

The State of Wisconsin

Office of the Secretary of State

VILLAGE 85

VILLAGE OF DEFOREST

COUNTY OF DANE

BOUNDARY STIPULATION BETWEEN THE VILLAGE OF DEFOREST & THE TOWN OF BURKE

FILED SEPTEMBER 30, 2003

V-85



VILLAGE OF DEFOREST

"Working Together
Growing Together"

306 DeForest Street
P.O. Box 510
DeForest, Wisconsin 53532-0510

(608) 846-6751
Fax (608) 846-6963

9/29/2003

Certificate of Clerk

I, Carol Millard, do hereby certify that I am the duly appointed and acting Clerk for the Village of DeForest, Dane County, State of Wisconsin and that attached hereto is a true and correct copy of an order entered by the Dane County Circuit Court approving a Boundary Stipulation between the Village of DeForest and the Town of Burke entered on August 15, 2003.

Dated this 29th day of September, 2003.

Carol Millard, Clerk

ACKNOWLEDGMENT

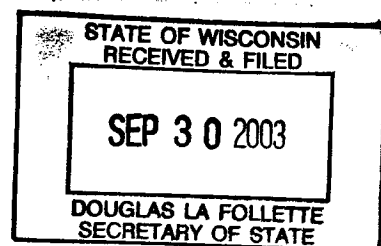
State of Wisconsin

Dane County.

Personally came before me this 29th day of September, 2003 the above named Carol Millard, Clerk to me known to be the person who executed the foregoing instrument and acknowledge the same.

Notary Public Dane County, Wisconsin

My Commission Expires: 2/20/05



MEMORANDUM

To: Interested Parties

From: Carol Millard, Municipal Clerk/Executive Assistant, Village of DeForest

Subject: Boundary Stipulation between the Village of DeForest and the Town of Burke

Date: Wednesday, September 24, 2003

Attached is a true and correct copy of an order entered by the Dane County Circuit Court approving a Boundary Stipulation between the Village of DeForest and the Town of Burke entered on August 15, 2003.

Carol Millard, Municipal Clerk/Executive Assistant, Village of DeForest

Interested Parties:

DeForest Area School District

Dane County - Register of Deeds

Annexations and Railroads, Secretary of State

Equity Appraisal

Alliant Utilities

Madison Gas & Electric

Madison Metro Sewerage District

Century Telephone

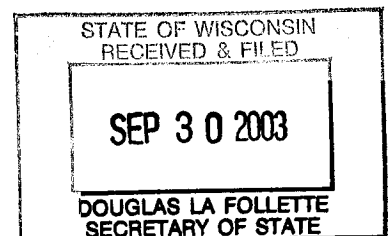
DeForest Water and Sewer

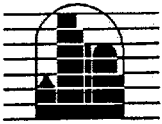
Charter Communications

Verizon

Token Creek Sanitary District

SBC Ameritech





VILLAGE OF DEFOREST

"Working Together
Growing Together"

306 DeForest Street
P.O. Box 510
DeForest, Wisconsin 53532-0510

(608) 846-6751
Fax (608) 846-6963

9/24/2003

Certificate of Clerk

I, Carol Millard, do hereby certify that I am the duly appointed and acting Clerk for the Village of DeForest, Dane County, State of Wisconsin and that attached hereto is a true and correct copy of an order entered by the Dane County Circuit Court approving a Boundary Stipulation between the Village of DeForest and the Town of Burke entered on August 15, 2003.

Dated this 24th day of September, 2003.

Carol Millard, Clerk

ACKNOWLEDGMENT

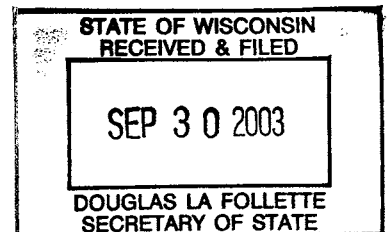
State of Wisconsin

Dane County.

Personally came before me this 24th day of September, 2003 the above named Carol Millard, Clerk to me known to be the person who executed the foregoing instrument and acknowledge the same.

Notary Public Dane County, Wisconsin

My Commission Expires: 2/20/05





VIERBICHER

A S S O C I A T E S

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ENGINEERING, ARCHITECTURE, ENVIRONMENTAL
SURVEYING/GIS, COMMUNITY DEVELOPMENT

6200 Mineral Point Road • Madison, WI 53705-4504 • (608) 233-5800 • Fax (608) 233-4131

To: Reuter & Whitish, S.C.
44 E Mifflin St, Suite 306
Madison, WI 53703

LETTER OF TRANSMITTAL

Date: <u>9/16/03</u>	Job No.
Attention: <u>Al Reuter</u>	
Re: <u>Burke Area</u>	
File:	

- WE ARE SENDING YOU: Attached
- Under separate cover via _____ the following items:
- Shop Drawings Prints Plans Samples Specifications
- Copy of Letter Change Order _____

Copies	Date	No.	Description
<u>1</u>	<u>9/16/03</u>	<u>1</u>	<u>Scale Map</u>
<u>1</u>	<u>9/16/03</u>	<u>1</u>	<u>Description</u>

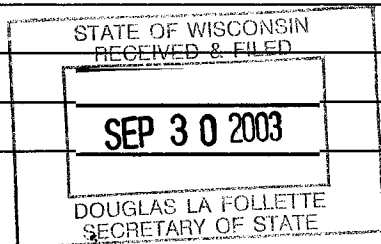
THESE ARE TRANSMITTED AS CHECKED BELOW:

- For approval Approved as submitted Resubmit _____ copies for approval
- For your use Approved as noted Submit _____ copies for distribution
- As requested Returned for corrections Return _____ corrected prints
- For review and comment For your file _____
- FOR BIDS DUE _____ (Date) RETURNED AFTER LOAN TO US

Remarks Al,

Scale

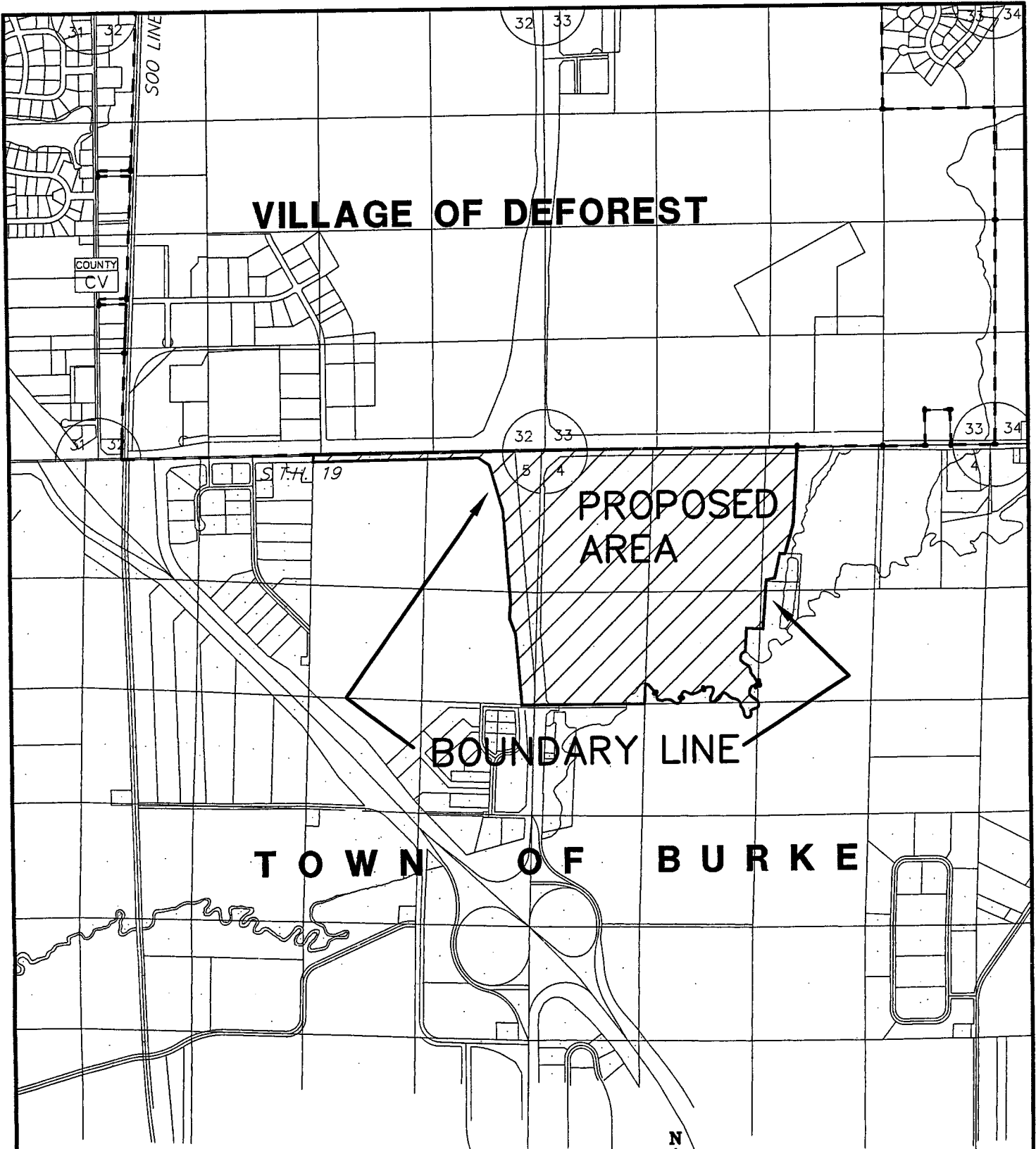
Description of Map & as requested. This was derived
from the Second Annexation description by Paulson, as
we discussed.



Copy To _____

Signed Jeffrey R. Gamme

If enclosures are not as noted, kindly notify us at once.



VILLAGE OF DEFOREST

PROPOSED AREA

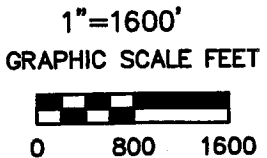
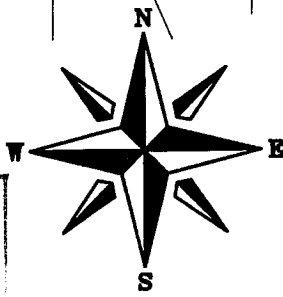
BOUNDARY LINE

TOWN OF BURKE

DEFOREST — BURKE
 BOUNDARY
 SEPT, 2003

DEFOREST-BURKE.DWG

STATE OF WISCONSIN
 RECEIVED & FILED
 SEP 30 2003
 DOUGLAS LA FOLLETTE
 SECRETARY OF STATE



Description

Part of Sections 4 and 5, Town 8 North, Range 10 East, Village of DeForest, Dane County, Wisconsin, described as follows:

Beginning at the North Quarter Corner of said Section 5;

thence Southerly along the west line of the NE $\frac{1}{4}$ of said Section 5 to the intersection with the south right-of-way line of State Highway 19, as established by the State of Wisconsin Department of Transportation right-of-way Project No. 705-1(27);

thence Easterly along the said south right-of-way of State Trunk Highway 19 to the west right-of-way line of United States Highway 51 as established by the State of Wisconsin Department of Transportation right-of-way Project No. 705-1(27);

thence Southerly along the said west right-of-way line of United States Highway 51 to the intersection with the westerly extension of the south line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4;

thence Easterly along the south line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4, and its westerly extension to the southeast corner of the said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4;

thence Northerly along the west line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4 to the intersection with the centerline of Token Creek;

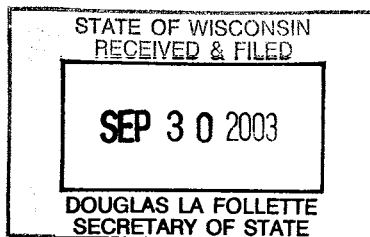
thence Easterly and Northerly along the centerline of Token Creek to the intersection with the east line of lands described in Document No. 2354870;

thence along the East line of lands described in Document No. 2354870, North, 272 feet more or less;

thence continuing along the east line of said lands described in Document No. 2354870, N85°45'E, 200 feet;

thence continuing along the east line of said lands described in Document No. 2354870, North, 568.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, N76°00'E, 92.5 feet;



thence continuing along the east line of said lands described in Document No. 2354870, N9°32'E, 292.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, East, 61.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, N12°50'E, 357.7 feet;

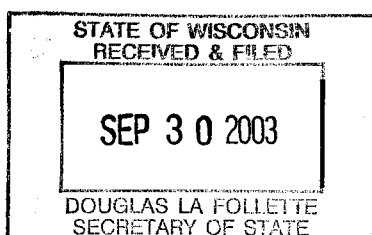
thence N0°35'E, along east line of said lands described in Document No. 2354870, 909 feet to the northeast corner of lands described in Document No. 2354870 and the intersection with the North line of the NE ¼ of said Section 4;

thence Westerly along the said North line of the NE ¼, 364.25 feet, more or less, to the North Quarter Corner of said Section 4;

thence continuing Westerly along the North line of the NW ¼ of said Section 4 to the Northwest Corner of said Section 4;

thence continuing Westerly along the North line of the NE ¼ of said Section 5 to the North Quarter Corner of said Section 5 and the point of beginning.

Bearings are from record documents and are for description clarity and informational purposes only.



STATE OF WISCONSIN

CIRCUIT COURT

DANE COUNTY

**TOWN OF WINDSOR,
and**

**TOWN OF BURKE,
Plaintiffs,
and**

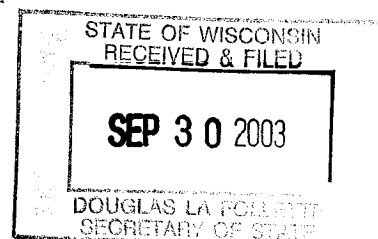
**CASE NO. 01CV064
Unclassified: 30703**

**WALGREEN CO.,
MEYER HOLDING, L.L.C.,
DURAFORM LANE PROPERTIES, L.L.C.,
CLACK BUILDING L.L.C.,**

**DOUG KAROW and
VIRGINIA BUHLER,
Intervening Plaintiffs,**

v.

**VILLAGE OF DeFOREST,
Defendant.**



ORDER FOR JUDGMENT

Based upon the Stipulation of the Parties, and the court having found the Stipulation to be reasonable and appropriate,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the complaint filed by the plaintiff, Town of Burke, in the above-captioned matter is hereby dismissed, with prejudice, and without costs to any party.

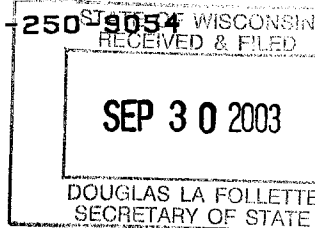
IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that pursuant to §66.0225, Wis. Stats., the common boundary between the Plaintiff, Town of Burke, and the Defendant, Village of DeForest, is hereby established at the locations described by the following lines:

Boundary Line A:

Beginning at the intersection of the West right-of-way line of the Canadian Pacific Railway with the north line of the NW ¼ of said Section 5;

thence Easterly along the north line of the NW ¼ of said Section 5 to the North Quarter Corner of said Section 5;

thence Southerly along the west line of the NE ¼ of said Section 5 to the intersection with the south right-of-way line of State Highway 19, as established by the State of Wisconsin Department of Transportation right-of-way Project No. 705-1(27);



thence Easterly along the said south right-of-way of State Trunk Highway 19 to the west right-of-way line of United States Highway 51 as established by the State of Wisconsin Department of Transportation right-of-way Project No. 705-1(27);

thence Southerly along the said west right-of-way line of United States Highway 51 to the intersection with the westerly extension of the south line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4;

thence Easterly along the south line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4, and its westerly extension to the southeast corner of the said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4;

thence Northerly along the west line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 4 to the intersection with the centerline of Token Creek;

thence Easterly and Northerly along the centerline of Token Creek to the intersection with the east line of lands described in Document No. 2354870;

thence along the East line of lands described in Document No. 2354870, North, 272 feet more or less;

thence continuing along the east line of said lands described in Document No. 2354870, N85°45'E, 200 feet;

thence continuing along the east line of said lands described in Document No. 2354870, North, 568.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, N76°00'E, 92.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, N9°32'E, 292.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, East, 61.5 feet;

thence continuing along the east line of said lands described in Document No. 2354870, N12°50'E, 357.7 feet;

thence N0°35'E, along east line of said lands described in Document No. 2354870, 909 feet to the northeast corner of lands described in Document No. 2354870 and the intersection with the North line of the NE $\frac{1}{4}$ of said Section 4;

thence Easterly along the north line of the NE $\frac{1}{4}$ of said Section 4 to the Southwest corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T 9 N, R 10 E;

thence Easterly along the said north line of the NE $\frac{1}{4}$ of Section 4 (also being the south line of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 33) to the west line of Lot 1 Certified Survey Map No. 4993, recorded in Volume 22 of Certified Surveys, pages 181-182 and the point of termination of Line A;

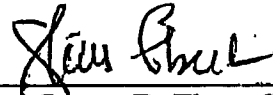
Boundary Line B:

Beginning at the southeast corner of said Lot 1, Certified Survey Map No. 4993, being located on the north line of the NE $\frac{1}{4}$ of said Section 4 and 524.5 feet Westerly of the southeast corner of said Section 33;

thence Easterly along the said the north line of the NE $\frac{1}{4}$ of said Section 4 (also being south line of the SE $\frac{1}{4}$ of said Section 33) to the Northeast corner of said Section 4 and the point of termination of Line B;

IT IS FURTHER ORDERED, that this is a final judgment and no further orders are contemplated with respect to the claims disposed of hereby, and the Clerk shall enter this judgment forthwith.

By the Court:



Hon. Steven D. Ebert, Circuit Judge
Branch 4

8/15/03

