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July 6, 2009

**VIA E-MAIL**

Terri Ernst, City Clerk  
City of Owen  
PO Box 67  
Owen WI 54460

**Re: Resolution to Initially Accept Annexation Petition**

Dear Terri:

Enclosed please find a draft resolution to initially accept Annexation Petition to be reviewed by and potentially adopted by the Common Council at its meeting scheduled for July 8, 2009. If you have any questions, please do not hesitate to contact me.

Very truly yours,

**WELD, RILEY, PRENN & RICCI, S.C.**

William G. Thiel

WGT/db  
Enclosure

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**RESOLUTION**

–To Initially Accept Annexation Petition–

WHEREAS, the City of Owen owns real estate situated outside of its corporate limits in Section 31, Township 29 North, Range 1 West and in Section 6, Township 28 North, Range 1 West; and

WHEREAS, said real estate is subject to a petition for annexation, in conjunction with a parcel of real estate owned by Clark County, located in Section 6, Township 28 North, Range 1 West together with the rights of ways of public highways in association therewith and located between the City of Owen and Clark County properties, as is described in Exhibit “A”; and

WHEREAS, the purpose of this resolution is both to authorize the said Petition for direct annexation of property described in Exhibit “A” and its detachment from the Towns of Hoard and Green Grove and to constitute the Common Council’s initial acceptance of said Petition, subject to fulfillment of all statutory requirements pertaining to annexation under §66.0217(3), Wis. Stats; and

WHEREAS, the City Clerk has reviewed the Petition and confirms that it contains the signatures of the owner of at least 51% of the area of the land described therein and that there are no electors who reside upon the said territory and that the property is properly described in the Petition and is shown on the attached scale map, and is contiguous to the City and is unincorporated.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Owen, Wisconsin, determines that the Petition for annexation of the above described property is a sufficient and legal petition conforming with the requirements of §66.0217(3), Wis. Stats. and authorizes its execution by the Mayor and City Clerk.

BE IT FURTHER RESOLVED that the Petition is accepted and that the City Clerk is instructed to notify the Clerks of the Towns of Hoard and Green Grove of this resolution of acceptance and of the intent of the Common Council to duly consider the granting of said annexation Petition upon fulfillment of all statutory requirements pertaining to a Petition for Direct Annexation under §66.0217(3), Wis. Stats.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2009.

**CITY OF OWEN**

By: \_\_\_\_\_  
Timothy Swiggum, Mayor

By: \_\_\_\_\_  
Terri Ernst, City Clerk

**EXHIBIT A**  
**RESOLUTION OF INITIAL INTENT**

[page 1]

The City of Owen is the owner of the following described real estate:

(1) Lot 2 of Clark County Certified Survey Map #915, recorded on September 19, 2000, at Volume 629 of Records, Page 452, Clark County Register of Deeds as Document #490983, being further described as being part of the NW 1/4 of the SE 1/4, all of the SE 1/4 of the NW 1/4 and all of the SW 1/4 of the NE 1/4 of Section 31, Township 29 North, Range 1 West, Clark County, consisting of 93.544 acres, more or less; and

(2) Lot 1 of Clark County Certified Survey Map #1395, recorded on September 3, 2004, at Volume 748 of Records, Page 427, Clark County Register of Deeds, as Document #529351, being further described as being located in the SE 1/4 of the SE 1/4 and the NE 1/4 of the SE 1/4 of Section 31, Township 29 North, Range 1 West, Clark County, consisting of 37.99 acres, more or less.

**EXHIBIT A**  
RESOLUTION OF INITIAL INTENT

[page 2]

Clark County constitutes the owner of all of the following described real estate:

(1) All that part of Clark County Certified Survey Map # 1394 and part of the NW 1/4 of the NW 1/4, the SW 1/4 of the NW 1/4, the NE 1/4 of the NW 1/4, the SE 1/4 of the NW 1/4, the NW 1/4 of the NE 1/4 and the SW 1/4 of the NE 1/4 of Section 5, Township 28 North, Range 1 West, Clark County, more fully described as follows

Clark County Certified Survey Map #1779, recorded on June 9, 2009, as Document #567655 at Volume 872 of Records, Page 407, Clark County Register of Deeds.

(2) Part of the SW 1/4 of the NW 1/4, the SE 1/4 of the NW 1/4 and the SW 1/4 of the NE 1/4 of Section 5, Township 28 North, Range 1 West, Clark County, more fully described as follows:

Clark County Certified Survey Map #1778, recorded on June 9, 2009, as Document #567654 at Volume 872 of Records Page 405, Clark County Register of Deeds.

Said real estate, except for the South 369.13 feet of Certified Survey Map #1778 is subject to this Petition for Annexation.

