

TO: Council  
FR: Ald. Taylor

5/26/09

STATE OF WISCONSIN

CIRCUIT COURT

WINNEBAGO COUNTY

**NORTH SHORE BANK, FSB**

Plaintiff,

vs.

Case No. 09-CV-149

**HEADWATERS CONDOMINIUM LLC**

Case Code: 30301, 30404

**GARY J. LAEYENDECKER**

**JAMES F. OLSEN**

**SUNSET BANK & SAVINGS**

Defendants.

**NOTICE OF SHERIFF'S SALE**

PLEASE TAKE NOTICE that by virtue of an Order Approving Stipulation and for Judgment on Claim IV of the Complaint entered in the above-entitled action on April 10, 2009, I will sell at public auction in the lobby of the Winnebago County Courthouse, 415 Jackson Street, in the City of Oshkosh, County of Winnebago, State of Wisconsin, on the 16th of June, 2009, at 9:00 a.m. C.S.T., the premises described on the attached Exhibit A (the "Premises"). The Premises are generally known as 515 Broad Street, Menasha, Wisconsin.

The Premises will be sold AS IS, WHERE IS, with no representations or warranties. There is no warranty relating to title, possession, quiet enjoyment or the like in this disposition.

The winning bidder will be required to post ten percent (10%) of the bid amount by cashier's check or other cash equivalent.

Dated: April 21<sup>st</sup>, 2009.



Mike Brooks,  
Sheriff of Winnebago County, Wisconsin

Plaintiff's Attorneys:  
von BRIESEN & ROPER, s.c.  
411 E. Wisconsin Ave., Suite 700  
Milwaukee, Wisconsin 53202  
Telephone: (414) 276-1122

To: Council  
Fr: Ald. Taylor

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**EXHIBIT A**

**Legal Description**

Units 102, 202, 203, 204, 303 and 304 in HEADWATERS CONDOMINIUM, being a condominium created under the Condominium Ownership Act of the State of Wisconsin by a "Declaration of Condominium for HEADWATERS CONDOMINIUM", dated December 2, 2005 and recorded December 6, 2005 in the Office of the Register of Deeds for Winnebago County, Wisconsin as Document No. 1380677 and Amendment No. 1 to said Declaration recorded as Document No. 1455171 and by a Condominium Plat therefore; together with all appurtenant rights, title and interests, including (without limitation):

- (a) the undivided percentage interest in all Common Elements as specified for such Unit in the aforementioned Declaration;
- (b) the right to use of the areas and/or facilities, if any, specified in the aforementioned Declaration, as Limited Common Elements for such Unit; and
- (c) membership in the Owner's Association as provided for in the aforementioned Declaration and in any Articles of Incorporation and/or Bylaws for such Owner's Association.

APN: 705-0003-02 and 705-0003-06 and 705-0003-07 and 705-0003-08 and 705-0003-11 and 705-0003-12