

RESOLUTION NO. 132

A RESOLUTION TO DISCONTINUE
A PORTION OF WATERTOWN PLANK ROAD
IN THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, the public interest requires that Watertown Plank Road between the West lot line of Parcel Number OCLV 0586994 and the East lot line of Parcel Number OCLV 0585973001 be discontinued, as depicted in Exhibit 1 attached hereto and incorporated herein by reference; and

WHEREAS, this resolution was introduced in this form before the Village of Oconomowoc Lake Village Board on September 17, 2007; and

WHEREAS, following introduction of this resolution, the Village Board set a date for a public hearing which was not less than forty (40) days after the date on which the resolution was introduced; and

WHEREAS, notice of public hearing stating when and where this resolution would be acted upon and stating what public way is proposed to be discontinued was published as a Class 3 Notice under Chapter 985, Wisconsin Statutes, and in addition was served on the owners of all of the frontage of the lots and lands abutting upon the public way sought to be discontinued in a manner provided for the service of Summons in Circuit Court at least 30 days before the hearing, and a copy of this resolution was delivered to the State of Wisconsin Secretary of Transportation; and

WHEREAS, no written objections to the proposed discontinuance have been filed with the Village Clerk by any of the owners abutting on the public way sought to be discontinued, or by the owners of more than one-third of the frontage of the lots and lands abutting on the remainder of the public way which lies within 2,650 feet from the ends of the public way proposed to be discontinued or which lies within that portion of the 2,650 feet that is within the corporate limits of the Village; or if such objection has been filed, two-thirds of the members of the Village Board voting on the proposed discontinuance have voted in favor of the discontinuance; and

WHEREAS, no landlocked parcel will be created by the proposed discontinuance; and

WHEREAS, said public hearing was conducted before the Village Board of the Village of Oconomowoc Lake on October 29, 2007; and

WHEREAS, following due consideration of all information received in the petition and in the public hearing of this matter and being duly advised, the Village

Board of the Village of Oconomowoc Lake declares that the public interest requires discontinuance of said portions of said right-of-way.

NOW, THEREFORE, be it resolved by the Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin that the right-of-way known as Watertown Plank Road between the West lot line of Parcel Number OCLV 0586994 and the East lot line of Parcel Number OCLV 0585973001 as depicted in the map attached as Exhibit 1 is hereby discontinued.

Date this 29th day of October, 2007.

VILLAGE OF OCONOMOWOC LAKE



Richard J. Kneiser, Village President

ATTEST:



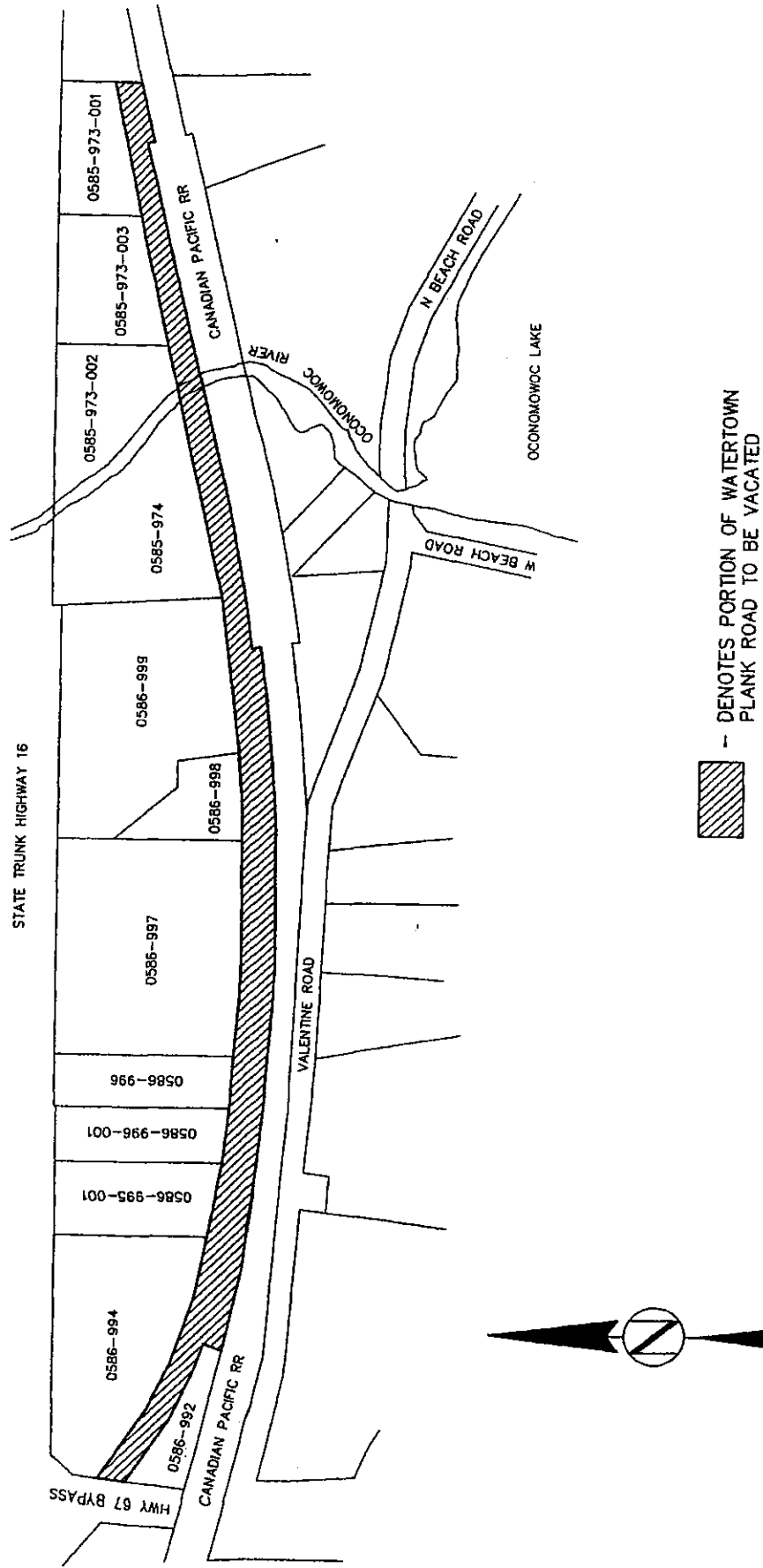
Cindy Schlieve, Village Clerk

~~Published and~~ posted this 2nd day of November, 2007.

RIGHT - OF - WAY VACATION MAP

OVER AND ACROSS A PART OF THE NW 1/4 AND NE 1/4 OF SECTION 3,
T.7N., R.17E., VILLAGE OF OCONOMOWOC LAKE, WAUKESHA COUNTY, WI.

EXHIBIT 1




 -- DENOTES PORTION OF WATERTOWN
PLANK ROAD TO BE VACATED

Exhibit 2

Description of Lots Abutting the Discontinued Portion of Watertown Plank Road

- OCLV 0586994: 36933 W. Plank Road, Lot 1 Cert Survey 8408, VOL 73/351 4.449 AC, PT NW ¼ Sec 3 T&N R17E
- OCLV 0586995001 36903 W. Plank Road, Parcel 1 Cert Survey 8461 VOL 74/126 1.939 AC PT NW ¼ Sec 3 T7N R17E
- OCLV 0586996001 PT NW ¼ SEC 3 T7N R17E
- OCLV 0586996 36863 E Wisconsin Avenue, Being A Part of the NW ¼ SEC 3 T7N R17E, in the Village of Oconomowoc Lake
- OCLV 0586997 36833 E. Wisconsin Avenue, LOT 1, Cert survey 5870, VOL 48/23 6.71 AC, PT NW ¼ Sec 3 T7N R17E, R2266/137 & R2404/699
- OCLV 0586998 LOT 2, Cert survey 5870, VOL 48/23 1.19 AC, PT NW ¼ Sec 3 T7N R17E, R2266/137 & R2404/699
- OCLV 0586999 PT NW ¼ Sec 3 T7N R17E
- OCLV 0585974 PT NE ¼ Sec 3 T7N R17E
- OCLV 0585973002 36355 E. Wisconsin Avenue, Lot 1 Cert Survey 2800, VOL 20/280 2.256 Acres, PT NE ¼ Sec 3 T7N R17E, R2874/1072
- OCLV 0585973003 36205 E. Wisconsin Avenue, Lot 2 Cert Survey 2800, VOL 20/280 2.077 Acres, PT NE ¼ Sec 3 T7N R17E,
- OCLV 0585973001 36105-36115 E. Wisconsin Avenue, Lot 2 Cert Survey 2800, VOL 20/280 1.487 Acres, PT NE ¼ Sec 3 T7N R17E, R664/516 LC & R127/478
- OCLV 0586992 PT NW ¼ Sec 3 T7N R17E, VOL 568/295 R1616/1

The abutting parcel which has no parcel number is identified as follows:

The railroad right-of-way property abutting the Southern border of Watertown Plank Road between parcel number OCLV 586999 and parcel number OCLV 0585973001, as depicted in Exhibit 1.

Document No.

RESOLUTION VACATING
A PORTION OF
WATERTOWN PLANK ROAD

(Certified copy of Village of Oconomowoc
Lake Resolution number 132 is attached
hereto.)

Return To:
John P. Macy
Arenz, Molter, Macy & Riffle, S.C.
P.O. Box 1348
Waukesha, WI 53187

(See attached Exhibit 2)
Parcel Identification No.

This Instrument Was Drafted By:
John P. Macy
Arenz, Molter, Macy & Riffle, S.C.
720 N. East Avenue, P.O. Box 1348
Waukesha, Wisconsin 53187-1348


**STATE OF WISCONSIN }
WAUKESHA COUNTY } ss.
VILLAGE OF
OCONOMOWOC LAKE }**

I, Cindy Schlieve, Village Clerk of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, do hereby certify that this copy of Resolution Number 132 is a true and accurate copy of Resolution Number 132, which is on file in the Village Clerk's Office.

I hereby certify that said resolution was adopted by the Village Board of Trustees for the Village of Oconomowoc Lake, Wisconsin, at a special meeting there of held on October 29, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Oconomowoc Lake, Wisconsin, this 2nd day of November, 2007.





Cindy Schlieve, Village Clerk
Village of Oconomowoc Lake
Waukesha County, WI

STATE OF WISCONSIN)
)
COUNTY OF WAUKESHA)

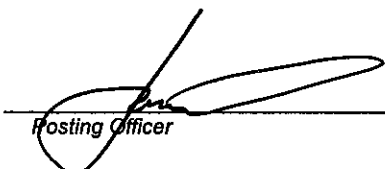
AFFIDAVIT OF POSTING

Resolution #132 to Discontinue
A Portion of Watertown Plank Road

The undersigned, being first duly sworn, on oath deposes and states that on November 2, 2007, at the direction of the Clerk of the Village of Oconomowoc Lake, he posted copies of the foregoing proceedings of the Village Board in the following public places in said Village:

to-wit:

- (1) Opposite the entrance to the Oconomowoc Lake Club on the northern side of the road in front of the Club;
- (2) At the entrance to the Village Hall on West Pabst Road;
- (3) At the Village Boat Launch located at 35622 E. Wisconsin Avenue.



Posting Officer

Subscribed and sworn to before me

This 2nd day of Nov., 2007

Cindy J. Schlieve

Notary Public, Waukesha County, Wisconsin
My Commission expires: 07/03/2011

