

03994



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Ronald J. Kotnik
Jerry E. McAdow
David S. Uphoff
John C. Frank
Michael J. Lawton
William I. Fahey
Michael J. Julka
Jeffrey P. Clark
Kenneth B. Axe
David E. Rohrer
Frank C. Sutherland
Paul A. Johnson
Shana R. Lewis
Joanne Harmon Curry

Stephen J. Roe
David P. Weller
Richard F. Versteegen
Christopher J. Hussin
Josh C. Kopp
Todd J. Hepler
Carrie M. Benedon

Shelley J. Safer
Of Counsel

James F. Clark
(1920-2002)

Admitted in Virginia and
Washington, D.C.

Direct Telephone No 608-286-7236
e-mail: mlawton@lathropclark.com

**CERTIFIED MAIL –
RETURN RECEIPT REQUESTED**

June 6, 2006

Mr. George Hall
Municipal Boundary Review
Wisconsin Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53702-0001

Re: Schweiss et al – City of Madison Annexation Petition from Town of Burke to the City of Madison

Dear Mr. Hall:

Enclosed is a copy of a Unanimous Petition for Direct Annexation under Section 66.0217(2), Wis. Stats., for L. Norman Schweiss et al to annex lands from the Town of Burke to the City of Madison. A check for \$600.00 and the requested cover sheet is enclosed.

If you have any further questions, please contact me.

Sincerely yours,

Michael J. Lawton

MJL/mjm
Enclosures

cc: Sun Prairie School District (Certified Mail, Return Receipt Requested)
City of Madison Clerk (w/encs)

RECEIVED - CITY OF MADISON
CLERK'S OFFICE
06 JUN - 7 PM 12:19

COPY

Request for Annexation Review

Division of Intergovernmental Relations
Municipal Boundary Review
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001

Wisconsin Department of Administration

608-266-0683 Fax: 608-267-6917
George.Hall@doa.state.wi.us

Petitioner's Name and Address

L. Norman Schweiss et al
PO Box 987
Sun Prairie, WI 53590

Office use only:

1. Town where property is located Burke
2. Petitioned City or Village Madison
3. County where property is located Dane
4. Population of the territory to be annexed -0-
5. Area (in acres) of the territory to be annexed 42.9
6. Tax parcel number(s) of territory to be annexed See attachment
(if the territory is part or all of an existing parcel)

608-286-7236
Petitioner's phone #
608-825-8420
Town Clerk's phone #
608-266-4601
City/Village Clerk's phone #

Contact Information if different than petitioner:

Representative's Name and Address:

Michael J. Lawton
PO Box 1507
Madison, WI 53701
Phone 608-286-7236
E-mail Lawton@lathropclark.com

Surveyor or Engineering Firm's Name and Address:

Michael Calkins
Calkins Engineering, LLC
5010 Voges Road, Madison, WI 53718
Phone 608-838-0444
E-mail mcalkins@calkinsengineering.com

Required Items to be provided with submission (to be completed by petitioner):

1. Legal Description meeting the requirements of s.66.0217 (c) X
Map meeting the requirements of s. 66.0217 (g) X
 - Includes delineating boundary of the annexing city or village on the map X
 - Territory is contiguous to city or village X
2. Petition or Notice of Intent to Circulate X
3. Statutory method used? X
 - Unanimous s. 66.0217 (2), or,
 - Direct by one-half approval s. 66.0217 (3) X
5. Check or money order covering Department of Administration annexation fee X

Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

Required Fees

There is an initial filing fee and a variable acreage fee

Initial Filing Fee* \$200 \$ 200.00

*NOTE: The \$200 initial filing fee is required with the first submittal of the petition, only.

Acreage Fee \$ 400.00

Less than 2 acres.....	\$200
2.01 to 10 acres.....	\$300
10.01 to 50 acres.....	\$400
50.01 to 100 acres.....	\$500
100.01 to 200 acres.....	\$700
200.01 to 500 acres.....	\$1000
Over 500 acres.....	\$2000

TOTAL FEE DUE (Add the Filing Fee to the Acreage Fee)..... \$ 600.00

Attach check or money order here, payable to: Department of Administration

**THE DEPARTMENT IS PROHIBITED FROM PROCESSING
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED
BY THE REQUIRED FEE.**

Office use only:

Date that petition and fee was received _____ Amount \$ _____

Time limit expires _____ Assigned file number _____

BY:	Questionnaire sent to:
	Town of _____ City/Village of _____
	County Notification _____ DATE _____

TAX PARCEL NOS.

081035381608

081035395004

**UNANIMOUS PETITION FOR DIRECT ANNEXATION
UNDER § 66.0217(2), WIS. STATS.**

To the Mayor and Common Council of the City of Madison, Dane County, Wisconsin:

1. The undersigned hereby petition for direct annexation of the territory described on Exhibit A hereto to the City of Madison, Dane County, Wisconsin, whereby said territory would be detached from the Town of Burke, Dane County, Wisconsin, pursuant to § 66.0217(2), Wis. Stats.
2. Attached hereto as Exhibit B is a scale map which accurately reflects the legal description of the property to be annexed and the boundary of the annexing City and includes a graphic scale on the face of the map.
3. The current population of the territory proposed to be annexed is zero.
4. This petition has been signed by the owners of all of the land in area within the territory proposed to be annexed, and there are no electors residing within the territory proposed to be annexed.

Owners of All Lands Within the Territory Proposed to be Annexed:

Name of Owner: L. Norman Schweiss
Address of Owner: P.O. Box 987
Sun Prairie, WI 53590
Date of Signing: November 15, 2005

Signature: _____


L. Norman Schweiss

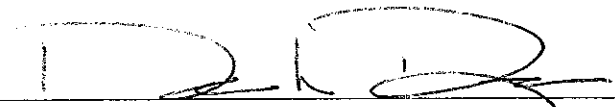
Name of Owner: Darlene Schweiss
Address of Owner: PO Box 987
Sun Prairie, WI 53590
Date of Signing: November 15, 2005

Signature: _____


Darlene Schweiss

Name of Owner: Debbie L. Rice
Address of Owner: 1307 North 13th Street
Wausau, WI 54403
Date of Signing: November 18, 2005

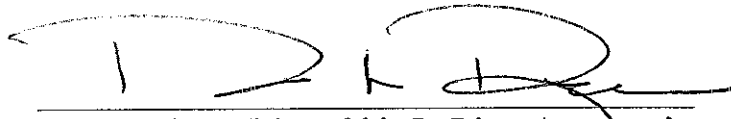
Signature:


Debbie L. Rice, Individually

Name of Owner: Michelle M. McCarthy,
a/k/a Michele McCarthy Kaiser
Address of Owner: 1307 North 13th Street
Wausau, WI 54403
Date of Signing: November 16, 2005

Michelle M. McCarthy,
a/k/a Michele McCarthy Kaiser


Signature: By:


Debbie Rice, a/k/a Debbie L. Rice, Attorney-in-Fact (copy of power of attorney attached hereto)

Name of Owner: Jerome H. Eckel,
a/k/a Jerome Eckel
Address of Owner: 1307 North 13th Street
Wausau, WI 54403
Date of Signing: November 16, 2005

Jerome H. Eckel, a/k/a Jerome Eckel

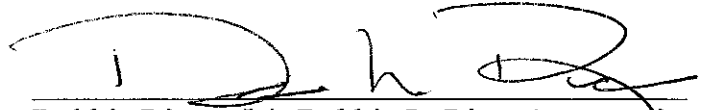
Signature: By:


Debbie Rice, a/k/a Debbie L. Rice, Attorney-in-Fact (copy of power of attorney attached hereto)

Name of Owner: Molly Borreson
Address of Owner: 1307 North 13th Street
Wausau, WI 54403
Date of Signing: November 16, 2005

Molly Borreson

Signature: By:



Debbie Rice, a/k/a Debbie L. Rice, Attorney-in-Fact (copy of power of attorney attached hereto)

Name of Owner: Elaine M. Olson, Personal Representative of the
Estate of John M. Eckel, Deceased
Address of Owner: 50 Whitcomb Circle, #14
Madison, WI 53711
Date of Signing: December 12, 2005

Signature: Elaine M. Olson
Elaine M. Olson, Personal Representative of the
Estate of John M. Eckel, Deceased

ANNEXATION DESCRIPTION

Part of the East half (1/2) of the Southwest Quarter of Section 35, Township 8 North, Range 10 East, Town of Burke, Dane County, Wisconsin, more fully described as follows:

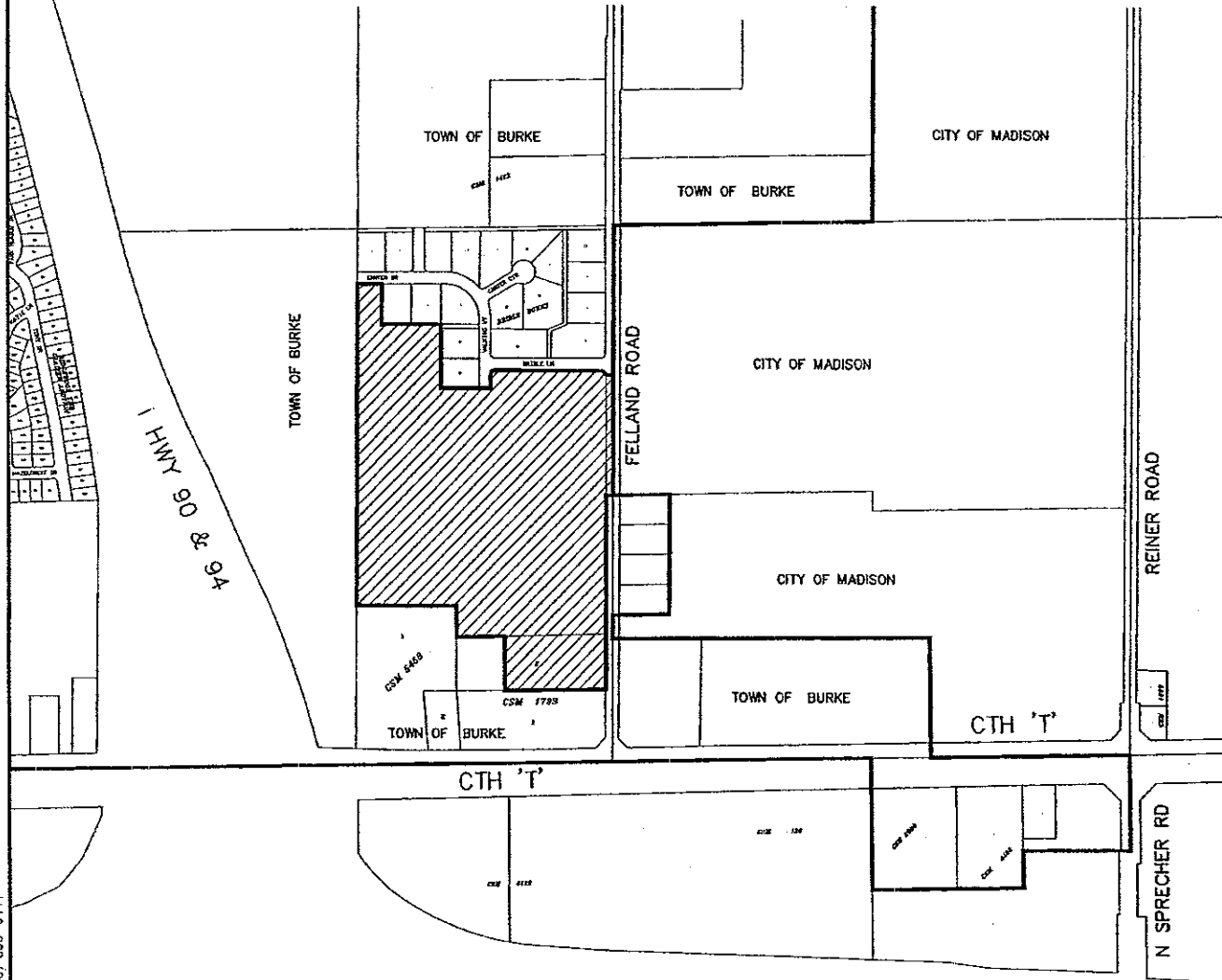
Beginning at the Northeast corner of the Southeast Quarter of the Southwest Quarter of said Section 35; thence South 89 degrees 36 minutes 27 seconds West, along the North line of the Southeast Quarter of the Southwest Quarter of said Section 35, 33.00 feet to the Westerly right-of-way line of Felland Road; thence South 00 degrees 26 minutes 14 seconds West, along said Westerly right-of-way line, 714.24 feet, to the Easterly extension of the North line of Certified Survey Map (C.S.M.) number 1799; thence North 89 degrees 33 minutes 46 seconds West, along said Easterly extension of the North line of C.S.M. number 1799, 7.00 feet to the Northeast corner of Lot 2 of said C.S.M. number 1799; thence South 00 degrees 26 minutes 14 seconds West, along the East line of said Lot 2, C.S.M. number 1799, 272.70 feet to the Southeast corner of said Lot 2; thence North 89 degrees 33 minutes 56 seconds West, along the South line of said Lot 2, 488.06 feet; thence North 03 degrees 47 minutes 50 seconds West, 14.06 feet; thence North 00 degrees 26 minutes 14 seconds East, 258.70 feet to the North line of said Lot 2, C.S.M. number 1799; thence North 89 degrees 33 minutes 46 seconds West, along said North line, 250.00 feet to the Northwest corner of said Lot 2 and the East line of C.S.M. number 1799; thence North 00 degrees 26 minutes 14 seconds East, along said East line of C.S.M. number 5458, 156.28 feet to the Northeast corner of said C.S.M. number 5458; thence South 89 degrees 46 minutes 18 seconds West, along the North line of said C.S.M. number 5458, 532.70 feet to the West line of the East half (1/2) of the Southwest Quarter of said Section 35; thence North 00 degrees 24 minutes 55 seconds East, along said West line, 1602.19 feet to the Southwest corner of the plat of BRIDLE DOWNS, according to the recorded plat thereof, said point also being on the South right-of-way line of Canter Drive; thence South 89 degrees 33 minutes 46 seconds East, along the South line of said BRIDLE DOWNS plat, 122.38 feet; thence South 00 degrees 26 minutes 14 seconds West, along said South plat line, 200.00 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 300.00 feet; thence South 00 degrees 26 minutes 14 seconds West, along said South plat line, 309.92 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 260.00 feet; thence North 00 degrees 26 minutes 14 seconds East, along said South plat line, 70.00 feet to a point of curvature; thence along said South plat line and the arc of a curve to the right through a central angle of 89 degrees 58 minutes 58 seconds, an arc distance of 31.41 feet, a radius of 20.00 feet and a chord bearing North 45 degrees 26 minutes 14 seconds East, 28.28 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 550.00 feet to a point of curvature; thence along said South plat line and the arc of a curve to the right through a central angle of 89 degrees 58 minutes 58 seconds, an arc distance of 31.41 feet, a radius of 20.00 feet and a chord bearing South 44 degrees 33 minutes 46 seconds East, 28.28 feet to the Westerly right-of-way line of Felland Road; thence South 89 degrees 33 minutes 46 seconds East, 40.00 feet to the East line of the Southwest Quarter of said Section 35; thence South 00 degrees 26 minutes 14 seconds West, along said East line, 597.64 feet to the point of beginning. This description contains approximately 1,869,173 square feet or 42.9 acres.

EXHIBIT A

ANNEXATION TO THE CITY OF MADISON

ORDINANCE No. _____
 FILE No. _____
 DATE ADOPTED _____

DATE PUBLISHED _____
 ALD. DISTRICT ATTACHED TO _____
 AREA 42.9 ACRES OR 0.0670 SQ. MI.



SCALE: ONE INCH = EIGHT HUNDRED FEET

KEY

———— CITY OF MADISON LIMITS LINE

ANNEXATION AREA AND BOUNDARY



Collins Engineering, LLC 5010 Vosses Road Madison, WI 53718 (608) 838-0444

REVISED: 10/07/05
 DATE: 06/22/05
 \projects\ROA10\base.dwg

EXHIBIT B

FN: ROA10

POWER OF ATTORNEY TO DEBBIE RICE

Basis of Power of Attorney:

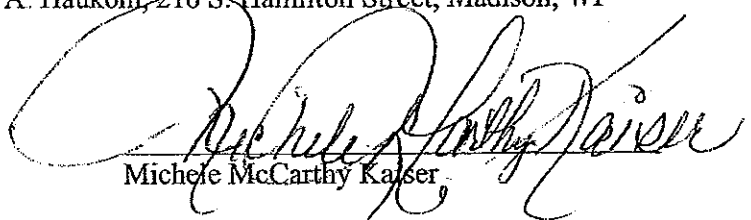
Jerome Eckel, Debbie Rice, Michele McCarthy Kaiser, and Molly Borreson (Eckel parties) are the joint owners of an undivided one-half interest in a 41 acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004. L. Norman Schweiss and Darlene Schweiss (Schweiss parties) are the owners of the other undivided one-half interest in this parcel. All parties have accepted an Offer to Purchase this parcel by D & R Development Corp. It is probable that the purchaser will require signatures on numerous documents prior to the final closing of this transaction in order to comply with the terms of the Offer to Purchase. The Eckel parties have designated Debbie Rice to sign all documents on their behalf in regard to this transaction.

Power of Attorney:

1. NOW, THEREFORE, I, Michele McCarthy Kaiser, do hereby give Debbie Rice a Power of Attorney to sign on my behalf all documents required to conclude the real estate sale of a 41-acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004 to D & R Development Corp.

2. This Power of Attorney does NOT include the power to sign the final warranty deed and final closing statement.

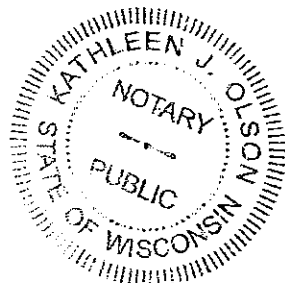
3. This Power of Attorney may be revoked 30 days after giving written notice to all of the Eckel parties and to Attorney Larry A. Haukom, 216 S. Hamilton Street, Madison, WI 53703.

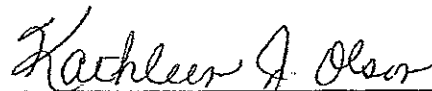


Michele McCarthy Kaiser

STATE OF WISCONSIN)
 : S.S.
COUNTY OF Marathon)

I affirm that Michele McCarthy Kaiser signed this Power of Attorney before me on the 15th day of June, 2005.




Notary Public, State of Wisconsin
My Commission expires: 11-13-05

POWER OF ATTORNEY TO DEBBIE RICE

Basis of Power of Attorney:

Jerome Eckel, Debbie Rice, Michele McCarthy Kaiser, and Molly Borreson (Eckel parties) are the joint owners of an undivided one-half interest in a 41 acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004. L. Norman Schweiss and Darlene Schweiss (Schweiss parties) are the owners of the other undivided one-half interest in this parcel. All parties have accepted an Offer to Purchase this parcel by D & R Development Corp. It is probable that the purchaser will require signatures on numerous documents prior to the final closing of this transaction in order to comply with the terms of the Offer to Purchase. The Eckel parties have designated Debbie Rice to sign all documents on their behalf in regard to this transaction.

Power of Attorney:

1. NOW, THEREFORE, I, Molly Borreson, do hereby give Debbie Rice a Power of Attorney to sign on my behalf all documents required to conclude the real estate sale of a 41-acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004 to D & R Development Corp.

2. This Power of Attorney does NOT include the power to sign the final warranty deed and final closing statement.

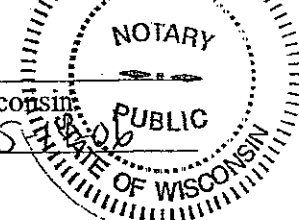
3. This Power of Attorney may be revoked 30 days after giving written notice to all of the Eckel parties and to Attorney Larry A. Haukom, 216 S. Hamilton Street, Madison, WI 53703.

Molly Borreson
Molly Borreson

STATE OF WISCONSIN)
 : S.S.
COUNTY OF Columbia)

I affirm that Molly Borreson signed this Power of Attorney before me on the 22nd
day of June, 2005.

Pat Hoff
Notary Public, State of Wisconsin
My Commission expires: 5/22/06



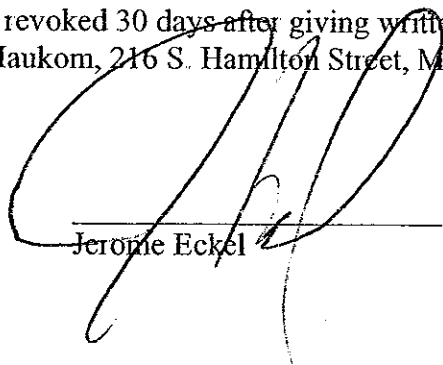
POWER OF ATTORNEY TO DEBBIE RICE

Basis of Power of Attorney:

Jerome Eckel, Debbie Rice, Michele McCarthy Kaiser, and Molly Borreson (Eckel parties) are the joint owners of an undivided one-half interest in a 41 acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004. L. Norman Schweiss and Darlene Schweiss (Schweiss parties) are the owners of the other undivided one-half interest in this parcel. All parties have accepted an Offer to Purchase this parcel by D & R Development Corp. It is probable that the purchaser will require signatures on numerous documents prior to the final closing of this transaction in order to comply with the terms of the Offer to Purchase. The Eckel parties have designated Debbie Rice to sign all documents on their behalf in regard to this transaction.

Power of Attorney:

1. NOW, THEREFORE, I, Jerome Eckel, do hereby give Debbie Rice a Power of Attorney to sign on my behalf all documents required to conclude the real estate sale of a 41-acre parcel in the Town of Burke, Dane County, Wisconsin, Parcel Nos. 014081035381608 and 014081035395004 to D & R Development Corp.
2. This Power of Attorney does NOT include the power to sign the final warranty deed and final closing statement.
3. This Power of Attorney may be revoked 30 days after giving written notice to all of the Eckel parties and to Attorney Larry A. Haukom, 216 S. Hamilton Street, Madison, WI 53703.




Jerome Eckel

STATE OF ILLINOIS)
 : S.S.
COUNTY OF Winnebago)

I affirm that Jerome Eckel signed this Power of Attorney before me on the 3
day of November, 2005.





Notary Public, State of ~~Wisconsin~~ Illinois
My Commission expires: 5-28-08

COPY

For Official Use

STATE OF WISCONSIN, CIRCUIT COURT, DANE COUNTY

IN THE MATTER OF THE ESTATE OF

**Domiciliary Letters
(Informal Administration)**

John M. Eckel

Case No. 03-PR-1231

To: Elaine M. Olson
50 Whitcomb Circle, Apt 14
Madison, WI 53711

The decedent, whose date of birth was Nov. 30, 1929 and date of death was May 7, 2003,
died domiciled in Dane County, State of Wisconsin

You are granted domiciliary letters with general powers and duties of a personal representative.

Seal

LETTERS ISSUED BY

Marjorie H. Schwett
Probate Registrar

Marjorie H. Schwett
Name Printed or Typed

1/27/05
Date

Name of Attorney/Personal Representative Charles W Giesen
Address Giesen Law Offices, S C., 14 S. Broom Street P O Box 909, Madison, WI 53701-0909
Telephone Number (608) 255-8200