

ENROLLED ORDINANCE 167-36

ACCEPT RESERVATION OF RIGHT OF WAY
WAUKESHA COUNTY PROJECT I.D. 06-2380(13)(B)
TAX KEY NUMBER MSKC2198949 ON CTH L, JANESVILLE ROAD
CITY OF MUSKEGO, WAUKESHA COUNTY

WHEREAS the County Board of Supervisors of Waukesha County finds that a portion of certain reserved rights of way on a parcel with the current tax key number of MSKC2198949 on Janesville Road in the City of Muskego are needed at this time for public street purposes for the County Trunk Highway L Project ID. 06-2380(13)(B), and

WHEREAS said reserved right of way is described in a Warranty Deed dated May 5, 2005 and recorded August 2, 2005 with the Waukesha County Register of Deeds as document number 3301901, which reserves from a portion of the lands conveyed thereby the Northerly 57 feet for highway and service road purposes, and

WHEREAS said reserved right of way is also described in an unrecorded plat of survey prepared by Suburban Surveys, Inc. and sealed by Claude Johnson on November 9, 1992, and

WHEREAS Waukesha County does not require the full 57.00 foot wide reservation for public highway use, and accepts only the Northerly 27.00 feet of said reservation area for highway use, and

WHEREAS the remaining Southerly 30.00 feet of said reservation shall be rejected by Waukesha County, and

WHEREAS the accepted portion of the reserved right of way is therefore further described as follows:

All that part of the Northwest ¼ of Section 10, Town 5 North, Range 20 East, City of Muskego, Waukesha County, State of Wisconsin bounded and described as follows:

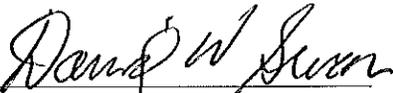
Commencing at the Northeast Corner of the Northwest ¼ of Section 10; thence South 1°15'08" East along the East Line of said Northwest ¼ section , 1,255.60 feet to a point on the Southeasterly right of way line of Janesville Road (CTH L); thence South 55°45'52" West along said right of way line 273.46 feet to the point of beginning of the lands described herein: Thence continuing South 55°45'52" West along said right of way line, 200.00 feet to a point; thence South 34°14'08" East, 27.00 feet to a point; thence North 55°45'52" East, 200.00 feet to a point; thence North 34°14'08" West, 27.00 feet to the point of beginning.

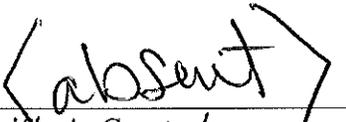
THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that, in accordance with Section 66.1024 of the Wisconsin Statutes, it accepts and dedicates as road right of way the Northerly 27.00 feet of the reserved right of way, which is described as all that part of the Northwest ¼ of Section 10, Town 5 North, Range 20 East, City of Muskego, Waukesha County, State of Wisconsin bounded and described as follows: commencing at the Northeast Corner of the Northwest ¼ of Section 10; thence South 1°15'08" East along the East Line of said Northwest ¼ section , 1,255.60 feet to a point on the Southeasterly right of way line of Janesville Road (CTH L); thence South 55°45'52" West along

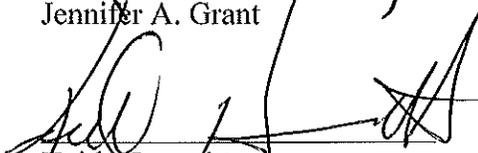
said right of way line 273.46 feet to the point of beginning of the lands described herein: Thence continuing South 55°45'52" West along said right of way line, 200.00 feet to a point; thence South 34°14'08" East, 27.00 feet to a point; thence North 55°45'52" East, 200.00 feet to a point; thence North 34°14'08" West, 27.00 feet to the point of beginning, and the balance of said reserved right of way, consisting of the remaining Southerly 30.00 feet, is rejected by Waukesha County.

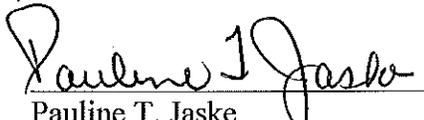
ACCEPT RESERVATION OF RIGHT OF WAY
WAUKESHA COUNTY PROJECT I.D. 06-2380(13)(B)
TAX KEY NUMBER MSKC2198949 ON CTH L, JANESVILLE ROAD
CITY OF MUSKEGO, WAUKESHA COUNTY

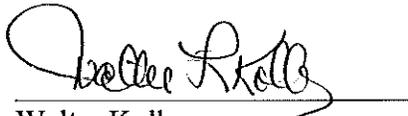
Presented by:
Public Works Committee

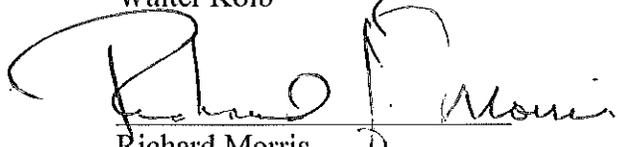

David W. Swan, Chair

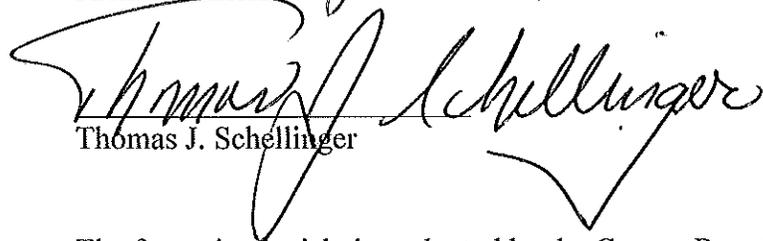

Jennifer A. Grant


Keith Hammitt

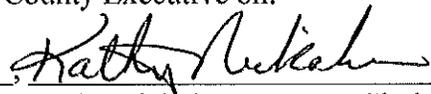

Pauline T. Jaske


Walter Kolb


Richard Morris


Thomas J. Schellinger

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 8-31-12 
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X
Vetoed: _____

Date: 9-4-12, 
Daniel P. Vrakas, County Executive

DESCRIPTION

Tax Key No. 2198.949

All that part of the Northwest one-quarter of Section 10, Town 5 North, Range 20 East, City of Muskego, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of the Northwest one-quarter of Section 10; thence South 01°15'08" East along the East line of said Northwest one-quarter 1255.60 feet to a point on the Southeastly right-of-way line of Janesville Road (C.T.H."L."); thence South 55°45'52" West along said Southeast right-of-way line 273.46 feet to the point of beginning of the parcel hereinafter described; thence continuing South 55°45'52" West along the aforementioned Southeast right-of-way line 100.00 feet; thence South 34°14'08" East 217.00 feet; thence South 55°45'52" West 100.00 feet; thence North 88°44'52" East 249.02 feet to a point on the West right-of-way line of Bay Lane; thence North 01°15'08" West along said West right-of-way line 161.61 feet; thence South 55°45'52" West 36.87 feet; thence North 34°14'08" West 217.00 feet to the point of beginning, containing 41,822 square feet or 0.960 acres.

Reserving therefrom a strip of land 57 feet in width lying South of and adjacent to the above described Southeast right-of-way line for road purposes.

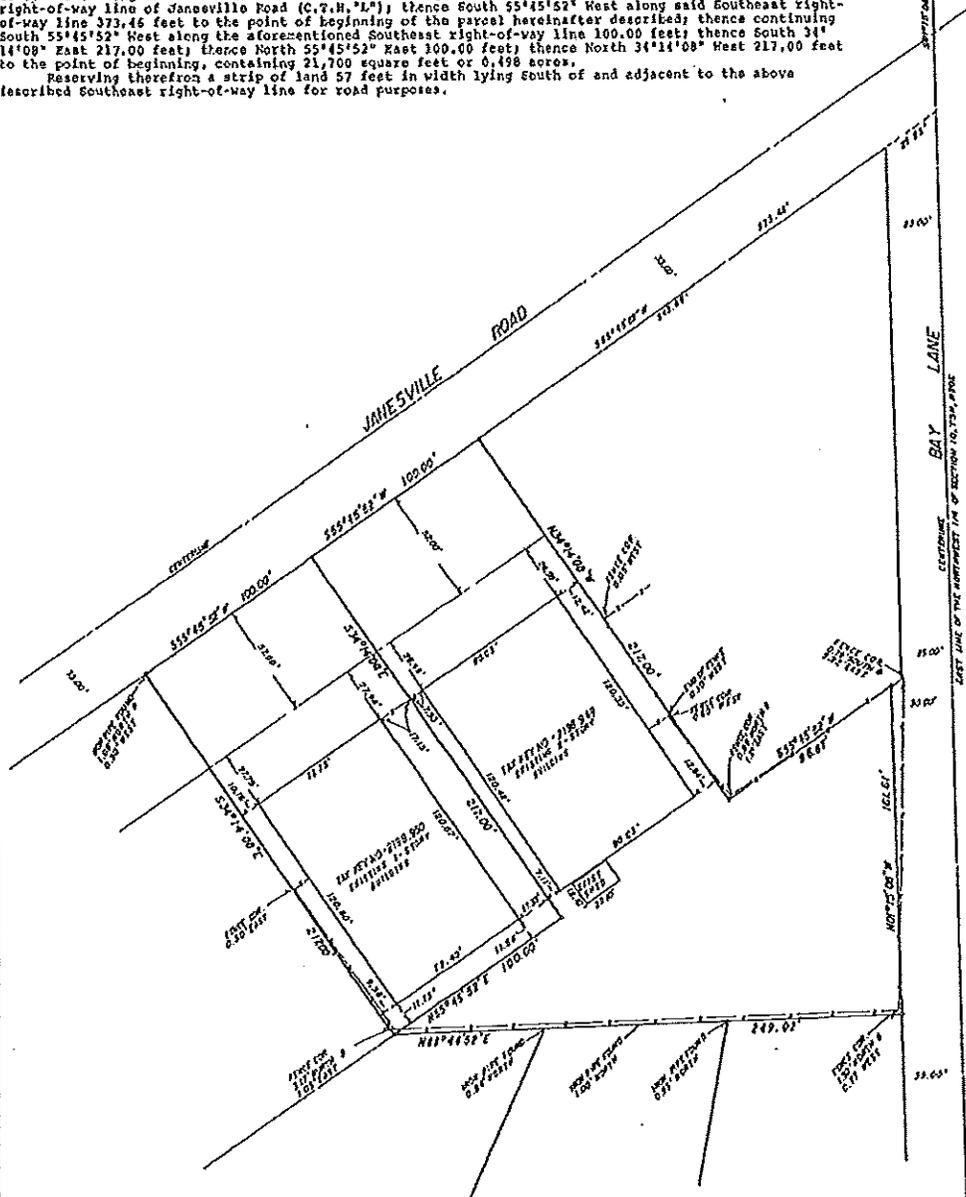
Tax Key No. 2198.950

All that part of the Northwest one-quarter of Section 10, Town 5 North, Range 20 East, City of Muskego, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of the Northwest one-quarter of Section 10; thence South 01°15'08" East along the East line of said Northwest one-quarter 1255.60 feet to a point on the Southeastly right-of-way line of Janesville Road (C.T.H."L."); thence South 55°45'52" West along said Southeast right-of-way line 373.46 feet to the point of beginning of the parcel hereinafter described; thence continuing South 55°45'52" West along the aforementioned Southeast right-of-way line 100.00 feet; thence South 34°14'08" East 217.00 feet; thence North 55°45'52" East 100.00 feet; thence North 34°14'08" West 217.00 feet to the point of beginning, containing 21,700 square feet or 0.498 acres.

Reserving therefrom a strip of land 57 feet in width lying South of and adjacent to the above described Southeast right-of-way line for road purposes.

RECORDED
 NCPS0061980



CERTIFICATION

"I have surveyed the above described property and the above map is a true representation thereof, and shows the size and location of the property, its exterior boundaries, the location and dimensions of all structures thereon, fences, apparent easements and roadways and visible encroachments, if any. This survey is made for the exclusive use of the present owners of the property, and also those who purchase, mortgage or guarantee the title thereto, within one (1) year from date hereof; and as to them I hereby certify that said survey and the above map were made in accordance with acceptable professional standards and that the information contained thereon is, to the best of my knowledge, information and belief a true and accurate representation thereof".

Dated this 9th day of November, 1992. *David J. Barlow*
 Registered Land Surveyor

PLAT OF SURVEY

DAVID J. BARLOW

PART OF NW 1/4 OF SECTION 10, T. 5 N., R. 20 E.,
 CITY OF MUSKEGO, WAUKESHA CO., WIS.

SUBURBAN SURVEYS, INC.
 PLANNERS • ENGINEERS • COMPUTERS • SURVEYORS
 NEW BERLIN, WISCONSIN
 414-784-7971 17620 W NATIONAL AVE.

SCALE - 1" = 40'	DRAWN BY - GREG L. BARLOW	DATE - 11-09-92	PROJECT NO. - 92-326
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S-20-10-2-

167-0-036

3.

COMMITMENT FOR TITLE INSURANCE

SCHEDULE A continued Legal Description

Commitment No. 050400437

Parcel I:

All that part of the East One-half (1/2) of the Northwest One-quarter (1/4) of Section Ten (10), in Township Five (5) North, Range Twenty (20) East, in the City of Muskego, County of Waukesha, State of Wisconsin, described as follows, to-wit: Commencing at a point on the North-South 1/4 line distant South 1255.6 feet from the stone marking the North 1/4 corner of the said Section; and running thence South 57° 01' West 373.46 feet to the point of commencement of the lands herein described at the Northeast corner thereof; thence South 32° 59' East 217.0 feet; thence South 57° 01' West 100 feet; thence North 32° 59', West 217 feet; thence North 57° 01' East 100 feet to the point of commencement; Reserving the Northwesterly 57.0 feet for highway and service road purposes.

Parcel II:

All that part of the East One-half (1/2) of the Northwest One-quarter (1/4) of Section Ten (10), in Township Five (5) North, Range Twenty (20) East, in the City of Muskego, County of Waukesha, State of Wisconsin, described as follows, to-wit: Commencing at a point on the North-South 1/4 line distant South 1255.6 feet from the stone marking the North 1/4 corner of the said Section; running thence South 57° 01' West 273.46 feet to the point of commencement of the lands herein described at the Northeast corner thereof; thence South 32° 59' East, 217.0 feet; thence South 57° 01' West 100.0 feet; thence North 32° 59' West 217.0 feet; thence North 57° 01' East 100.0 feet to the point of commencement. Reserving the Northwesterly 57.0 feet for highway and service road purposes.

Parcel III:

That part of the East One-half (1/2) of the Northwest One-quarter (1/4) of Section Ten (10), in Township Five (5) North, Range Twenty (20) East, in the City of Muskego, County of Waukesha, State of Wisconsin, bounded and described as follows: Commencing at a point on the North 1/4 line of said Section 10 and the center line of Bay Lane, said point being due South of and 1695.32 feet distant from the North 1/4 corner of said Section 10; thence due West 25 feet to a point on the West right-of-way line of Bay Lane and place of beginning; thence due West 254.02 feet; thence North 57° 0' 00" East 296.87 feet; thence due South 164.86 feet to the point of beginning.

Tax Key No. MSKC 2198.950

JSJ:lb

This commitment is invalid unless the Insuring Provisions and Schedules A and B are attached

Wisconsin Title Service Company, Inc.

Underwritten by Old Republic National Title Insurance Company

167-0-036

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-08/28/12

(ORD) NUMBER-1670036

1 C. SLATTERY.....AYE
 3 R. MORRIS.....AYE
 5 J. BRANDTJEN.....AYE
 7 J. GRANT.....AYE
 9 J. HEINRICH.....AYE
 11 F. RUF.....AYE
 13 P. DECKER.....AYE
 15 W. KOLB.....AYE
 17 D. PAULSON.....AYE
 19 C. CUMMINGS.....AYE
 21 W. ZABOROWSKI.....AYE
 23 K. HAMMITT.....AYE
 25 G. YERKE.....AYE

2 D. FALSTAD.....AYE
 4 J. BATZKO.....AYE
 6 J. JESKEWITZ.....AYE
 8 P. HAUKOHL.....AYE
 10 D. SWAN.....AYE
 12 P. WOLFF.....AYE
 14 P. MEYER.....AYE
 16 M. CROWLEY.....AYE
 18 L. NELSON.....AYE
 20 T. SCHELLINGER.....AYE
 22 P. JASKE.....AYE
 24 D. DRAEGER.....AYE

TOTAL AYES-25

TOTAL NAYS-00

CARRIED _____

DEFEATED _____

UNANIMOUS X

TOTAL VOTES-25