

VILLAGE OF

MARSHALL

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AFFIDAVIT

Susan A. Peck, being duly sworn on oath deposes and certifies that this is a true, correct and official copy of a Village of Marshall Ordinance 2007-1, an ordinance annexing property owned by Barth Family Enterprises, LLC to the Village of Marshall.

*Susan A. Peck*

Susan A. Peck, Clerk/Treasurer

Subscribed and sworn to me this  
29 day of November 2007.

*Deanna Chadwick*

Deanna Chadwick, Notary Public, State of Wisconsin  
Commission expires: 3-01-09

STATE OF WISCONSIN  
RECEIVED & FILED

DEC -4 2007

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

Cc: Office of the Secretary of State (PO Box 7848, Madison, WI. 53707-7848)  
We Energies (315 William St., Watertown, WI 53094)  
Verizon North Inc. (100 Communications Drive, Sun Prairie, WI 53590)  
Charter Communications (2701 Daniels Street, Madison, WI. 53718-6792)  
Marshall Water & Sewer Utility (616 W. Kareem Dr, Marshall, WI. 53559-0045)  
Marshall Police Department (130 S. Pardee, PO Box 540, Marshall, WI. 53559-0540)  
Marshall Public Schools (P O Box 76, Marshall, WI 53559)  
Dane County Register of Deeds, (PO Box 1438, Madison, WI 53701-1438)  
Township of Medina (50 E. Waterloo Road, Waterloo, WI 53594)  
Dane County Clerk (210 Martin Luther King Jr., Blvd, Room 122, Madison, WI. 53709)  
Attorney Tom Wakeman, (122 E. Lake Street, Lake Mills, WI 53551-0190)  
Barth Family Enterprises LLC (4659 Tonyawatha Trail, Madison, WI. 53716)  
David & Laura Kurt (510 W. Waterloo Road, Marshall, WI 53559)  
Marshall Fire Department (PO Box 430, Marshall, WI. 53559-0430)  
Marshall Area EMS District #14 (119 Industrial Drive, Marshall, WI. 53559)  
Dane County Planning and Development (210 Martin Luther King Jr. Blvd., Room 116, Madison, WI. 53703)  
Dane County Public Safety Communications (210 Martin Luther King Jr. Blvd., Room 109, Madison, WI. 53703)  
Dane County Community Analysis & Planning Division  
(210 Martin Luther King Jr. Blvd., Room 362, Madison, WI. 53703)  
Landretti & Company LLC, Valencia Place, (7781 Elmwood Avenue, Suite 109, Middleton, WI. 53562)  
Dane County Emergency Management (115 W. Doty St., Room 2107, Madison, WI. 53703)

Municipal Offices: 130 So. Pardee Street • P.O. Box 45 • Marshall, WI 53559-0045

Telephone: (608) 655-4017 • Fax: (608) 655-4273

www.marshall-wi.com

**VILLAGE OF MARSHALL  
ORDINANCE 2007-01**

**AN ORDINANCE ANNEXING TERRITORY TO THE  
VILLAGE OF MARSHALL, WISCONSIN**

STATE OF WISCONSIN  
RECEIVED & FILED

DEC -4 2007

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

The Village Board of the Village of Marshall, Wisconsin do ordain as follows:

**SECTION 1. Territory Annexed.**

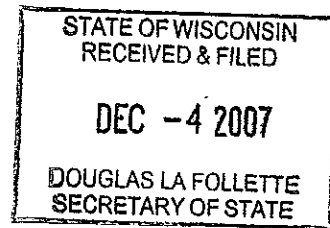
In accordance with sec. 66.021 of the Wisconsin Statutes and the petition for direct unanimous annexation filed with the Village Clerk on May 16, 2007, signed by all of the electors residing in the territory and the owners of all of the land within the territory residing in the territory equal to at least the majority of votes cast for governor in the territory at the last gubernatorial election and the owners of at least ½ of the land in area in the territory the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

**Annexation Description:**

The Southwest 1/4 of Section 11, part of the Northeast 1/4 of the Northwest 1/4 and part of the Northwest 1/4 of the Northwest 1/4 of Section 14, T08N, R12E, Town of Medina, Dane County, Wisconsin, described as follows: Beginning at the Southwest corner of said Section 11; Thence N03°26'40"E along the East line of the plat Americka's Dream, 2662.50 feet to the West 1/4 Corner of said Section 11; Thence N89°58'06"E along the North line of said Southwest 1/4, 2710.10 feet to the Northeast corner thereof; Thence S02°57'25"W along the East line of said Southwest 1/4, 2648.04 feet to the Southeast corner thereof; Thence S00°42'41"W along the East line of said Northeast 1/4 of the Northwest 1/4, 1286.85 feet to the North right of way line of State Trunk Highway 19; Thence along said right of way line, S87°17'06"W, 953.19 feet; Thence continuing along said right of way line, N89°54'43"W, 550.66 feet; Thence continuing along said right of way line and its Westerly extension, S87°41'46"W, 390.03 feet to the centerline of Karem Drive; Thence along said centerline, N70°55'36"W (recorded as N71°18'W), 74.00 feet; Thence continuing along said centerline, N71°57'36"W (recorded as N72°20'W), 107.50 feet; Thence N25°14'24"E (recorded as N24°52'E), 170.00 feet; Thence N64°45'36"W (recorded as N65°02'W), 200.70 feet; Thence S25°14'24"W (recorded as S24°52'W), 170.00 feet to said centerline of Karem Drive; Thence along said centerline, N63°19'36"W (recorded as N63°42'W), 208.01 feet to the approximate centerline of the Mauneshia River; Thence along said approximate centerline, S34°33'20"W (recorded as S34°11'W), 320.31 feet to the South line of said Northwest 1/4 of the Northwest 1/4; Thence along said South line, S89°36'48"W, 78.18 feet to the West line of said Northwest 1/4 of the Northwest 1/4; Thence along said West line, N01°04'36"W, 337.73 feet to the said centerline of Karem Drive; Thence along said centerline, Southeasterly along a curve to the right having a radius of 523.25 feet and a long chord bearing and distance of S87°04'53"E, 43.14 feet to the Easterly line of Certified Survey Map No. 1655; Thence along said Easterly line, N20°31'48"E, 382.78 feet; Thence continuing along said Easterly line, N01°04'36"W, 667.12 feet to the South line of said Southwest 1/4 of Section 11; Thence along said South line, S89°41'33"W (recorded as S89°43'48"W), 184.00 feet to the Southwest corner of Section 11 and the point of beginning; Containing 241 acres, more or less.

**SECTION 2. Effect of Annexation.**

From and after the date of this ordinance the territory described in section 1 shall be a part of the Village of Marshall 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 Marshall.



### **SECTION 3. Temporary Zoning Classification.**

The territory annexed to the Village of Marshall by this ordinance is temporarily zoned as follows, pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes:

AG – Agricultural.

The Plan Commission is directed to prepare an amendment to the zoning ordinance setting forth permanent classifications and regulations for the zoning of the annexed area and to submit its recommendations to the Village Board not later than January 1, 2009.

### **SECTION 4. Ward Designation & Population of annexed area.**

The territory described in section 1 of this ordinance is hereby designated the 7<sup>th</sup> Ward of the Village of Marshall, subject to the ordinances, rules and regulations of the Village of Marshall governing wards.

The population of the annexed territory is seven (7).

### **SECTION 5. 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 provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

### **SECTION 6. Payment to Town.**

Pursuant to Wis. Stat. sec. 66.0217(14), the Village Board agrees to pay annually to the Town of Medina, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stat. Sec. 70.65 in 2007 (the year in which the annexation is final).

### **SECTION 7. Effective Date.**

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

Adopted by a vote of seven (7) for, zero (0) against and zero (0) abstaining, this 13<sup>th</sup> day of November, 2007.

A handwritten signature in cursive script that reads "Nancy J. Lenz".

Nancy J. Lenz, Village President.

A handwritten signature in cursive script that reads "Sue Peck".

Sue Peck, Village Clerk/Treasurer

Date Published: 12-6-07 Effective Date: 11-13-07

STATE OF WISCONSIN  
RECEIVED & FILED

DEC -4 2007

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

BIRRENKOTT  
SURVEYING, INC.

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

## ANNEXATION MAP

The Southwest 1/4 of Section 11, part of the  
Northeast 1/4 of the Northwest 1/4, part of the Northwest  
1/4 of the Northwest 1/4 of Section 14, and part of the  
Northeast 1/4 of the Northeast 1/4 of Section 15, T08N,  
R12E, Town of Medina, Dane County, Wisconsin

VILLAGE OF MARSHALL  
N89°58'06"E  
TOWN OF MEDINA

LANDS.

2710.10'

SCALE 1" = 400'

0 400 800

NW 1/4 - SW 1/4  
SECTION 11

NE 1/4 - SW 1/4  
SECTION 11

AREA TO BE ANNEXED  
10,497,960 Sq.Ft. ±  
241 Acres ±

SW 1/4 - SW 1/4  
SECTION 11

SE 1/4 - SW 1/4  
SECTION 11

MAUNESHA RIVER

WATERLOO ROAD

POINT OF  
BEGINNING

184.00'  
S89°41'33"W  
(S89°43'48"W)

334.65'  
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1655'  
C.S.M. 1655'

NE 1/4 - NE 1/4  
SECTION 15

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STATE TRUNK HIGHWAY 19  
(RIGHT OF WAY VARIES)

Sheet 1 of 2  
Office Map No. 070119-A