

The State of Wisconsin

Office of the Secretary of State

VILLAGE 10

VILLAGE OF MOUNT HOREB

COUNTY OF DANE

ANNEXATION ORDINANCE NUMBER 2004-11

FILED MARCH 25, 2004

V-10

Village of Mt. Horeb

138 E. Main Street/Mt. Horeb, WI 53572
Telephone (608) 437-6884/ Fax (608) 437-3190
Email address: vilmth@mhtc.net

March 23, 2004

Douglas LaFollette
Secretary of State
Attn: Government Records Division
30 W Mifflin Street
Madison, WI 53703

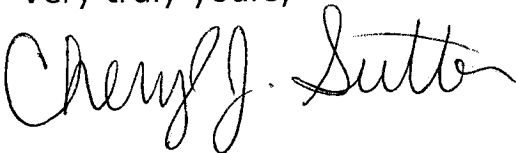
Re: Certification of Population

Dear Mr. LaFollette:

This is to certify that no persons reside in the following territory:

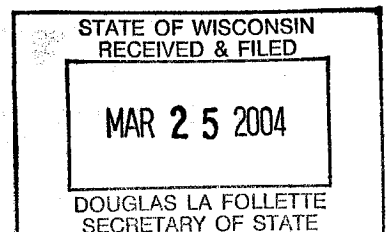
See Attached Legal Description and Map

Very truly yours,



Cheryl J Sutter
Clerk/Treasurer
Village of Mount Horeb

Attachment & Enclosures



CERTIFICATE AS TO ANNEXATION
VILLAGE OF MOUNT HOREB,
DANE COUNTY, WISCONSIN

STATE OF WISCONSIN

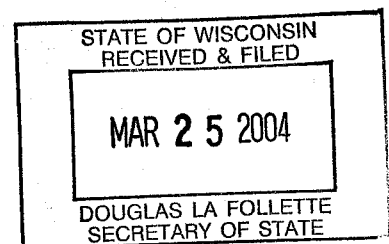
COUNTY OF DANE

Re: Direct Annexation Petition

I, Cheryl J. Sutter, Village Clerk of the Village of Mount Horeb, Dane County, Wisconsin, certify that the following described territory was detached from the Town of Blue Mounds, Dane County, Wisconsin, and was annexed to the Village of Mount Horeb, Dane County, Wisconsin, pursuant to sec. 66.0217(2), Stats., by Ordinance No. 2004-11 adopted by the Village of Mount Horeb in a meeting held on MARCH 3, 2004.

The legal description of the annexed territory is:

A parcel of land located in the SE1/4 of the NE1/4 of Section 14, T6N, R6E, Town of Blue Mounds, Dane County, Wisconsin, To-wit: Commencing at the northeast corner of said Section 14; thence S00°17'00"W, along the east line of the said NE ¼, 1321.92 feet to the northeast corner of the SE ¼ of the said NE ¼ and the point of beginning; thence continuing S00°17'00"W, 949.52 feet to a point of curve; thence southwesterly on a curve to the right which has a radius of 147.00 feet and a chord which bears S45°01'55"W, 206.98 feet; thence S89°46'50"W, along the southline of the said NE ¼, 732.02 feet; thence N36°33'34"E, 374.66 feet; thence N28°47'17"E, 83.28 feet; thence N16°19'34"E, 65.32 feet; thence N69°42'50"W, 71.29 feet; thence S55°00'58"W, 52.52 feet; thence S08°22'17"W, 141.46 feet; thence S89°46'50"W, 235.01 feet to the west line of the SE ¼ of the said NE ¼; thence N00°13'27"E, along the west line of the SE ¼ of the said NE ¼, 1258.96 feet to the northwest corner of the SE ¼ of the said NE ¼, thence N89°54'46"E, along the northline of the SE ¼ of the said NE ¼, 1321.18 feet to the point of beginning. Containing 0.058 square miles.



Dated this 23RD day of MARCH, 2004.

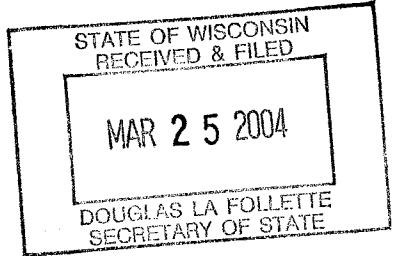
VILLAGE OF MOUNT HOREB

By: Cheryl J. Sutter
Cheryl J. Sutter, Village Clerk

Subscribed and sworn to before me
this 23 day of March, 2004.

Virginia L. Quason
Notary Public, State of Wisconsin

My commission expires: 11-04-07

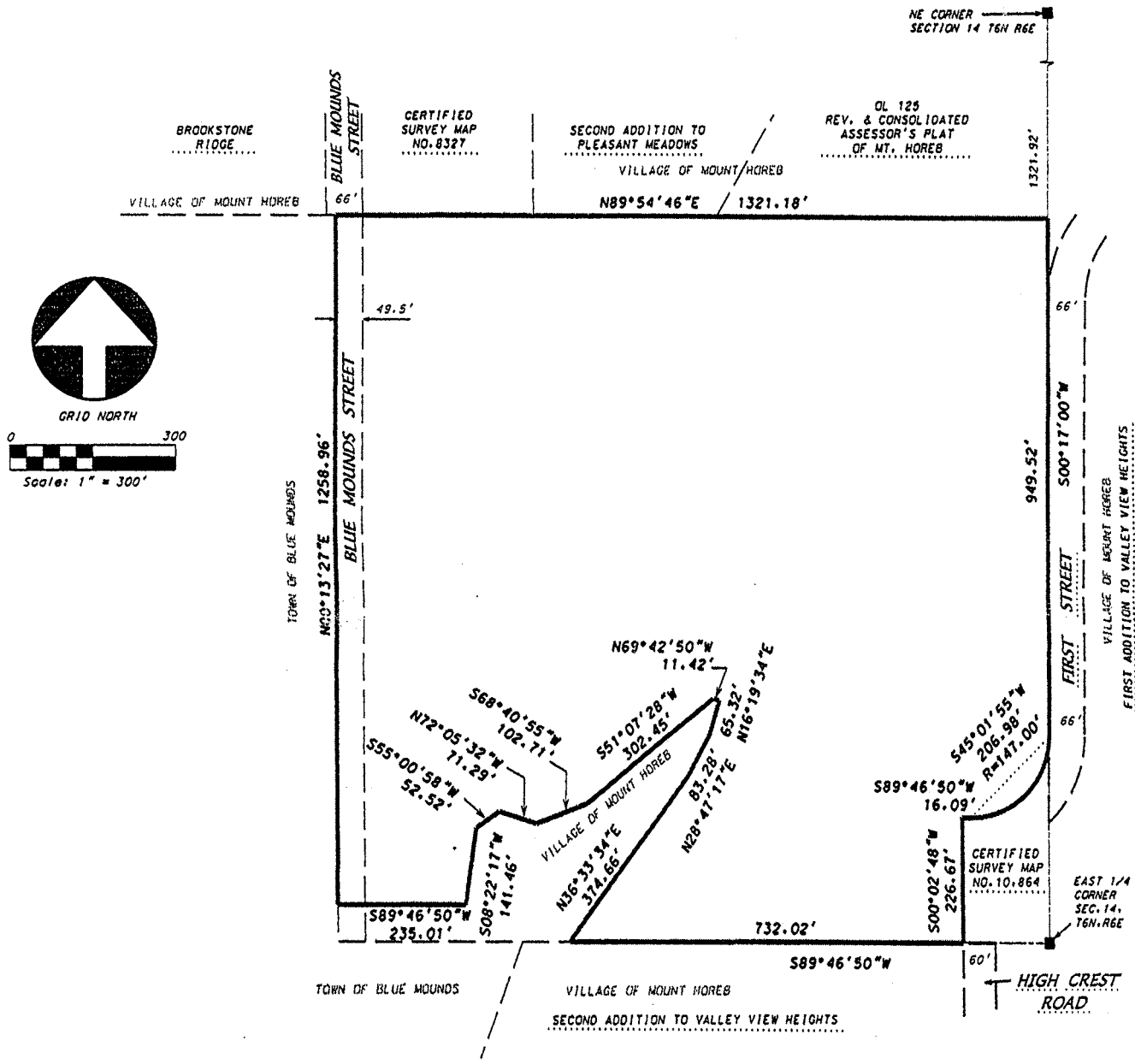


MAR 25 2004

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

LANDS TO BE ANNEXED TO THE VILLAGE OF MOUNT HOREB

Ordinance No. _____ Ald. District Annexed to _____
 File No. _____ Area 0.058 sq. mi. _____
 Date Adopted _____
 Date Published _____



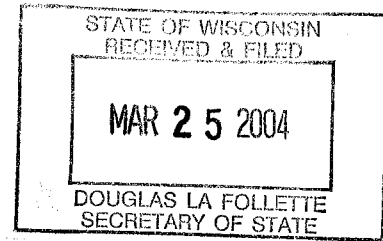
LANDS TO BE ANNEXED INTO THE VILLAGE OF MOUNT HOREB

A parcel of land located in the SE1/4 of the NE1/4 of Section 14, T6N, R6E, Town of Blue Mounds, Dane County, Wisconsin, to-wit: Commencing at the northeast corner of said Section 14; thence $500^{\circ}17'00''$ W, along the east line of the said NE1/4, 1321.92 feet to the northeast corner of the SE1/4 of the said NE1/4 and the point of beginning; thence continuing $500^{\circ}17'00''$ W, 949.52 feet to a point of curve; thence southwesterly on a curve to the right which has a radius of 147.00 feet and a chord which bears $S45^{\circ}01'55''$ W, 206.98 feet; thence $S89^{\circ}46'50''$ W, 16.09 feet; thence $S00^{\circ}02'48''$ W, 226.67 feet to the southline of the said NE1/4; thence $S89^{\circ}46'50''$ W, along the southline of the said NE1/4, 732.02 feet; thence $N36^{\circ}33'34''$ E, 374.66 feet; thence $N28^{\circ}47'17''$ E, 83.28 feet; thence $N16^{\circ}19'34''$ E, 65.32 feet; thence $N69^{\circ}42'50''$ W, 11.42 feet; thence $S51^{\circ}07'28''$ W, 302.45 feet; thence $S68^{\circ}40'55''$ W, 102.71 feet; thence $N72^{\circ}05'32''$ W, 71.29 feet; thence $S55^{\circ}00'58''$ W, 52.52 feet; thence $S08^{\circ}22'17''$ W, 141.46 feet; thence $S89^{\circ}46'50''$ W, 235.01 feet to the west line of the SE1/4 of the said NE1/4; thence $N00^{\circ}13'27''$ E, along the west line of the SE1/4 of the said NE1/4, 1258.96 feet to the northwest corner of the SE1/4 of the said NE1/4; thence $N89^{\circ}54'46''$ E, along the northline of the SE1/4 of the said NE1/4, 1321.18 feet to the point of beginning. Containing 0.058 square miles.

EXHIBIT A

ORDINANCE NO. 2004-11
VILLAGE OF MOUNT HOREB

AN ORDINANCE PROVIDING FOR THE DIRECT
ANNEXATION OF A PORTION OF THE
TOWN OF BLUE MOUNDS TO THE
VILLAGE OF MOUNT HOREB,
DANE COUNTY, WISCONSIN



RECITALS

- A. On February 2, 2004, Gaylord H. Fill, as Trustee of the Gaylord O. Mickelson Revocable Trust, filed a petition with the Village Clerk of the Village of Mount Horeb seeking to annex the following described land (the "Territory") to the Village of Mount Horeb:

THIS SPACE RESERVED FOR RECORDING DATA

RETURN TO:

Village Clerk, Village of Mount Horeb
138 East Main Street
Mount Horeb, WI 53572-2138

P.I.N.

010-0606-141-9500-3

A parcel of land located in the SE1/4 of the NE1/4 of Section 14, T6N, R6E, Town of Blue Mounds, Dane County, Wisconsin, To-wit: Commencing at the northeast corner of said Section 14; thence S00°17'00"W, along the east line of the said NE ¼, 1321.92 feet to the northeast corner of the SE ¼ of the said NE ¼ and the point of beginning; thence continuing S00°17'00"W, 949.52 feet to a point of curve; thence southwesterly on a curve to the right which has a radius of 147.00 feet and a chord which bears S45°01'55"W, 206.98 feet; thence S89°46'50"W, along the southline of the said NE ¼, 732.02 feet; thence N36°33'34"E, 374.66 feet; thence N28°47'17"E, 83.28 feet; thence N16°19'34"E, 65.32 feet; thence N69°42'50"W, 71.29 feet; thence S55°00'58"W, 52.52 feet; thence S08°22'17"W, 141.46 feet; thence S89°46'50"W, 235.01 feet to the west line of the SE ¼ of the said NE ¼; thence N00°13'27"E, along the west line of the SE ¼ of the said NE ¼, 1258.96 feet to the northwest corner of the SE ¼ of the said NE ¼, thence N89°54'46"E, along the northline of the SE ¼ of the said NE ¼, 1321.18 feet to the point of beginning. Containing 0.058 square miles.

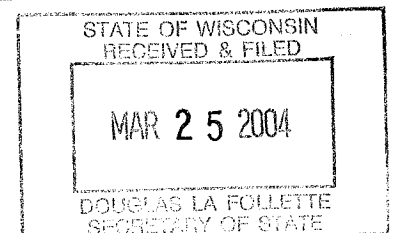
- B. There are no electors residing in the Territory proposed to be annexed and the Gaylord O. Mickelson Revocable Trust owns all the lands included in the petition.

- C. A copy of the petition, together with a scale map and a legal description of the Territory, has been filed with the Wisconsin Department of Administration and the Clerk of the Town of Blue Mounds.
- D. The Village has considered the recommendations, if any, that the Department of Administration has proposed as to the annexation.

Now, THEREFORE, the Village Board of the Village of Mount Horeb, Dane County, Wisconsin, does ordain as follows:

ORDINANCE

1. Territory Annexed. In accordance with sec. 66.0217, Wis. Stats., the Village Board hereby annexes the above-described Territory to the Village of Mount Horeb.
2. Scale Map. The scale map, attached hereto, shows the Territory to be annexed and its relationship to the boundaries of the Village of Mount Horeb and the Town of Blue Mounds.
3. Effect of Annexation. From and after the effective date of this ordinance, the Territory shall be a part of the Village of Mount Horeb for any and all purposes provided by law, and all persons coming or residing within such Territory shall be subject to all ordinances, rules, and regulations governing the Village of Mount Horeb.
4. Ward Designation. The Territory annexed by this Ordinance is added to the 5th ward of the Village.
5. Clerk Duties. The Village Clerk is hereby directed, pursuant to the provisions of sec. 66.0217(9)(a), Wis. Stats., to immediately file and record as appropriate, certain documents (a certified copy of this ordinance, a certificate of population, a legal description of the Territory, a scale map) with the following: the Wisconsin Secretary of State, each company that provides any utility service in the Territory, the Register of Deeds, the clerk of any affected school district, and the Town Clerk of the Town of Blue Mounds.
6. Severability. If any provision in 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.



7. Effective Date. This ordinance shall take effect upon passage and publication as provided by law.

The above ordinance was duly adopted by a two thirds (2/3) majority vote of the elected members of the Village Board of the Village of Mount Horeb at a regular meeting held on MARCH 3, 2004.

APPROVED:

By: *John A. Zimmer*
John A. Zimmer, Village President

ATTEST:

By: *Cheryl J. Sutter*
Cheryl J. Sutter, Village Clerk

APPROVED: 3/03/2004

PUBLISHED: _____

STATE OF WISCONSIN

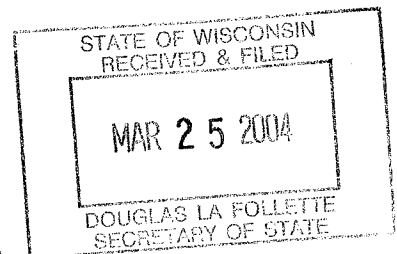
COUNTY OF DANE

Personally came before me this 11 day of March, 2004, the above named John A. Zimmer and Cheryl J. Sutter, to me known to be the persons who executed the foregoing instrument and acknowledged the same with authority from the Village of Mount Horeb.

Virginia L. Johnson

Notary Public, State of Wisconsin
My commission expires: 11-04-07

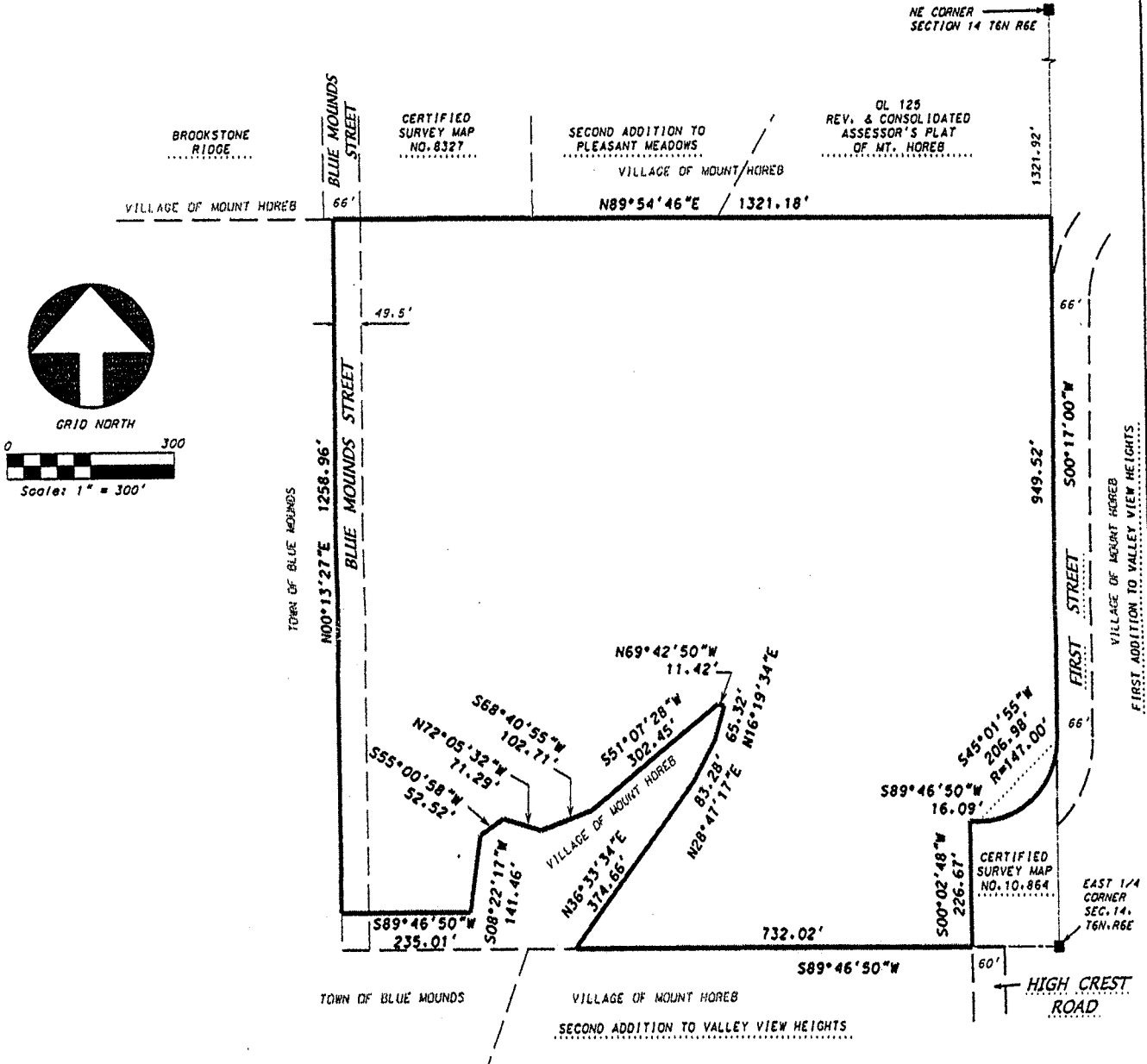
*This instrument drafted by:
Matthew P. Dregne
Stafford Rosenbaum LLP
3 S. Pinckney Street, Suite 1000
Madison, WI 53703*



STATE OF WISCONSIN
RECEIVED & FILED
MAR 25 2004
DOUGLAS LA FOLLETTE
SECRETARY OF STATE

LANDS TO BE ANNEXED TO
THE VILLAGE OF MOUNT HOREB

Ordinance No. _____ Ald. District Annexed to _____
File No. _____ Area 0.058 sq. mi. _____
Date Adopted _____
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LANDS TO BE ANNEXED INTO THE VILLAGE OF MOUNT HOREB

A parcel of land located in the SE1/4 of the NE1/4 of Section 14, T6N, R6E, Town of Blue Mounds, Dane County, Wisconsin, to-wit: Commencing at the northeast corner of said Section 14; thence S00°17'00"W, along the east line of the said NE1/4, 1321.92 feet to the northeast corner of the SE1/4 of the said NE1/4 and the point of beginning; thence continuing S00°17'00"W, 949.52 feet to a point of curve; thence southwesterly on a curve to the right which has a radius of 147.00 feet and a chord which bears S45°01'55"W, 206.98 feet; thence S89°46'50"W, 16.09 feet; thence S00°02'48"W, 226.67 feet to the southline of the said NE1/4; thence S89°46'50"W, along the southline of the said NE1/4, 732.02 feet; thence N36°33'34"E, 374.66 feet; thence N28°47'17"E, 83.28 feet; thence N16°19'34"E, 65.32 feet; thence N69°42'50"W, 11.42 feet; thence S51°07'28"W, 302.45 feet; thence S68°40'55"W, 102.71 feet; thence N72°05'32"W, 71.29 feet; thence S55°00'58"W, 52.52 feet; thence S08°22'17"W, 141.46 feet; thence S89°46'50"W, 235.01 feet to the west line of the SE1/4 of the said NE1/4; thence N00°13'27"E, along the west line of the SE1/4 of the said NE1/4, 1258.96 feet to the northwest corner of the SE1/4 of the said NE1/4; thence N89°54'46"E, along the northline of the SE1/4 of the said NE1/4, 1321.18 feet to the point of beginning. Containing 0.058 square miles.

EXHIBIT A

CERTIFICATE

STATE OF WISCONSIN

COUNTY OF DANE

I, Cheryl J. Sutter, Village Clerk of the Village of Mount Horeb, Dane County, Wisconsin, certify that the attached Annexation Ordinance is a true and correct copy of the original on file in my office and has been compared by me.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Village this 23RD day of MARCH, 2004.

VILLAGE OF MOUNT HOREB

By: Cheryl J. Sutter
Cheryl J. Sutter, Village Clerk

Subscribed and sworn to before me
this 23 day of March, 2004.

Virginia L. Jensen
Notary Public, State of Wisconsin
My commission expires 11-04-07

