our office on July 19, 2004, has been reviewed and found to be in the public interest.

The subject petition is for territory that is reasonably shaped and contiguous to the City of Fennimore.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of state a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Secretary of State. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. The address of the Office of the Secretary of State is:

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

Please call me at (608) 264-6102 should you have any questions concerning this annexation review letter. I am enclosing a copy of Act 317, as this legislation may affect the passage of any annexation ordinance.

Sincerely,

Erich Schmidtke