

# The State of Wisconsin

Office of the Secretary of State

## **VILLAGE 341**

VILLAGE OF CROSS PLAINS

COUNTY OF DANE

ANNEXATION ORDINANCE NUMBER 3-2005

FILED SEPTEMBER 23, 2005

V-341



**Respond to Lodi Office**

September 6, 2005

Douglas LaFollette  
Secretary of State  
10th Fl., 30 W. Mifflin St.  
PO Box 7848  
Madison, WI 53707-7848

**LAW OFFICES**

**MADISON OFFICE**  
740 Regent Street, Suite 400  
P.O. Box 1507  
Madison, Wisconsin 53701-1507  
(608) 257-7766  
Fax (608) 257-1507  
www.lathropclark.com

**POYNETTE OFFICE**  
111 N. Main Street, P.O. Box 128  
Poynette, Wisconsin 53955  
(608) 635-4324  
Fax (608) 635-4690

**LODI OFFICE**  
108 Lodi Street, P.O. Box 256  
Lodi, Wisconsin 53555  
(608) 592-3877  
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Josh C. Kopp  
Todd J. Hepler

Shelley J. Safer  
Of Counsel

James F. Clark  
(1920-2002)

\*Admitted in Virginia and  
Washington D.C.

Re: An Ordinance to Annex Land to the Village of Cross Plains, Dane County, Wisconsin

To Whom It May Concern:

Enclosed please find a copy of the above-referenced Ordinance for your records.

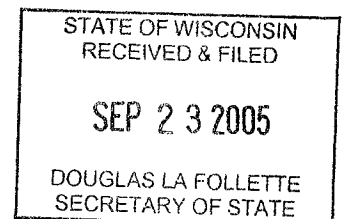
Very truly yours,

**LATHROP & CLARK LLP**

A handwritten signature in black ink, appearing to read 'Paul A. Johnson'.

Paul A. Johnson  
PAJ/cr

Enclosure



**DOCUMENT NO.**

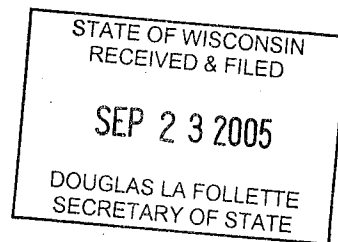
**An Ordinance to Annex Land  
to the  
Village of Cross Plains**

**Re: Lands as described on the attached  
Exhibit A.**

Return to:  
**ATTORNEY PAUL A. JOHNSON  
LATHROP & CLARK LLP  
108 LODI ST., PO BOX 256  
LODI, WI 53555**

pr + of: 004-0807-353-9500-1  
004-0807-353-8000-8

Tax Parcel No.



# ORDINANCE NO. 3-2005, 2005

## An Ordinance to Annex Land to the Village of Cross Plains, Dane County, Wisconsin Pursuant to Section 66-0217(2).

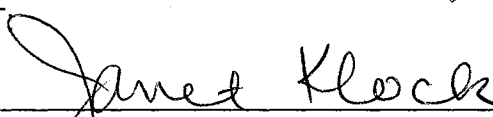
The Board of Trustees of the Village of Cross Plains do hereby ordain as follows:

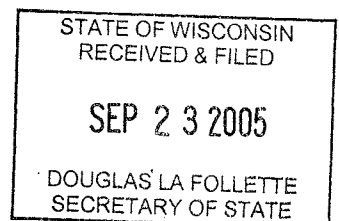
1. St. Francis Xavier Catholic Church and Cemetery, Albert C. Zander and Carrie A. Zander (hereinafter "Owners") are the Owners of real property currently situated within the Town of Berry, and more particularly described on the attached Exhibit A.
2. The land owned by the Owners as described on the attached Exhibit A is contiguous to the Village of Cross Plains.
3. The real property described on Exhibit A is currently vacant farm land and contains no residents.
4. The exact legal description of the territory to be detached from the Town of Berry and annexed to the Village of Cross Plains is attached hereto as Exhibit A.
5. The property described on Exhibit A which is presently located in the Town of Berry, is hereby annexed from the Town of Berry to the Village of Cross Plains. The population of the area being annexed is Zero. The parcels being annexed as set forth on the Plat of Survey which is attached to this ordinance as Exhibit B and incorporated herein by reference shall be zoned A-Agriculture District.
6. All ordinances or parts of ordinances inconsistent with or contradicting a provision of this ordinance are hereby repealed.
7. This ordinance shall be in full force and effect from and after its passage and posting.

VILLAGE OF CROSS PLAINS:

By:   
Michael Schutz, Village President

ATTEST

By:   
Janet Klock, Village Clerk/Administrator/Treasurer



VOTE:

Ayes: 7

Nays: 0

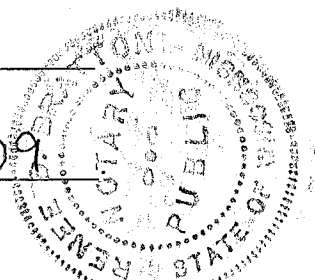
ORDINANCE ADOPTED: 8/22/05

ORDINANCE PUBLISHED OR POSTED: 8/23/05

STATE OF WISCONSIN )  
 )ss.  
COUNTY OF DANE )

Personally came before me this 22 day of Aug, 2005, the above named Michael Schutz and Janet Klock to me known to be the persons who executed the foregoing instrument in the capacity indicated and acknowledge the same.

Renee D. Bratton  
Renee D. Bratton  
Notary Public, State of Wisconsin  
My Commission: 5/3/09

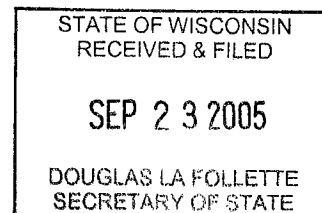


Janet Klock, Clerk for the Village of Cross Plains, hereby certifies that this document is a true and correct copy of Ordinance No. 3-2005, 2005, which was adopted by the Village of Cross Plains Board of Trustees on 8/22, 2005.

This instrument drafted by:  
Attorney Paul A. Johnson  
P.O. Box 256  
Lodi, WI 53555  
608-592-3877

VILLAGE OF CROSS PLAINS

BY: Janet Klock  
Janet Klock, Clerk



**EXHIBIT A**  
**PETITION FOR ANNEXATION**

**LEGAL DESCRIPTION**

PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4, THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4, AND THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 ALL IN SECTION 35, T8N, R7E, TOWN OF BERRY, DANE COUNTY, WISCONSIN MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 35; THENCE N03°02'00"W ALONG THE WEST PLAT LINE OF MELODY ACRES ALSO BEING THE EAST PLAT LINE OF NIESEN ADDITION, 665.25 FEET TO THE NORTHEAST CORNER OF LOT 6, SAID NIESEN ADDITION; THENCE S86°57'30"W ALONG THE NORTH LINE OF SAID LOT 6, 152.02 FEET TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE S87°40'39"W, 106.35 FEET TO A 1" IRON PIPE ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF COUNTY TRUNK HIGHWAY "P"; THENCE S89°43'46"W, 136.11 FEET TO THE NORTHWESTERLY RIGHT-OF-WAY LINE OF COUNTY TRUNK HIGHWAY "P" BEING THE MOST EASTERLY POINT OF LANDS OWNED BY ST. FRANCIS XAVIER CATHOLIC CHURCH DESCRIBED AND MAPPED BY MSA, PROJECT NO. 0120181; THENCE ALONG SAID RIGHT-OF-WAY LINE AND SAID CHURCH PROPERTY LINE S87°07'56"W, 24.09 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S87°07'56"W ALONG SAID CHURCH PROPERTY, 256.07 FEET; THENCE S87°23'46"W, 737.72 FEET TO THE SOUTHEAST CORNER OF THE PLAT OF FIRST ADDITION TO THE ST. FRANCIS ADDITION TO THE VILLAGE OF CROSS PLAINS; THENCE ALONG THE EAST LINE OF SAID PLAT N03°05'40"W, 632.28 FEET; THENCE N86°53'46"E, 219.90 FEET; THENCE N03°05'40"W, 92.00 FEET; THENCE N86°53'46"E, 137.00 FEET; THENCE S03°05'40"E, 92.00 FEET; THENCE N86°53'46"E, 389.91 FEET; THENCE N51°58'30"E, 99.77 FEET; THENCE S70°26'45"E, 473.51 FEET TO THE SAID NORTHWESTERLY RIGHT OF WAY LINE OF COUNTY TRUNK HIGHWAY "P"; THENCE ALONG SAID NORTHWESTERLY LINE S24°45'18"W, 581.92 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 736,526 SQ.FT. 16.908 ACRES.

SEP 23 2005

**EXHIBIT B****ANNEXATION MAP**

**BIRRENKOTT  
SURVEYING, INC.**

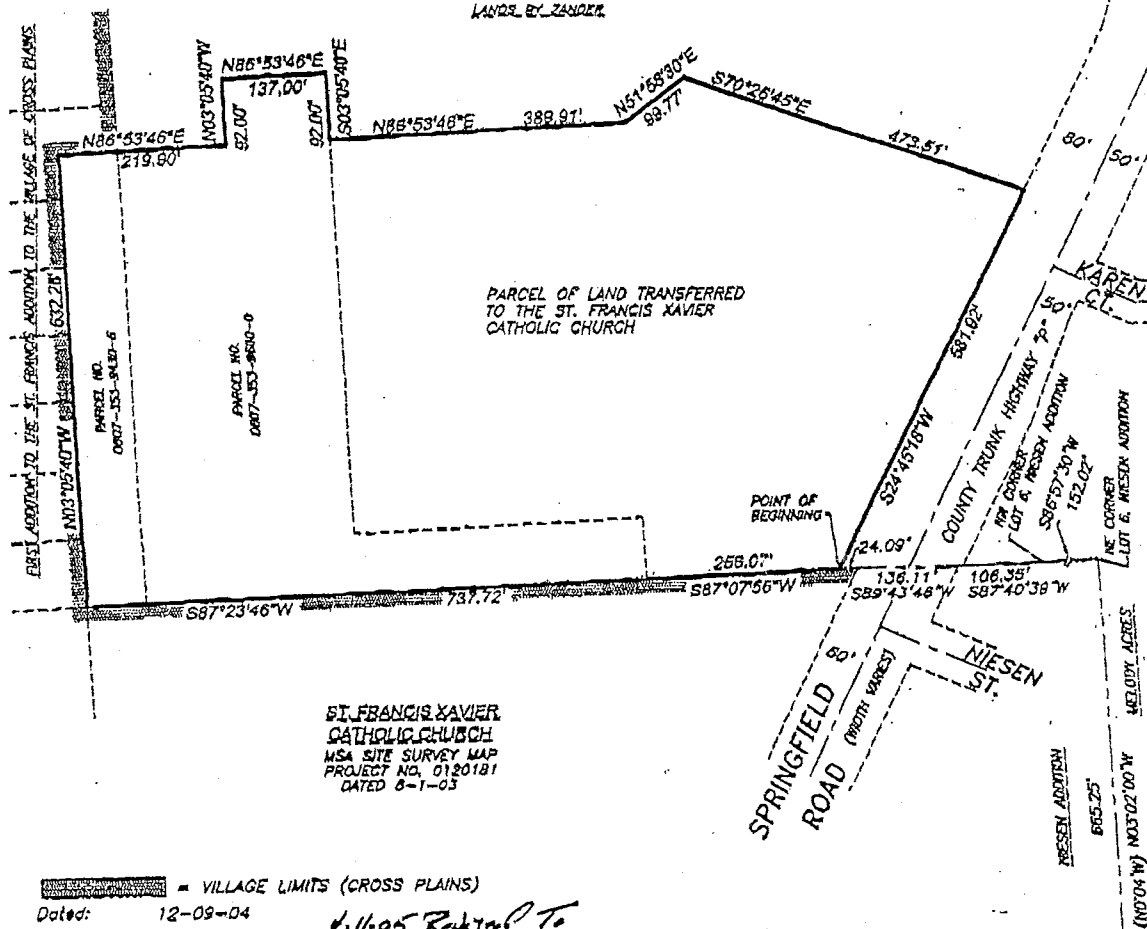
P.O. Box 237  
1677 N. Bristol Street  
Sun Prairie, WI, 53590  
Phone (608) 837-7463  
Fax (608) 837-1081

## Prepared For:

MURPHY & DESMOND S.C.  
2 EAST MIFFLIN STREET  
SUITE 800  
MADISON, WI 53701-2038  
(608) 268-5580

SCALE 1"=200'  
0 200 400

BEARINGS REFERENCED TO SITE  
SURVEY PREPARED BY MSA, PROJECT  
NO. 0120181 DATED 8-1-03



ST. FRANCIS XAVIER  
CATHOLIC CHURCH  
MSA SITE SURVEY MAP  
PROJECT NO. 0120181  
DATED 8-1-03

— VILLAGE LIMITS (CROSS PLAINS)

Dated: 12-09-04

Surveyed: PFMC

Drawn: PFMC

Checked:

Approved: DVB

Field book: 248/55-57

Comp. File: 031405

Office Map No. 031405ANEX

SOUTH 1/4 CORNER  
SECTION 38-8-7  
FOUND ALUMINUM MONUMENT

SHEET 1 OF 2

STATE OF WISCONSIN  
RECEIVED & FILED

SEP 23 2005

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE