

STATE OF WISCONSIN

TOWN OF CEDARBURG

OZAUKEE COUNTY

RESOLUTION # 2009-14

**RESOLUTION OF NECESSITY**

The Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin

**HEREBY RESOLVES:**

1. That this resolution is a RESOLUTION OF NECESSITY adopted in accordance with §§32.06(1) and 32.07(2) Wisconsin Statutes, relating to the public purpose set forth herein.
2. That it is determined that it is necessary for the Town of Cedarburg to acquire fee simple title to the following real estate in order to provide public park lands and other benefits to the Town of Cedarburg residents:

LEGAL DESCRIPTION – SEE ATTACHED EXHIBIT A

3. That the Town of Cedarburg will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the subject real estate from the record owners thereof and from any and all other persons who may have a recorded interest in said real estate.

This Resolution was passed and adopted by the Town of Cedarburg Town Board this

1 day of July, 2009 by a vote of 5 ayes and 0 nays.

APPROVED

TOWN OF CEDARBURG



DAVE VALENTINE, TOWN CHAIR

ATTEST



DAWN PRIDDY, CLERK

**Exhibit A – Resolution of Necessity**

**PARCEL 1:**

That part of the Northeast 1/4 of Section 21, Town 10 North, Range 21 East, in the Town of Cedarburg, County of Ozaukee, State of Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said 1/4 Section; thence West along the North line of said 1/4 Section 1524.67 feet; thence South 0° 07' 48" West at right angles to the center line of State Trunk Highway "60" 62.55 feet to a point in the South line of said highway, said point being the point of beginning of the land to be described; thence continuing South 0° 07' 48" West at right angles to the center line of said highway 1257.20 feet; thence South 89° 52' 12" East parallel to the center line of said highway 979.10 feet; thence South 0° 06' 20" East parallel to the East line of said 1/4 Section 100.00 feet; thence North 89° 52' 12" West parallel to the center line of said highway 404.15 feet; thence South 0° 06' 20" East parallel to the East line of said 1/4 Section 1226.21 feet to a point in the South line of said 1/4 Section; thence South 89° 49' 20" West along the South line of said 1/4 Section 1668.80 feet to the Southwest corner of said 1/4 Section; thence North 0° 37' 30" West along the West line of said 1/4 Section 1752.51 feet; thence South 89° 52' 12" East parallel to the center line of said highway 836.46 feet; thence North 0° 07' 48" East at right angles to the center line of said highway 840.00 feet to a point in the South line of said highway; thence South 89° 52' 12" East along the South line of said highway being parallel to and 60.00 feet distant from the center line of said highway 275.00 feet to the point of beginning.

-and-

**PARCEL 2:**

That part of the Northeast 1/4 of Section 21, Town 10 North, Range 21 East, in the Town of Cedarburg, County of Ozaukee, State of Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said 1/4 Section; thence West along the North line of said 1/4 Section 1249.67 feet to a point; thence South 0° 07' 48" West on a line at right angles to the centerline of State Trunk Highway "60" 63.17 feet to a point in the South line of said highway, said point being the point of beginning of the land to be described; thence continuing South 0° 07' 48" West on a line at right angles to the centerline of said highway 808.20 feet to a point; thence South 89° 52' 12" East on a line parallel to the centerline of said highway 721.88 feet to a point; thence South 0° 07' 48" West on a line at right angles to the centerline of said highway 449.00 feet to a point; thence North 89° 52' 12" West on a line parallel to the centerline of said highway 996.83 feet to a point; thence North 0° 07' 48" East on a line at right angles to the centerline of said highway 1257.20 feet to a point in the South line of said highway; thence South 89° 32' 12" East along the South line of said highway, being parallel to and 60.00 feet distant from the centerline of said highway 275.00 feet to the point of beginning.

Tax Key Nos: 03-021-01-009.00 and 03-021-01-009.88 (parcels 1 and 2)

**PARCEL 3:**

All that part of the Southeast 1/4 of the Northeast 1/4 of Section 21, Town 10 North, Range 21 East, in the Town of Cedarburg, County of Ozaukee, State of Wisconsin, bounded and described as follows:

Commencing at the Southeast corner of the above 1/4 Section; thence West 33 feet to a point; thence North 0° 06' 20" West 300 feet to a point; thence South 89° 49' 20" West on a line 726.00 feet to a point; thence South 0° 06' 20" East 300 feet to a point in the South line of the Southeast 1/4 of the Northeast 1/4; thence South 89° 49' 20" West along the South line of the 1/4 Section a distance of 195.00 feet to a point; thence North 0° 06' 20" West 1226.21 feet to a point; thence South 89° 52' 12" East 404.15 feet to a point; thence South 0° 06' 20" East 825.90 feet to a point; thence North 89° 49' 20" East 549.00 feet to a point; thence South 0° 06' 20" East 400 feet to the place of beginning.

Tax Key Nos: 03-021-04-000-00 and 03-021-04-000-88