

The State of Wisconsin

Office of the Secretary of State

VILLAGE 109

VILLAGE OF WATERFORD

COUNTY OF RACINE

ANNEXATION ORDINANCE NUMBER 378 AND RESOLUTION NUMBER 445

FILED NOVEMBER 15, 2002

KIRCHER LAW OFFICE

ATTORNEYS AT LAW

234C MARINA COURT

P.O. BOX 88

WATERFORD, WISCONSIN 53185

THOMAS C. KIRCHER

MARCIA J. HASENSTAB

PHONE: 262-534-6611

FAX: 262-534-3155

November 12, 2002

State of Wisconsin
Office of the Secretary of State
Government Records Division
30 West Mifflin Street, 10th Floor
P.O. Box 7848
Madison, WI 53707-7848

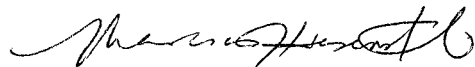
Dear Government Records Division:

Please see the enclosed Village of Waterford Annexation Ordinances 378 and 394, as corrected, for distribution pursuant to Wis. Stat. § 66.0217(9).

If you have any questions, please let us know.

Sincerely,

Kircher Law Office

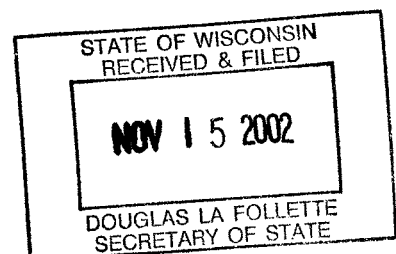


Marcia J. Hasenstab

State Bar No. 1020892

encl.

cc: Diane Schleicher, Village Administrator



V-109

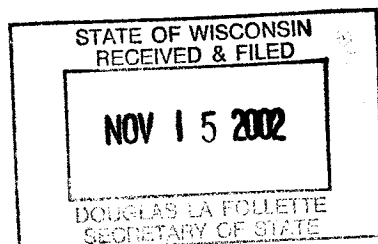
November 1, 2002

I HEREBY CERTIFY that the enclosed documents are true and correct copies of documents maintained at the Office of the Village Clerk, Village of Waterford, 123 North River Street, Waterford, Wisconsin 53185.

This is a corrected annexation filing. Enclosed is Annexation Ordinance 378 including the corrected legal description of the annexed property. The population of the territory is zero.

Michelle L. Allender

Michelle L. Allender
Clerk-Treasurer
Village of Waterford



AFFIDAVIT OF
CORRECTION

Document No.

(TYPE OR PRINT CLEARLY IN BLACK OR RED INK)

AFFIANT, Thomas C. Kircher, hereby swears or affirms that a certain document which was titled as follows: Annexation Ordinance Number 378, recorded on the 21st day of June, 1999 in Volume 2929, Pages 878 - 880, as Document number 1689562 and was recorded in Racine County, State of Wisconsin, contained the following error (if more space is needed, please attach addendum)

The recorded document above referenced contains an error in the Legal Description, said erroneous Legal Description is attached hereto as Exhibit A, and the correct Legal Description is attached hereto as Exhibit B.

AFFIANT makes this Affidavit for the purpose of correcting the above document as follows (if more space is needed, please attach addendum):

This Space Reserved for
Recording Data

NAME AND RETURN ADDRESS:

KIRCHER LAW OFFICE
234C MARINA COURT
P.O. BOX 88
WATERFORD, WI 53185

Part of 51-016-04-19-25-020-000

Parcel Identification Number

AFFIANT is the (check one)

- (x) Drafter of the document being corrected
- () Owner of the property described in the document being corrected.
- () Other (explain) _____

The original document (in part or whole) (x) is () is not attached to this Affidavit (if original document is not attached, please attach legal description and names of grantors and grantees).

Dated: 1-12-01

Signed: [Signature]

* THOMAS C. KIRCHER, Atty.
BAR #. 01015807

State of Wisconsin)

)Ss

County of Racine)

Subscribed and sworn to (or affirmed) before me this

12 day of January, 2001.

[Signature]

Notary Public, State of Wisconsin

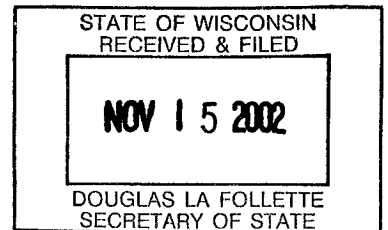
My Commission (~~expires~~) is permanent.

THIS INSTRUMENT WAS DRAFTED BY:

Thomas C. Kircher

Attorney at Law

This Instrument is () is not (x) (check one) a conveyance of real property as per s. 77.21 (1) Wisconsin Statutes.
(A Wisconsin Real Estate Transfer Return is required for instruments that do convey real property.)



DOCUMENT #
1689562

ANNEXATION ORDINANCE NO. 378

REGISTER'S OFFICE
RACINE COUNTY, WI

Document Number

Document Title

RECORDED _____

99 JUN 21 AM 9:38

MARK A. LADD
REGISTER OF DEEDS

14'
Recording Area

Name and Return Address

VILLAGE OF WATERFORD
123 North River St.
Waterford, WI 53185

All of 51-016-04-19-36-013-000
All of 51-016-04-19-25-020-000
Part of 51-016-04-19-36-001-000
Parcel Identification Number (PIN)

LEGAL DESCRIPTION: All that part of the SW 1/4 and SE 1/4 of Section 25 and that part of the NE 1/4 of Section 36, T 4 N, R 19 E, Town of Waterford, Racine County, Wisconsin, bounded and described as follows: Beginning at the Southwest corner of said SE 1/4; thence N 00° 16' 26" W along the West line of said SE 1/4, and the Easterly line of Foxmead Crossing II, a recorded subdivision 330.48 feet; thence S 87° 40' 44" W along the Northerly line and line extended of said Foxmead Crossing II, 362.84 feet to a point on the Westerly line a 100 feet wide WEPKO right of way; thence N 23° 10' 39" E, along said Westerly line, 346.91 feet; thence Northeasterly 765.85 feet along said Westerly line and the arc of a curve of radius 8644.00 feet, center lies to the Southeast, chord of said arc bears N 25°44'38" E 765.57 feet; thence N 87°48'18" E 426.59 feet to a point on the Southerly right of way line of STH 164; thence Southeasterly 891.89 feet along said right of way line and the arc of a curve of radius 3344.04 feet, center lies to the North, chord of said arc bears S 57°17'02" E 889.25 feet to a point on the Westerly right of way line of STH 36; thence S 08° 32' 48" W along said right of way line, 331.67 feet; thence S 18° 41' 40" W along said right of way line, 1512.85 feet; thence S 20° 55' 22" W along said right of way line 257.19 feet; thence S 18° 41' 40" W along said right of way line, 167.83 feet to the Northeast corner of Certified Survey Map No. 1720; thence S 87° 43' 28" W along the North line of said Certified Survey Map 600.91 feet to a point on the West line of said NE 1/4; thence N 00° 02' 17" E along said East line 1324.10 feet to the place of beginning.

2929 878

STATE OF WISCONSIN
RECEIVED & FILED
NOV 15 2002
DOUGLAS LA FOLLETTE
SECRETARY OF STATE

EXHIBIT A

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.517. WRDA 2/96

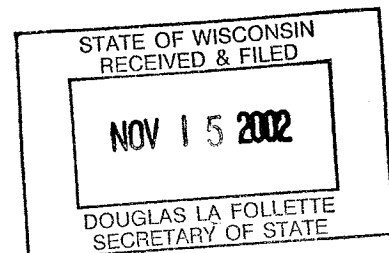
ANNEXATION: ORDINANCE NO. 378

The Village Board of the Village of Waterford, Racine County, Wisconsin, do ordain as follows:

The following described territory, presently owned by Allesee Development, Inc. and Cornerstone Crossing Development, Inc., which owners have, on March 26, 1999, filed a petition for Direct Annexation pursuant to Wis. Stat. § 66.021, to wit:

LEGAL DESCRIPTION: All that part of the SW 1/4 and SE 1/4 of Section 25 and that part of the NE 1/4 of Section 36, T 4 N, R 19 E, Town of Waterford, Racine County, Wisconsin, bounded and described as follows: Beginning at the Southwest corner of said SE 1/4; thence N 00° 16' 26" W along the West line of said SE 1/4, and the Easterly line of Foxmead Crossing II, a recorded subdivision 330.48 feet; thence S 87° 40' 41" W along the Northerly line and line extended of said Foxmead Crossing II, 362.84 feet to a point on the Westerly line a 100 feet wide WEPCO right of way; thence N 23° 10' 39" E, along said Westerly line, 346.91 feet; thence Northeasterly 765.85 feet along said Westerly line and the arc of a curve of radius 8644.00 feet, center lies to the Southeast, chord of said arc bears N 25° 44' 38" E 765.57 feet; thence N 87° 48' 18" E 426.59 feet to a point on the Southerly right of way line of STH 164; thence Southeasterly 891.89 feet along said right of way line and the arc of a curve of radius 3344.04 feet, center lies to the North, chord of said arc bears S 57° 17' 02" E 889.25 feet to a point on the Westerly right of way line of STH 36; thence S 08° 32' 48" W along said right of way line, 331.67 feet; thence S 18° 41' 40" W along said right of way line, 1512.85 feet; thence S 20° 55' 22" W along said right of way line 257.19 feet; thence S 18° 41' 40" W along said right of way line, 167.82 feet to the Northeast corner of Certified Survey Map No. 1720; thence S 87° 43' 28" W along the North line of said Certified Survey Map 600.91 feet to a point on the West line of said NE 1/4; thence N 00° 02' 17" E along said East line 1324.10 feet to the place of beginning.

EXHIBIT A



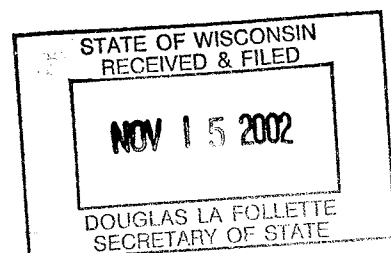
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EXHIBIT B



VUL 11-11-99
2929 880

The Village Board of the Village of Waterford does hereby annex to the Village of Waterford the real property subject hereof, by a two-thirds majority of its members, pursuant to Wis. Stat. § 66.021.

Pursuant to Waterford Municipal Code § 17.15, this property shall come into the Village zoned Planned Community Development District and shall be permanently placed in that zoning classification and shall be subject to the terms and conditions of said classification as contained in Chapter 17 of the Municipal Code.

It is further ordained that this ordinance shall become effective from and after its passage, public hearing, and publication as required by law.

Introduced: May 3, 1999

Passed and adopted: May 3, 1999

BY ORDER OF THE VILLAGE BOARD

Robert B Tindall

~~Arthur Henning~~, President
Robert Tindall

ATTEST:

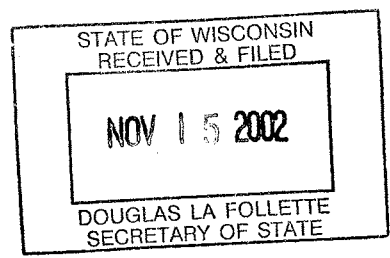
Frankie P. Brezinski

Frankie P. Brezinski
Clerk-Treasurer

Drafted By:

Thomas C. Kircher
Village Attorney

EXHIBIT B



RESOLUTION NO. 445

WHEREAS Annexation Ordinance 378 was passed and adopted on May 3, 1999; and

WHEREAS the legal description in said ordinance is incorrect in that it failed to include a small corner of the parcel owned by the petitioners and intended to be annexed;

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Waterford as follows:

That the Village Attorney is hereby authorized and directed to file an affidavit of correction with the register of deeds and other entities as required in order to correct the legal description in Ordinance 378 to fulfill the original intent of the petitioners.

Introduced: 2-12-01

Passed and Adopted: 2-12-01

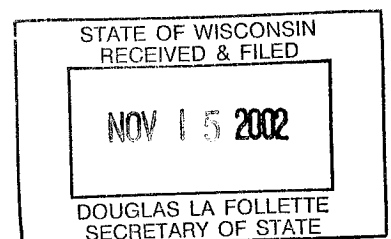
**BY ORDER OF THE VILLAGE BOARD
OF THE VILLAGE OF WATERFORD**

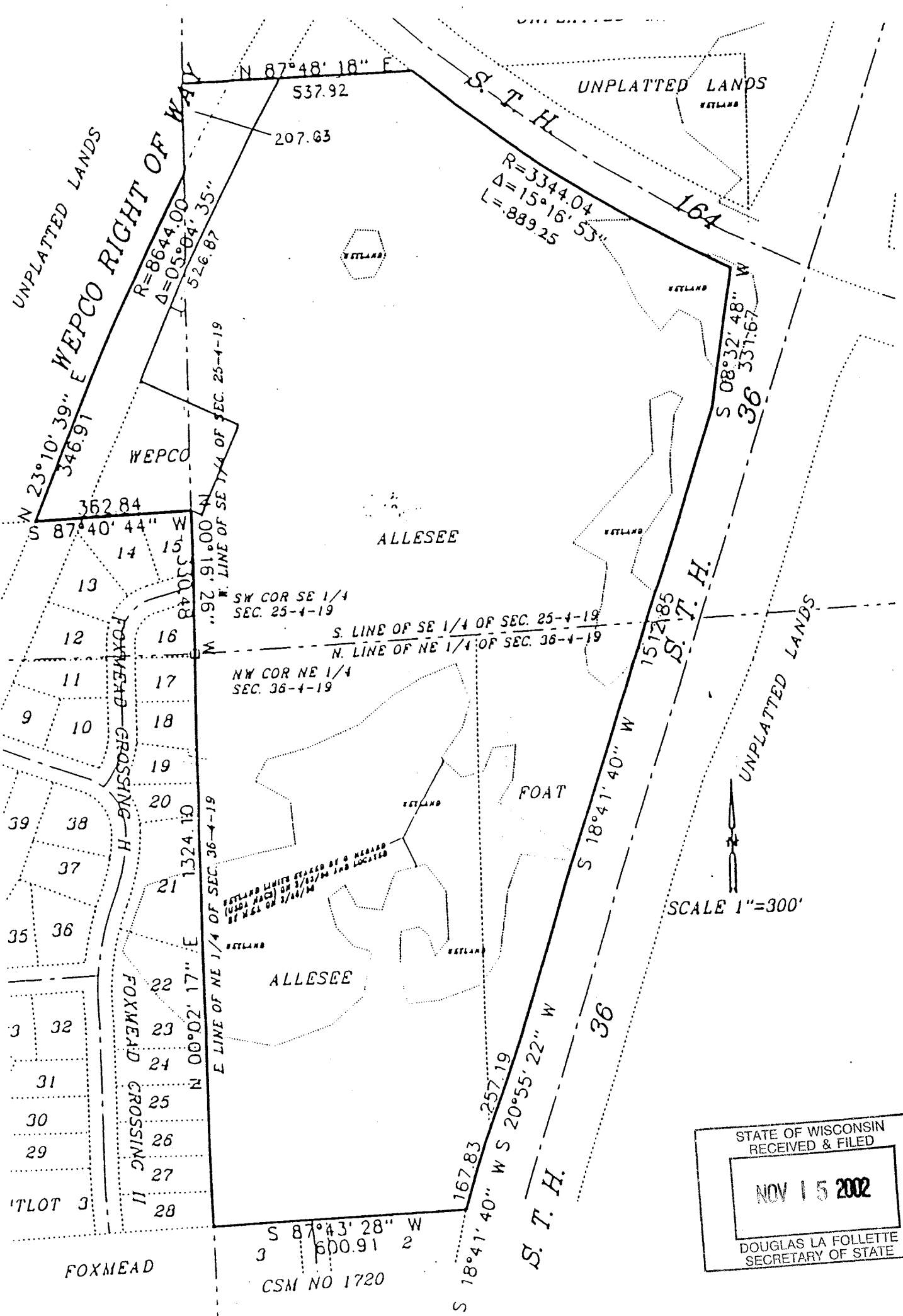
Robert B. Tindall
Robert B. Tindall, President

ATTEST:

Frankie P. Brezinski
Frankie P. Brezinski
Clerk-Treasurer

Drafted By:
Thomas C. Kircher
Village Attorney





SCALE 1"=300'

STATE OF WISCONSIN
 RECEIVED & FILED
 NOV 15 2002
 DOUGLAS LA FOLLETTE
 SECRETARY OF STATE

CSM NO 1720