

**In the Matter of Approving a Change in Village Boundaries and Authorizing Acceptance of a Quit Claim Deed to Transfer a portion of Whitefish Bay's North Oakland Avenue Right of Way to the Village of Shorewood.**

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RESOLUTION NO. 10- 16

WHEREAS, the Village of Whitefish Bay ("Whitefish Bay") and the Village of Shorewood ("Shorewood") have proposed entering into an Intergovernmental Border Agreement (the "Agreement") pursuant to Wis. Stats, § 66.0301 (6) for the purpose of determining their common boundary in the 4500 block of North Oakland Avenue; and

WHEREAS, Shorewood has held a public hearing on September 7, 2010 in the matter of considering the Agreement and adoption of Ordinance No. 1971 to change its common boundary with Whitefish Bay in the 4500 block of North Oakland Avenue; and

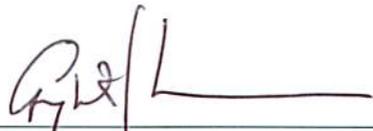
WHEREAS, the Agreement provides that Whitefish Bay agrees to transfer a portion of its North Oakland Avenue Right of Way by way of Quit Claim deed to Shorewood. Similarly Shorewood agrees to accept the transfer of the Whitefish Bay Right of Way.

WHEREAS, attached to this Resolution is Attachment A which is incorporated and made part of this Resolution. Attachment A includes a copy of the Quit Claim Deed.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of Shorewood, that the attached Quit Claim Deed is approved and will be accepted by Shorewood and that the Village Clerk is directed to provide a conformed copy of this Resolution to Whitefish Bay.

BE IT FURTHER RESOLVED by the Village Board of Shorewood, pursuant to the authority of Wis. Stats, § 66.0301(6), the Agreement is approved and that the common boundaries between Whitefish Bay and Shorewood shall be changed as set forth in and upon adoption of Ordinance No. 1971.

PASSED AND ADOPTED by the Village Board of the Village of Shorewood this 7th day of September 2010.

  
\_\_\_\_\_  
Guy Johnson, Village President

  
\_\_\_\_\_  
Sherry Grant, Village Clerk

ATTACHMENT A

STATE BAR OF WISCONSIN FORM 3 - 2000  
QUIT CLAIM DEED

Document Number

**This Deed**, made between the Village of Whitefish Bay, a Wisconsin Municipal corporation Grantor, and Village of Shorewood, a Wisconsin municipal corporation Grantee.

Grantor quit claims to Grantee the following described real estate in Milwaukee County, State of Wisconsin (if more space is needed, please attach addendum):

Legal Description and appurtenances described - See attached Addendum A, incorporated herein.

Exempt from fee and return, S. 77.25 (2) and 77.255, Stats

Together with all appurtenant rights, title and interests.

Recording Area

Name and Return Address

Village Manager

Village of Shorewood

3930 N. Murray Ave.

Shorewood, WI 53211

Parcel Identification Number (PIN)

This is not homestead property.

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

\* \_\_\_\_\_  
\_\_\_\_\_  
\* \_\_\_\_\_  
\_\_\_\_\_

\* \_\_\_\_\_  
\_\_\_\_\_  
\* \_\_\_\_\_  
\_\_\_\_\_

**AUTHENTICATION**

Signature(s) \_\_\_\_\_  
authenticated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\* \_\_\_\_\_  
TITLE: MEMBER STATE BAR OF WISCONSIN  
(If not, \_\_\_\_\_ authorized by § 706.06,  
Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY  
Attorney William P. Dineen

(Signatures may be authenticated or acknowledged. Both are not necessary.)

**ACKNOWLEDGMENT**

STATE OF WISCONSIN )  
 ) ss.  
\_\_\_\_\_ County )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_ the above named \_\_\_\_\_  
to me known to be the person (s) who executed the foregoing  
instrument and acknowledged the same.

\* \_\_\_\_\_  
Notary Public, State of Wisconsin  
My Commission is permanent. (If not, state expiration date: \_\_\_\_\_  
\_\_\_\_\_.)

# ATTACHMENT A

\*Names of persons signing in any capacity must be typed or printed below their signature.

**QUIT CLAIM DEED**

**STATE BAR OF WISCONSIN**

**FORM No. 3 – 2000**

## **ADDENDUM A**

### **Legal Description**

Right of way lands to transfer from Village of Whitefish Bay to Village of Shorewood

That part of North Oakland Avenue right of way, being in the Northwest 1/4 of Section 3, Township 7 North, Range 22 East, Village of Whitefish Bay, County of Milwaukee, State of Wisconsin.

Lands being described by metes and bounds as follows:

Commencing at the Southwest corner of the Northwest 1/4 of Section 3, Township 7 North, Range 22 East; thence North 01°07'57" West, along the west line of said Northwest 1/4, 685.48 feet to the Point of Beginning; thence North 01°07'57" West, continuing along said west line, 120.00 feet thence North 88°38'04" East, 40.00 feet to the easterly right of way line of North Oakland Avenue; thence South 01°07'57" East, along said easterly right of way line, 120.00 feet; thence South 88°38'04" West, 40.00 feet to Point of Beginning. Said lands located in the Northwest 1/4 of Section 3, Township 7 North, Range 22 East, Village of Whitefish Bay, County of Milwaukee, State of Wisconsin.

### **Appurtenances and infrastructure**

All appurtenant facilities and supporting structures in a manner consistent with the purposes of this conveyance, including but not limited to water mains, storm and sanitary sewers, sidewalks, curb and gutters, and street and sidewalk signage.