

State of Wisconsin
County of Dunn

Resolution No. 2018-12
RESOLUTION TO TERMINATE AND RELEASE
DRAINAGE EASEMENT RIGHTS IN THE TOWN OF RED CEDAR

WHEREAS, the Town of Red Cedar is the beneficiary of a certain drainage easement for the benefit of property owners and/or the public granted pursuant to the Plat of "Breezy Knoll" dated August 11, 2004 and recorded with the Dunn County Registrar of Deeds as Document No. 514955, a copy of which is attached hereto as Exhibit "A" (the "2004 Plat"); and

WHEREAS, the easement granted pursuant to the 2004 Plat restricts an owner or resident from doing anything which would interfere with or change the operation of the approved comprehensive water drainage and soil erosion plan for said Plat (the "Drainage Easement"); and


WHEREAS, the Drainage Easement encumbers the property and lots described in Exhibit "B" attached hereto (the "Property"); and

WHEREAS, the Town of Red Cedar, as of the date hereof, is no longer in need of its rights and benefits under the Drainage Easement granted in the 2004 Plat.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town of Red Cedar hereby terminates and releases all of its, and the public's, rights, titles, interests, and benefits in and to the Drainage Easement granted in the 2004 Plat and agrees that the Drainage Easement shall no longer encumber said Property or lots in any respect whatsoever.

The above Resolution was duly adopted at the regular meeting of the Town Board of the Town of Red Cedar this 12th day of November, 2018.

APPROVED:



Town Board Chair

ATTEST:

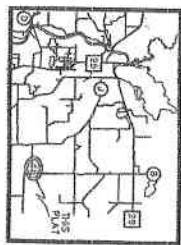


Town Clerk

ADOPTED: 11/12/2018
POSTED: 11/13/2018




BREEZY KNOLL

BEING A PART OF THE S.E. 1/4 OF THE N.E. 1/4
SECTION 8, T.27N., R.12W., TOWN OF RED CEDAR,
DUNN COUNTY, WISCONSIN



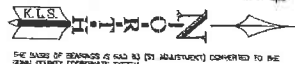
LOCATION SKETCH

Legend

 151 3/4" x 24" FROM RTBAR
 (PULVERIS 3,202 LMR/TT)
 POLIND 3/4" FROM RTBAR
 POUNDED PULVIC (LAND 9,177) COMEY
 (441 20770)

PREPARED FOR: OWNER
GARY AND NANCY SCHREIBER
N 4349 B.OTH ST.
MENDOTA, WI 53751

PREPARED BY:
KOSIYACHA LAND SURVEYING
43772 49TH AVE.
MILWAUKEE, WI 53231
(718) 232-0249



SURVEYOR'S CERTIFICATE:

[illegible]

DRAINAGE CASSEMENT NOTE:



OWNER'S CERTIFICATE OF DEDICATION

CLARY AND NANCY SCHROEDER, DO HEREBY CERTIFY THAT WE CAUSED THE LAND AS DESCRIBED ON THIS PLAT TO BE SURVEYED, DIVIDED AND MAPPED AND DEDICATED AS REPRESENTED ON THIS PLAT OF BRITNEY KNOLL.

CLARY AND NANCY SCHROEDER DO HEREBY FURTHER CERTIFY THAT THIS PLAT IS REQUIRED BY § 235.10 OR § 238.12 TO BE SUBMITTED TO THE FOLLOWING FOR APPROVAL OR OBJECTION:

TOWN OF RFD CEDAR
CLARK COUNTY

WITNESS THE HAND AND SEAL OF SAID OWNERS THIS 9 DAY OF July, 2004

NAME: Nancy L. Schriener
NAME: Nancy L. Schriener

STATE OF WISCONSIN)
 (PRINT COUNTY)
 PERSONALLY CAME BEFORE ME THIS 9 DAY OF July, 2004
 QUARRY R. AND NANCY L. SCHROEDER TO ME KNOWN TO BE THE PERSONS WHO EXECUTED THE FOREGOING
 INSTRUMENT AND ACKNOWLEDGED THE SAME.

NOTARY PUBLIC, DUNN COUNTY, WISCONSIN

MY COMMISSION EXPIRES August 5, 2007



TOWN BOARD RESOLUTION

RESOLVED THAT THE PLAN OF "BRILEY KNOLL" IN THE TOWNSHIP OF RED CEDAR IS HEREBY APPROVED BY THE TOWN BOARD OF THE TOWN OF RED CEDAR, LINCOLN COUNTY, WISCONSIN.

Steve Mordel
STEVE MORDEN, CHAIRMAN

B-3-04
DATE

2-7-07
DATE

1000

CORR FRANKLIN SQUARE ELECTION

8-7-04

DATE:

COUNTY TREASURER'S CERTIFICATE

1-14-64 AFFIRMING THE LANDS ACQUIRED BY THE PLAT OF "BELL'S MOBILE."

1950 English book
64001 ENGELBACH, HOWARD WILLIAM
DATE 7-14-

TOWNSHIP TREASURER'S CERTIFICATE

SUNN COUNTY) S

I, James Williams, DEED ONLY APPROVED, QUALIFIED AND ACTING TREASURER OF THE TOWN OF NEW CASTLE, DO HEREBY CERTIFY THAT THE RECORDS IN MY OFFICE SHOW NO UNRECORDED TAX SALES AND NO UNPAID TAXES OR SPECIAL AGREEMENTS AS OF January 1, 2003 AFFECTING THE LANDS INCLUDED IN THE PLAT OF "BRIERY KNOLL."

TOYNSHIP TREASURER _____
DATE August 9, 2004

DUNN COUNTY PLANNING, RESOURCE AND DEVELOPMENT

THIS PLAN KNOWN AS "BEECHY KNOLL" IS APPROVED BY DUNN COUNTY PLANNING, RESOURCE AND DEVELOPMENT COMMITTEE ON THIS 13th DAY OF July, 2004. THERE ARE NO OBJECTIONS TO THIS PLAN WITH RESPECT TO THE DUNN COUNTY SUBDIVISION ORDINANCE.

CERTIFY TO THIS 13TH DAY OF July, 2004
APPROVED: Francis Smith
CLERK

[illegible]

DOCUMENT NUMBER 514955
REC'D AUGUST 11, 2004 AT

REC'D AUGUST 11 2004 AT 9:05 AM

James M. Madgett

Exhibit "B"
Legal Description

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SURVEYOR'S CERTIFICATE:

I, STEPHEN J. KOCHAVER, REGISTERED WISCONSIN LAND SURVEYOR, DO HEREBY CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED "BREEZY KNOLL", BEING A PART OF THE S.E. 1/4 OF THE N.E. 1/4, OF SECTION 8, TOWNSHIP 27 NORTH, RANGE 12 WEST OF THE 4TH PRINCIPAL MERIDIAN; LOCATED IN AND FORMING PART OF THE TOWNSHIP OF RED CEDAR, DUNN COUNTY, WISCONSIN; MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST 1/4 CORNER OF SAID SECTION 8;
THENCE N02°17'52"W, ALONG THE EAST LINE OF SAID N.E. 1/4, 830.00';
THENCE N88°40'44"W 420.00';
THENCE S03°19'23"E 210.27';
THENCE N88°41'32"W 207.70' TO THE NORTH EAST CORNER OF LOT 3, CERTIFIED SURVEY MAP NUMBER 2919;
THENCE S02°24'08"E, ALONG THE EAST LINE OF SAID LOT 3, CERTIFIED SURVEY MAP NUMBER 2919, 420.00' TO A POINT ON THE EAST WEST 1/4 LINE, ALSO BEING THE SOUTH EAST CORNER OF SAID LOT 3, CERTIFIED SURVEY MAP NUMBER 2919;
THENCE S88°40'44"E, ALONG SAID EAST WEST 1/4 LINE, 623.23' TO THE POINT OF BEGINNING OF THIS DESCRIPTION;

CONTAINING 349,018 SQUARE FEET OR 8.01 ACRES, SUBJECT TO RIGHT OF WAY FOR 610TH STREET AND 430TH AVENUE, AS SHOWN, AND ALSO SUBJECT TO ALL SHOWN EASEMENTS, AND ALL OTHER EASEMENTS, RESTRICTIONS, RESERVATIONS, AND/OR CONVEYANCES OF RECORD.

THAT I HAVE MADE SUCH A SURVEY, LAND DIVISION AND PLAT BY THE DIRECTION OF DARY AND HANCOY SCHROEDER, OWNERS OF SAID LAND, THAT SUCH PLAT IS A CORRECT REPRESENTATION OF THE EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE SUBDIVISION THEREOF MADE.

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236 OF THE WISCONSIN STATUTES AND THE PROVISIONS OF THE DUNN COUNTY SUBDIVISION ORDINANCE IN SURVEYING, DIVIDING AND MAPPING THE SAME.

DATED THIS 8th DAY OF July 2004

Stephen J. Kochaver
STEPHEN J. KOCHAVER
KOCHAVER LAND SURVEYING
R 0772 490TH AVE.
MENOMONEE, WI 54751



DRAWING EASEMENT NOTE

THE BASIC OF RECORDS IN NAD 83 BY ADJUSTMENT) CONVERTED TO THE
DUNN COUNTY COORDINATE SYSTEM