

ORDID - 8717

DARIEN DEVELOPMENT, L.L.C.

V-424

P.O. Box 386  
Delavan, WI 53115  
Phone: (262) 740-1971  
Fax: (262) 740-1090

June 14, 2006

**BY UPS NEXT DAY AIR**

Government Records Division  
Office of the Secretary of State  
Attention: Tineisha Scott  
30 West Mifflin Street, 10<sup>th</sup> Floor  
P.O. Box 7848  
Madison, WI 53707-7848

**Re: Darien Development, L.L.C.**

Dear Ms. Scott:

Pursuant to your memorandum dated June 6, 2006 and received by my office on June 7, 2006, I am enclosing the following:

1. An original Certificate of Annexation with attached copy of Ordinance No. 236.
2. Ten (10) plats of the annexed area.

If you have any questions or need any additional information, please feel free to contact me at the telephone number and/or address listed above. Thank you for your time and attention to this matter.

Very truly yours,

**DARIEN DEVELOPMENT, L.L.C.**

*Dale L. Thorpe*  
icm

By: Dale L. Thorpe, Member

DLT:kml

Enclosures

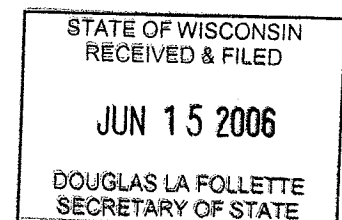
cc: Village of Darien

Robert Wenzel, Village President (without enclosures)

Constance Machi, Village Clerk (without enclosures)

Stephen M. Compton, Member

Donald Montsma, Member



# MEMORANDUM

## OFFICE OF THE SECRETARY OF STATE STATE OF WISCONSIN

**Date:** June 6 2006

**From:** Government Records Division  
Contact Person: Tineisha Scott  
30 West Mifflin Street., 10<sup>th</sup> Floor  
P.O. Box 7848  
Madison, WI 53707-7848

(608) 266-8888 7:45 – 1:30

**To:** Village of Darien, Village Clerk

**received**  
6-7-06

**RE:** Municipal filing return

A review of the annexation filing that was recently submitted to this office indicates the following is needed to complete the filing:

- ☒ X A certificate must be attached to the annexation stating that the documents are true and correct copies of the originals. **Certificate must bear the clerk's original signature.**
- ☒ X Plat of the annexed area. **Please either submit a smaller map that can be photocopied or ten large maps.**
- ☐ Legal description of the annexed area.
- ☐ Copy of the ordinance.
- ☐ Population of the annexed area. (Population should be included in the ordinance or in the certificate - do not indicate population on this form.) Please note that zero (0) electors is not acceptable. If the population is zero please state, "the population is zero".

Please correct and resubmit to our office. If you have any questions, please contact our office.



# VILLAGE OF DARIEN

24 N. Wisconsin St., Darien, WI. 53114 P.O.Box 97 (262) 882-5055 FAX (262) 882-5282 cmachi@darienwi.us  
Clerk / Treasurer Constance Machi

## CERTIFICATE OF ANNEXATION

### ORDINANCE NO. 236

#### AN ORDINANCE ANNEXING CERTAIN LANDS IN THE TOWNSHIP OF DARIEN TO THE VILLAGE OF DARIEN, WALWORTH COUNTY

#### "THE PONDS OF DARIEN" ANNEXATION

Constance Machi, Village Clerk of the Village of Darien, Walworth County, Wisconsin, does hereby certify that the attached copy of Ordinance No. 236 is a true and correct copy of such ordinance that was unanimously and finally adopted by the Village Board of said Village of Darien at its' meeting held the 22<sup>nd</sup> day of August, 2005 whereby certain lands located in the Town of Darien, as therein specifically described, were annexed to said Village of Darien.

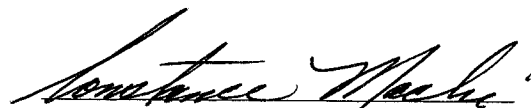
Further that she does also hereby certify that the certain lands as therein specifically described contains no residents.

That also attached hereto is a copy of the plat of said lands filed in connection with the annexation proceedings.

This certificate and said attachments are intended to be in compliance with 66.021(8) of the Wisconsin State Statutes.

IN WITNESS WHEREOF, she has hereunto set her hand and seal of the Village of Darien the 9<sup>th</sup> day of June 2006.

(SEAL)

  
Constance Machi, Clerk-Treasurer  
Village of Darien

STATE OF WISCONSIN  
RECEIVED & FILED

JUN 15 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

**ORDINANCE 236**  
**MBR #12652**

**AN ORDINANCE ANNEXING CERTAIN LANDS  
IN THE TOWN OF DARIEN TO THE  
VILLAGE OF DARIEN, WALWORTH COUNTY**

**"THE PONDS OF DARIEN" ANNEXATION**

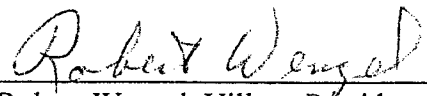
The Village Board of Trustees of the Village of Darien, Walworth County, Wisconsin, does ordain as follows:

**Section 1:** That the following described parcels of land, BD-2700004, BD-2700007 AND a part of BD-2700008, owned by Steve Compton, a member of the Darien Development, LLC, which is located in the Town of Darien, be annexed into the corporate limits of the Village of Darien, Walworth County Wisconsin.

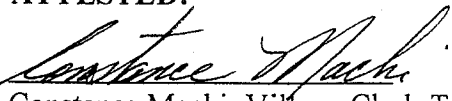
A parcel of land located in the Northeast 1/4, Southeast 1/4 Northwest 1/4 and Southwest 1/4 of the Northeast 1/4 of Section 27, Town 2 North, Range 15 East, Town of Darien, Walworth County, Wisconsin, described as follows: Commence at the North 1/4 corner of said Section 27; thence South 1E41'35" East, along the West line of said Northeast 1/4 of Section 27 and the centerline of Old Highway 89, 976.21 feet to the Southwest corner of Lot 1 of Certified Survey Map No. 2951 and the Point of Beginning; thence North 87E54'56" East, along the South line of said Lot 1 and its extension, 1676.20 feet; thence South 2E15'13" East 747.00 feet; thence South 62E03'46" West 270.04 feet to a point on the Easterly line of Fourth Avenue; thence North 29E33'00" West, along said Easterly line, 198.00 feet; thence North 29E36'19" West 157.52 feet; thence North 1E41'52" West 127.00 feet; thence South 87E55'10" West 879.02 feet; thence South 1E41'53" East 28.12 feet; thence South 87E16'21" West 396.06 feet to a Point on the West line of the Northeast 1/4 of said Section 27; thence North 1E41'35" West, along said West line and the centerline of said Old Highway 89, 454.87 feet to the Point of Beginning. Said parcel contains 19.754 acres (860,490 sq. ft.) of land, more or less.

**Section 2.** The aforesaid parcels shall be temporarily zoned RS-2 Single Family Residential District which is in consistency with the Village of Darien Land Use Map adopted on May 18, 1998.

**PASSED, ADOPTED AND APPROVED** this 22 day of August 2005.

  
Robert Wenzel, Village President

**ATTESTED:**

  
Constance Machi, Village Clerk-Treasurer

Date of Passage: August 22, 2005  
Date of Posting: August 23, 2005  
Places of Posting: United State Post Office, First National Bank & Trust, and Darien Village Hall  
Effective Date: August 24, 2005

STATE OF WISCONSIN  
RECEIVED & FILED

JUN 15 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

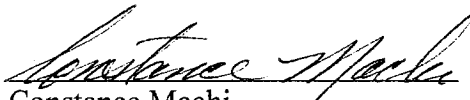
**AFFIDAVIT OF POSTING**

**ORDINANCE NO. 236**

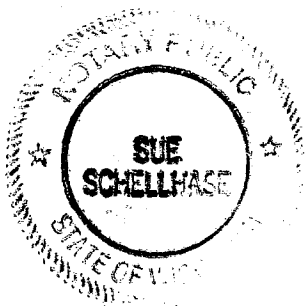
Constance Machi, being duly sworn on oath deposes and says as follows:


That she is Village Clerk-Treasurer of the Village of Darien, Walworth County, Wisconsin;

That on August 23, 2005 she posted three (3) true, correct, complete and exact copies of the ordinance in three (3) of the most public places in said Village of Darien, to wit: the United States Post Office, the First National Bank and Trust, and the Darien Village Hall.

  
Constance Machi  
Village Clerk-Treasurer

Subscribed and sworn to before me this 23<sup>rd</sup> day of August 23, 2005.



  
Notary Public  
Walworth County, Wisconsin

JUN 05 2006

DARIEN DEVELOPMENT, L.L.C.

P.O. Box 386  
Delavan, WI 53115  
Phone: (262) 740-1971  
Fax: (262) 740-1090

June 2, 2006

Government Records Division  
Attention: Tineisha Scott  
30 West Mifflin Street, 10<sup>th</sup> Floor  
P.O. Box 7848  
Madison, WI 53707-7848

**Re: Village of Darien - Darien Development, L.L.C.**

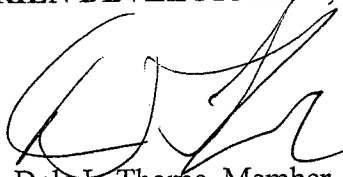
Dear Ms. Scott:

I am writing in response to your letter dated May 9, 2006 and received by the Village of Darien on May 12, 2006. A copy of your letter is enclosed. Your letter asks for a "plat of the annexed area".

I am also enclosing a copy of my letter of July 7, 2005 which included the necessary "Request for Annexation Review" form, our company's check in the amount of \$600.00, and a location map as required by Chapter 66 of the Wisconsin statutes. I assume this is the map that you are looking for. If there is something else that you need or if I have misunderstood your request in some way, please feel free to contact me directly. If there is something more you need in addition to these submittals, I would be happy to provide whatever is necessary to wrap this matter up.

Very truly yours,

**DARIEN DEVELOPMENT, L.L.C.**



By: Dale L. Thorpe, Member

DLT:kml  
Enclosures

cc: Village of Darien  
Robert Wenzel, Village President  
Constance Machi, Village Clerk  
Stephen M. Compton, Member  
Donald Montsma, Member

STATE OF WISCONSIN  
RECEIVED & FILED

JUN 15 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

MAY 12 2006

## MEMORANDUM

OFFICE OF THE SECRETARY OF STATE  
STATE OF WISCONSIN

Date: May 9, 2006

From: Government Records Division  
Contact Person: Tineisha Scott  
30 West Mifflin Street., 10<sup>th</sup> Floor  
P.O. Box 7848  
Madison, WI 53707-7848

(608) 266-8888 7:45 - 1:30

To: Village of Darien, Village Clerk

RE: Municipal filing return

A review of the annexation filing that was recently submitted to this office indicates the following is needed to complete the filing:

- ☐ A certificate must be attached to the annexation stating that the documents are true and correct copies of the originals. Certificate must bear the clerk's original signature.
- ☒ Plat of the annexed area.
- ☐ Legal description of the annexed area.
- ☐ Copy of the ordinance.
- ☐ Population of the annexed area. (Population should be included in the ordinance or in the certificate - do not indicate population on this form.) Please note that zero (0) electors is not acceptable. If the population is zero please state, "the population is zero".

Please correct and resubmit to our office. If you have any questions, please contact our office.

STATE OF WISCONSIN  
RECEIVED & FILED

JUN 15 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

# *Village of Darien*

*P.O. Box 97  
Darien, WI 53114*

May 5, 2006

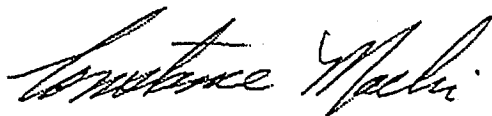
Annexations and Railroads  
Division of Government Records  
Office of the Secretary of State  
P. O. Box 7848  
Madison, WI 53707-7848

**TO:** Whom It May Concern

**REF:** MBR #12652 - DARIEN DEVELOPMENT LLC ANNEXATION

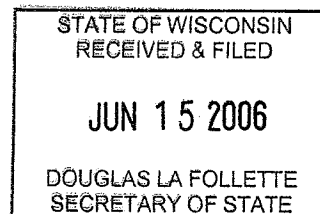
This is to certify that there are no people living in the annexed territory. Enclosed you will find a certified copy of the annexation ordinance, Ordinance 236 MBR 12652 and the plat of the annexed territory.

Sincerely,



Constance Machi  
Clerk-Treasurer

Enclosures



Village of Darien - Robert Wenzel  
Clerk / Treasurer - Constance Machi

Phone: (262) 882-5055  
Fax: (262) 882-5282  
E-Mail: cmachi@darienwi.us



MAY 12 2006

**ORDINANCE 236**  
**MBR #12652**  
**AN ORDINANCE ANNEXING CERTAIN LANDS**  
**IN THE TOWN OF DARIEN TO THE**  
**VILLAGE OF DARIEN, WALWORTH COUNTY**

**"THE PONDS OF DARIEN" ANNEXATION**

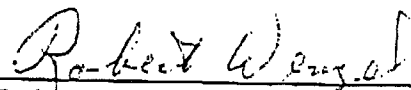
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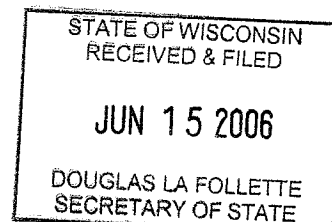
**PASSED, ADOPTED AND APPROVED** this 22 day of August 2005.

  
Robert Wenzel, Village President

**ATTESTED:**

  
Constance Machi, Village Clerk-Treasurer

Date of Passage:	August 22, 2005
Date of Posting:	August 23, 2005
Places of Posting:	United State Post Office, First National Bank & Trust, and Darien Village Hall
Effective Date:	August 24, 2005



DARIEN DEVELOPMENT, L.L.C.

P.O. Box 386  
Delavan, WI 53115  
Phone: (262) 740-1971  
Fax: (262) 740-1090

July 7, 2005

Department of Administration  
Division of Intergovernmental Relations  
Municipal Boundary Review  
101 E. Wilson Street, 10<sup>th</sup> Floor  
Madison, WI 53702-0001

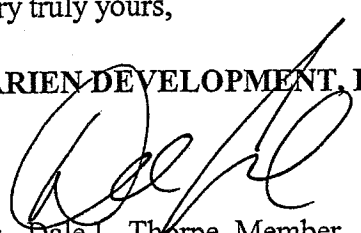
Dear Sir/Madam:

Please find enclosed a "Request For Annexation Review" form and a processing fee check in the amount of \$600.00 which are submitted pursuant to the requirements of §66.0217(6) Wis. Stats. I am also enclosing a copy of the already filed Annexation Petition. This Petition was also filed this date with the Town of Darien, Walworth County, Wisconsin as required by statute. The enclosed Petition For Direct Annexation By Unanimous Approval was filed with the Village Clerk for the Village of Darien on Tuesday, July 6, 2005.

Please let me know if you need any additional information.

Very truly yours,

DARIEN DEVELOPMENT, L.L.C.

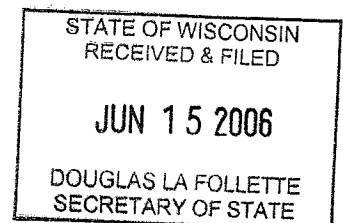
  
By: Dale L. Thorpe, Member  
e-mail: [dthorpe@tcclaw.com](mailto:dthorpe@tcclaw.com)

DLT:kml

Enclosures - Pet. For Direct Annexation and (1) location map.

cc: Village Clerk, Village of Darien

bcc: SMC  
Don Montsma



# Request for Annexation Review

Wisconsin Department of Administration

Division of Intergovernmental Relations  
Municipal Boundary Review  
101 E. Wilson Street, 10<sup>th</sup> Floor  
Madison, WI 53702-0001

608-266-0683 Fax: 608-267-6917  
George.Hall@doa.state.wi.us

Petitioner's Name and Address

DARIEN DEVELOPMENT, L.L.C.

P.O. BOX 386

DELAVAN, WI 53115

**Office use only:**

STATE OF WISCONSIN  
RECEIVED & FILED

JUN 15 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

1. Town where property is located TOWN OF DARIEN
2. Petitioned City or Village VILLAGE OF DARIEN
3. County where property is located WALWORTH
4. Population of the territory to be annexed ZERO
5. Area (in acres) of the territory to be annexed 19.754 ACRES
6. Tax parcel number(s) of territory to be annexed BD2700008,  
BD2700007, BD2700004  
(if the territory is part or all of an existing parcel)

(262) 740-1971  
Petitioner's phone #  
(262) 882-3393  
Town Clerk's phone #  
(262) 724-5055  
City/Village Clerk's phone #

## Contact Information if different than petitioner:

Representative's Name and Address:

Dale L. Thorpe  
1624 Hobbs Drive, Suite 1  
P.O. Box 386

Delavan, WI 53115

Phone (262) 740-1971

E-mail dthorpe@tcclaw.com

Surveyor or Engineering Firm's Name and Address:

Doug Olson  
45 S. Wisconsin Street

Elkhorn, WI 53121

Phone (262) 723-53121

E-mail N/A

## Required Items to be provided with submission (to be completed by petitioner):

1. Legal Description meeting the requirements of s.66.0217 (c)..... ☒
2. Map meeting the requirements of s. 66.0217 (g)
  - Includes delineating boundary of the annexing city of village on the map..... ☒
  - Territory is contiguous to city or village..... ☒
3. Petition or Notice of Intent to Circulate..... ☒
4. Statutory method used?
  - Unanimous s. 66.0217 (2), or,..... ☒
  - Direct by one-half approval s. 66.0217 (3)..... ☐
5. Check or money order covering Department of Administration annexation fee..... ☒

# Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

## Required Fees

There is an initial filing fee and a variable acreage fee

**Initial Filing Fee\***..... \$200 \$200.00

\*NOTE: The \$200 initial filing fee is required with the first submittal of the petition, only.

**Acreage Fee**..... \$400.00

Less than 2 acres..... \$200  
 2.01 to 10 acres..... \$300  
 10.01 to 50 acres..... \$400  
 50.01 to 100 acres..... \$500  
 100.01 to 200 acres..... \$700  
 200.01 to 500 acres..... \$1000  
 Over 500 acres..... \$2000


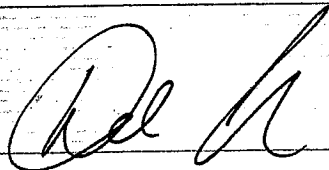
STATE OF WISCONSIN  
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DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

**TOTAL FEE DUE (Add the Filing Fee to the Acreage Fee)**..... \$600.00

Attach check or money order here, payable to: Department of Administration

<b>DARIEN DEVELOPMENT LLC</b>		79-151/759	2012
P.O. BOX 386		226536	
1624 HOBBS DR., STE. 1			
DELAVER, WI 53115		DATE 7-7-05	
PAY TO THE ORDER OF <b>Department of Administration</b>		<b>\$ 600.00</b>	
<b>Six Hundred Dollars and no/100</b>		<b>DOLLARS</b>	
			
THE AMERICAN National Bank HELENVILLE, WISCONSIN 53137		MP	
MEMO			
⑆075901516⑆		226 536 2012	

## Office use only:

Date that petition and fee was received \_\_\_\_\_ Amount \$ \_\_\_\_\_

Time limit expires \_\_\_\_\_ Assigned file number \_\_\_\_\_

BY: \_\_\_\_\_ Questionnaire sent to: \_\_\_\_\_  
 Town of \_\_\_\_\_ City/Village of \_\_\_\_\_  
 County Notification \_\_\_\_\_ DATE \_\_\_\_\_