

The State of Wisconsin

Office of the Secretary of State

CITY 154

CITY OF ARCADIA

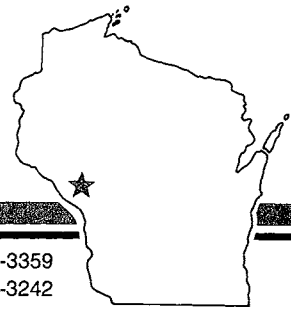
COUNTY OF TREMPLEAU

ANNEXATION ORDINANCE NUMBER 189A

FILED JULY 30, 2002

C-154

CITY OF ARCADIA



203 West Main St., Arcadia, WI 54612 • Phone: 608-323-3359
FAX: 608-323-3242

July 18, 2002

Dear Sirs:

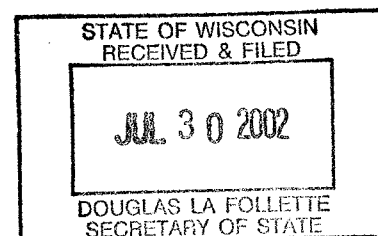
Attached is a copy of Ordinance 189A, Ordinance Annexing Territory to the City of Arcadia, Wisconsin. The purpose of this Ordinance is to amend the legal description of Ordinance 189, Annexing Territory to the City of Arcadia, Wisconsin that was passed by the Arcadia City Council on February 29, 2000. This Ordinance Amendment was passed by a unanimous vote of the City Council at a meeting on July 11, 2002. Under Wisconsin law, we are required to give notice to you of such annexations. Please call me at 608-323-3359 if you have any questions about this material.

Sincerely,


Angela Berg
Clerk-Treasurer

Enclosures

cc: Arcadia Electric Utility
 Arcadia School District
 Centurytel Telephone
 Dairyland Power Cooperative
 Midwest Natural Gas
 Northern States Power Company
 Register of Deeds, Trempealeau County
 Riverland Energy
 Tax Lister, Trempealeau County
 Town of Arcadia
 Wisconsin Secretary of State

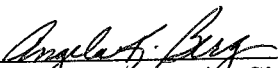


AFFIDAVIT OF COMPLIANCE WITH 66.021(8) WIS. STATS.

STATE OF WISCONSIN)
 SS)
TREMPEALEAU COUNTY)

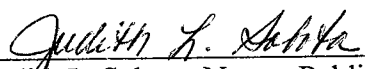
Angela K. Berg, being first duly sworn on oath, deposes and says that she is the duly qualified and acting City Clerk of the City of Arcadia, a municipal corporation located within Trempealeau County, Wisconsin; that as such Clerk, she has delivered a certified copy of the attached Annexation Ordinance, a copy of the attached plat, and a copy of her Certificate concerning population to the following:

1. Register of Deeds for Trempealeau County, Wisconsin,
2. School District Clerk for the School District of Arcadia.
3. City of Arcadia Electric Utility, Midwest Natural Gas, Inc., Dairyland Power Cooperative Northern States Power Company and Centurytel Telephone Company of Wisconsin, which are the utilities serving the area annexed.
4. Town Clerk for the Town of Arcadia.
5. Secretary of State for the State of Wisconsin.

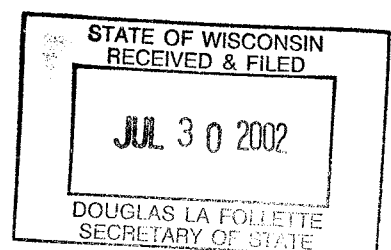


Angela K. Berg, City Clerk

Subscribed and sworn to before me
this 22nd day of July, 2002.



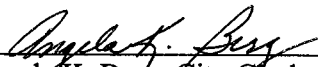
Judith L. Sobota, Notary Public
Trempealeau County, State of Wisconsin
My commission expires January 19, 2003.



CERTIFICATE

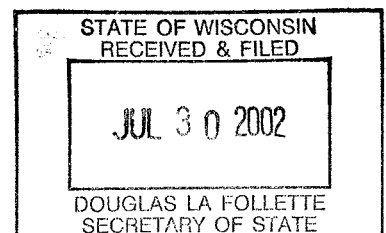
STATE OF WISCONSIN)
 SS)
TREMPEALEAU COUNTY)

This is to certify that the foregoing "Ordinance Annexing Territory to the City of Arcadia, Wisconsin" was a duly presented and passed at a regular meeting of the Common Council of the City of Arcadia held at the City Hall in said City on the 11th day of July, 2002, and that the foregoing is a true and correct copy of said "Ordinance Annexing Territory to the City of Arcadia, Wisconsin" so passed by unanimous vote, being more than two-thirds of the members of the Common Council.



Angela K. Berg, City Clerk

CITY SEAL



ORDINANCE 189A
ANNEXING TERRITORY TO THE CITY OF ARCADIA, WISCONSIN

The Common Council of the City of Arcadia, Wisconsin do ordain as follows:

SECTION ONE: PURPOSE. This Ordinance is adopted for the purpose of amending the legal description of the Ordinance Annexing Territory to the City of Arcadia, Wisconsin, which was adopted by the Common Council of the City of Arcadia on February 29, 2000, because the previous Annexation Ordinance omitted a portion of property because of a clerical error in deeds which had been executed, delivered and recorded. This error in legal description was corrected by an order of the Trempealeau County Circuit Court dated June 14, 2002, and recorded in the Trempealeau County Register of Deeds' Office on June 17, 2002, at Volume 576 of Trempealeau County Records, on Pages 518-521, as Document No. 340636. The previous Ordinance was adopted based on a Petition for Annexation by Unanimous Approval of the Property Owners and Electors pursuant to *Wis. Stat. §66.021*. The property annexed by the Ordinance adopted on February 29, 2000, was intended to be the same property adopted by this Ordinance. The Common Council deems the difference in the legal descriptions to be "de minimis".

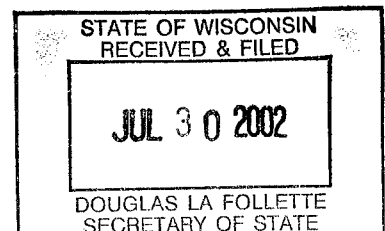
SECTION TWO: TERRITORY ANNEXED. In accordance with s. 66.021 of the Wisconsin Statutes, and the Petition for Direct Annexation by unanimous approval filed with the City Clerk on the 21st day of June, 2002, the Exhibit A territory in the Town of Arcadia, Trempealeau County, Wisconsin, is annexed to the City of Arcadia, Wisconsin, a municipal corporation, located within the confines of the County of Trempealeau and State of Wisconsin.

SECTION THREE: SUFFICIENCY OF PETITION. The City Council of the City of Arcadia, Wisconsin, determines that the Petition for Annexation of the above-described territory is a sufficient and legal petition conforming with the requirement of s. 66.021 of the Wisconsin Statutes.

SECTION FOUR: EFFECTIVE ANNEXATION. From and after the date of this ordinance, the territory described in SECTION ONE shall be a part of the City of Arcadia for any and all purposes provided by law and all persons coming in or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Arcadia.

SECTION FIVE: WARD. The territory described in SECTION ONE is hereby made a part of the Third Ward.

SECTION SIX: 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 SEVEN: ZONING. Pursuant to s. 66.021(7)(a) of the Wisconsin Statutes, and consistent with the recommendation of the City Plan Commission, the territory described in SECTION ONE is hereby temporarily designated Residential until the City Zoning Ordinance is amended as prescribed by law.

SECTION EIGHT: EFFECTIVE DATE. This ordinance shall take effect upon passage and publication as provided by law.

CITY OF ARCADIA

BY: Gary J. Bantch
Gary J. Bantch, Mayor

ATTEST: Angela K. Berg
Angela K. Berg, City Clerk

Date adopted: July 11th, 2002

Date published: July 25th, 2002

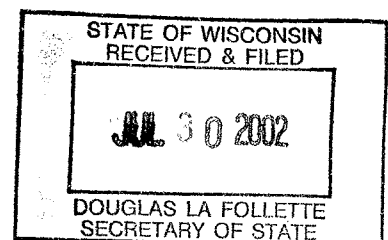


EXHIBIT A

Part of Government Lot 2, Section 5-20-9 West, Trempealeau County, Wisconsin, described as follows: Commencing at the SW corner of Section 33-21-9 West; thence S 89 deg. 16' 00" E 257.85 feet; thence S 00 deg. 00' 07" E 100.00 feet to the point of beginning; thence S 89 deg. 16' 00" E, . 583.99 feet; thence S 01 deg. 32' 32" W, to the South line of Fractional Lot 2; thence West along the South line of Lot 2, to the Southeast corner of the W½ of the aforesaid Fractional Lot 2; thence North along the East line of the W½ of aforesaid Fractional Lot 2, to the point of beginning.

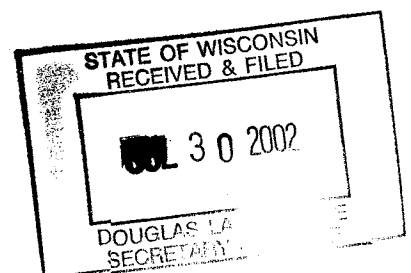
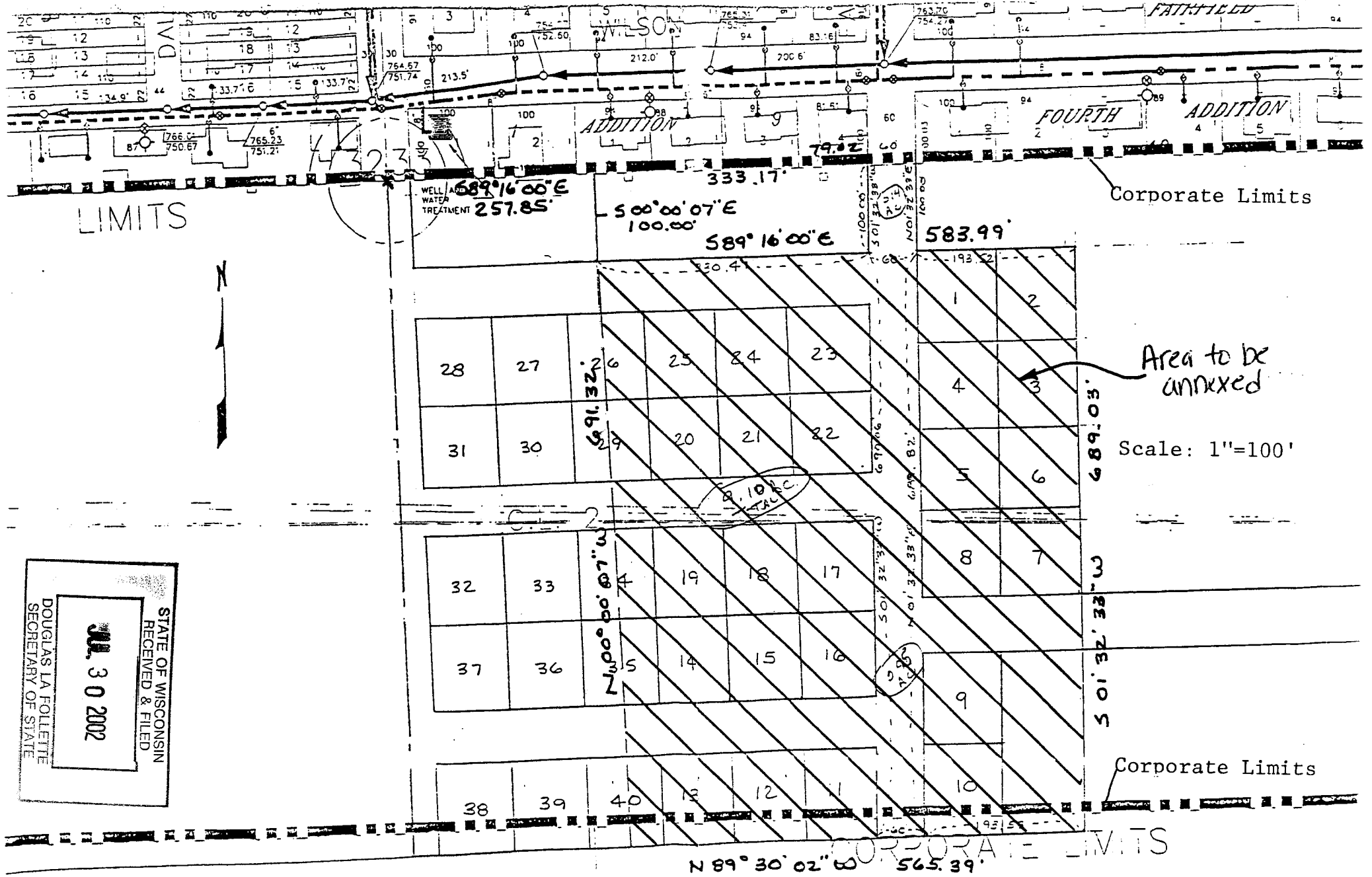


EXHIBIT B



ANNEXATION CERTIFICATE CONCERNING POPULATION

STATE OF WISCONSIN)
 SS)
TREMPEALEAU COUNTY)

Angela K. Berg, the City Clerk for the City of Arcadia, Trempealeau County, Wisconsin, makes this Certificate pursuant to Sec. 66.021(8)(a) Wis. Stats. and certifies as follows:

1. That the real estate described on the attached Exhibit A was annexed to the City of Arcadia by ORDINANCE adopted on the 11th day of July, 2002; and
2. That the present population of the annexed territory is zero (0) people.

Certified to this 17th day of July, 2002.

CITY OF ARCADIA

BY: Angela K. Berg
Angela K. Berg, City Clerk

CITY SEAL

