

PETITION FOR ANNEXATION OF TERRITORY TO CITY OF MENASHA

Gilbert T. Bowe, the owner of more than 50% the land in area in the following territory of the Town of Harrison, Calumet County, Wisconsin lying contiguous to the City of Menasha petitions the Honorable Mayor and Common Council of said City of Menasha pursuant to s. 66.0217 Wis. Stats. to annex the territory described below and shown on the attached scale map to the City of Menasha, Calumet County, Wisconsin:

PARCEL "A"

Part of the Northwest 1/4 of the Southeast 1/4 of Section 7, T20NR18E located in the Town of Harrison, Township 20 North, Range 18 East, Calumet County, Wisconsin described as follows:

Commencing at the Center of said Section 7; thence North 86 degrees 31 minutes 50 seconds West, along the North line of the Southwest 1/4 of said Section 7, a distance of 429.01 feet; thence South 01 degree 47 minutes 46 seconds West, 134.42 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of Manitowoc Road, 1595.13 feet to the point of beginning; thence South 00 degrees 29 minutes 40 seconds West, 279.57 feet; thence South 88 degrees 57 minutes 04 seconds East, 156.00 feet; thence North 00 degrees 29 minutes 40 seconds East, along the East line of the Northwest 1/4 of the Southeast 1/4 of said Section 7, a distance of 279.57 feet; thence North 88 degrees 57 minutes 04 seconds West, along the centerline of said Manitowoc Road, 156.00 feet to the point of beginning.

Said parcel containing approximately 1.03 acres.

PARCEL "B"

A parcel of land in the Southwest 1/4 of the Southwest 1/4 of Section 7, Township 20 North, Range 18 East, in the Town of Harrison, Calumet County, Wisconsin described as follows: Beginning at a point on the West line of the Southwest 1/4 of the Southwest 1/4 of said Section 7 a distance of 214.00 feet North of the Southwest corner thereof; thence North on the West line of the Southwest 1/4 of the Southwest 1/4 of said Section 7 a distance of 150.00 feet, thence East a distance of 243.00 feet; thence South a distance of 150.00 feet; thence West a distance of 243.00 feet to the place of beginning, excepting therefrom that part lying within the right of way limits of USH 10 as laid out under Department of Transportation Project 1501-1-21, STH114-Appleton Road.

Said parcel containing approximately 0.58 acres.

PARCEL "C"

Parts of the Northeast 1/4 of the Northwest 1/4 of Section 18, T20NR18E located in the Town of Harrison, Township 20 North, Range 18 East, Calumet County, Wisconsin described as follows:

Commencing at the Center of said Section 7; thence North 86 degrees 31 minutes 50 seconds West, along the North line of the Southwest 1/4 of said Section 7, a distance of 429.01 feet; thence South 01 degree 47 minutes 46 seconds West, 134.42 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of Manitowoc Road, 1595.13 feet; thence South 00 degrees 29 minutes 40 seconds West, 279.57 feet; thence South 88 degrees 57 minutes 04 seconds East, 156.00 feet; thence North 00 degrees 29 minutes 40 seconds East, along the East line of the Northwest 1/4 of the Southeast 1/4 of said Section 7, a distance of 279.57 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of said Manitowoc Road, 764.60 feet; thence South 00 degrees 29 minutes 40 seconds West, 238.00 feet; thence South 88 degrees 57 minutes 04 seconds East, 554.17 feet; thence South 00 degrees 42 minutes 10 seconds West, along the West line of the Southwest 1/4 of said Section 8, a distance of 1,063.12 feet; thence South 89 degrees 48 minutes 43 seconds East, along the South line of Certified Survey Map #570, a distance of 278.87 feet; thence South 00 degrees

42 minutes 10 seconds West, 1,302.04 feet; thence North 89 degrees 37 minutes 19 seconds West, along the South line of the Southwest 1/4 of said Section 8, a distance of 278.86 feet; thence North 89 degrees 16 minutes 08 seconds West, along the South line of the Southeast 1/4 of said Section 7, a distance of 2293.29 feet; thence South 00 degrees 44 minutes 37 seconds West, 959.26 feet; thence North 82 degrees 02 minutes 43 seconds West, along the North right-of-way line of U.S.H. "10", a distance of 514.61 feet; thence, along the North right-of-way line a distance of 11.30 feet along an arc of a curve to the left, having a radius of 11,306.25 feet and a chord which bears North 81 degrees 58 minutes 46 seconds West, 11.30 feet to the point of beginning; thence North 05 degrees 25 minutes 39 seconds East, along the East line of lands described in Jacket 2829 Image 6 & 7, a distance of 159.96 feet; thence North 82 degrees 02 minutes 49 seconds West, along the North line of said described lands, a distance of 75.00 feet; thence South 05 degrees 25 minutes 39 seconds West, along the West line of said lands described in Jacket 2829 Image 6&7, a distance of 160.28 feet; thence East along said North right-of-way line of U.S.H. "10", to the point of beginning.

Said parcel containing approximately 0.34 acres.

The number of persons residing on the described parcels is zero.

Dated the 22nd day of June, 2012.

Gilbert T. Bowe
Gilbert T. Bowe

STATE OF WISCONSIN)
~~WINNEBAGO COUNTY~~)
Calumet

Personally came before me this
22nd day of June, 2012

the above named Gilbert T. Bowe,
known to me to be the persons who
executed the foregoing instrument,
and acknowledge the same.

Jamara M. Thiel-Hain

Notary Public, ~~Winnebago~~ ^{Calumet} County, Wisconsin

My commission expires September 23, 2012

AN ORDINANCE RELATING TO THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF MENASHA, WISCONSIN (Bowe Annexation)

Introduced by Mayor Merkes.

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: Territory Annexed. (Majority Annexation) In accordance with Sec. 66.0217(2) Wis. Stats., and the Petition for Annexation filed with the City Clerk on the 22nd day of June, 2012, signed by the owner of more than 50% of the land in the territory to be annexed, the following described territory in the Town of Harrison, Calumet County, Wisconsin, is annexed to the City of Menasha, Calumet County, Wisconsin.

Legal description:

Parcel "A" Part of the Northwest 1/4 of the Southeast 1/4 of Section 7, T20NR18E located in the Town of Harrison, Township 20 North, Range 18 East, Calumet County, Wisconsin described as follows:

Commencing at the Center of said Section 7; thence North 86 degrees 31 minutes 50 seconds West, along the North line of the Southwest 1/4 of said Section 7, a distance of 429.01 feet; thence South 01 degree 47 minutes 46 seconds West, 134.42 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of Manitowoc Road, 1595.13 feet to the point of beginning; thence South 00 degrees 29 minutes 40 seconds West, 279.57 feet; thence South 88 degrees 57 minutes 04 seconds East, 156.00 feet; thence North 00 degrees 29 minutes 40 seconds East, along the East line of the Northwest 1/4 of the Southeast 1/4 of said Section 7, a distance of 279.57 feet; thence North 88 degrees 57 minutes 04 seconds West, along the centerline of said Manitowoc Road, 156.00 feet to the point of beginning.

Parcel "B" A parcel of land in the Southwest 1/4 of the Southwest 1/4 of Section 7, Township 20 North, Range 18 East, in the Town of Harrison, Calumet County, Wisconsin described as follows: Beginning at a point on the West line of the Southwest 1/4 of the Southwest 1/4 of said Section 7 a distance of 214.00 feet North of the Southwest corner thereof; thence North on the West line of the Southwest 1/4 of the Southwest 1/4 of said Section 7 a distance of 150.00 feet, thence East a distance of 243.00 feet; thence South a distance of 150.00 feet; thence West a distance of 243.00 feet to the place of beginning, excepting therefrom that part lying within the right of way limits of USH 10 as laid out under Department of Transportation Project 1501-1-21, STH114-Appleton Road.

Parcel "C" Parts of the Northeast 1/4 of the Northwest 1/4 of Section 18, T20NR18E located in the Town of Harrison, Township 20 North, Range 18 East, Calumet County, Wisconsin described as follows:

Commencing at the Center of said Section 7; thence North 86 degrees 31 minutes 50 seconds West, along the North line of the Southwest 1/4 of said Section 7, a distance of 429.01 feet; thence South 01 degree 47 minutes 46 seconds West, 134.42 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of Manitowoc Road, 1595.13 feet; thence South 00 degrees 29 minutes 40 seconds West, 279.57 feet;

thence South 88 degrees 57 minutes 04 seconds East, 156.00 feet; thence North 00 degrees 29 minutes 40 seconds East, along the East line of the Northwest 1/4 of the Southeast 1/4 of said Section 7, a distance of 279.57 feet; thence South 88 degrees 57 minutes 04 seconds East, along the centerline of said Manitowoc Road, 764.60 feet; thence South 00 degrees 29 minutes 40 seconds West, 238.00 feet; thence South 88 degrees 57 minutes 04 seconds East, 554.17 feet; thence South 00 degrees 42 minutes 10 seconds West, along the West line of the Southwest 1/4 of said Section 8, a distance of 1,063.12 feet; thence South 89 degrees 48 minutes 43 seconds East, along the South line of Certified Survey Map #570, a distance of 278.87 feet; thence South 00 degrees 42 minutes 10 seconds West, 1,302.04 feet; thence North 89 degrees 37 minutes 19 seconds West, along the South line of the Southwest 1/4 of said Section 8, a distance of 278.86 feet; thence North 89 degrees 16 minutes 08 seconds West, along the South line of the Southeast 1/4 of said Section 7, a distance of 2293.29 feet; thence South 00 degrees 44 minutes 37 seconds West, 959.26 feet; thence North 82 degrees 02 minutes 43 seconds West, along the North right-of-way line of U.S.H. "10", a distance of 514.61 feet; thence, along the North right-of-way line a distance of 11.30 feet along an arc of a curve to the left, having a radius of 11,306.25 feet and a chord which bears North 81 degrees 58 minutes 46 seconds West, 11.30 feet to the point of beginning; thence North 05 degrees 25 minutes 39 seconds East, along the East line of lands described in Jacket 2829 Image 6 & 7, a distance of 159.96 feet; thence North 82 degrees 02 minutes 49 seconds West, along the North line of said described lands, a distance of 75.00 feet; thence South 05 degrees 25 minutes 39 seconds West, along the West line of said lands described in Jacket 2829 Image 6&7, a distance of 160.28 feet; thence East along said North right-of-way line of U.S.H. "10", to the point of beginning.

The number of persons residing on the described parcels is zero.

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 City of Menasha 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 City of Menasha.

SECTION 3: Pursuant to the recommendation of the Plan Commission, the temporary classifications and regulations for the zoning of the annexed area is as follows: Parcel A: R-1 Single Family Residence District, Parcel B: C-1, General Commercial District, and Parcel C: C-1, General Commercial District.

SECTION 4: Aldermanic District Designation. The territory described in Section 1 of this Ordinance as Parcel A is hereby made a part of Aldermanic District 8, Ward 18, the territory described in Section 1 of this Ordinance as Parcel B is hereby made a part of Aldermanic District 8, Ward 19, and the territory described in Section 1 of this Ordinance as Parcel C is hereby made a part of Aldermanic District 8, Ward 20, subject to the ordinances, rules and regulations of the City governing wards and aldermanic districts.

SECTION 5: Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstance 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.

SECTION 6: This Ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this _____ day of July, 2012.

Don Merkes, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk