

2
3 **RESOLUTION BY THE PUBLIC WORKS, PARKS AND FACILITIES COMMITTEE**
4 **AUTHORIZING THE RELEASE OF RESTRICTION TO RIGHT OF ACCESS**
5 **CONTAINED IN DEEDS FOR HIGHWAY CONVEYANCE RECORDED IN VOLUME**
6 **1569 OF RECORDS AT PAGE 296, DOCUMENT NO. 1075656; IN VOLUME 1569 OF**
7 **RECORDS AT PAGE 298, DOCUMENT NO. 1075657; AND IN VOLUME 1570 OF**
8 **RECORDS AT PAGE 63, DOCUMENT NO. 1075891 (RELATED TO ACCESS**
9 **ALONG CTH "C" FOR A RESIDENTIAL ACCESS WEST OF CTH "V" IN THE**
10 **VILLAGE OF MOUNT PLEASANT)**

11
12 To the Honorable members of the Racine County Board of Supervisors:

13
14 **WHEREAS**, in the Warranty Deed for highway conveyance from Richard W.
15 Isaacson and Jeanette E. Isaacson to Racine County dated July 14, 1980, and recorded
16 in Volume 1569 of Records at Page 296, Document No. 1075656, which deed granted
17 to Racine County "all existing, future or potential common law or statutory easements or
18 rights of access between the right of way of C.T.H.-"C" and all of grantor's remaining
19 real property in the Northeast ¼ of said Section 7, whether acquired by separate
20 conveyance or otherwise, EXCEPT the right of access to C.T.H.-"C" from said abutting
21 real property on the South side of said highway by means of one access point to be
22 used as a Private access for residential purposes only, all in accordance with Section
23 86.07, Wisconsin Statutes."; and

24
25 **WHEREAS**, in the Certificate for Compensation for highway conveyance from
26 Richard W. Isaacson and Jeanette E. Isaacson to Racine County dated July 21, 1980,
27 and recorded in Volume 1569 of Records at Page 298, Document No. 1075657, which
28 certificate conveyed to Racine County "all existing, future or potential common law or
29 statutory easements or rights of access between the right of way of C.T.H.-"C" and all of
30 grantor's remaining real property in the Northeast ¼ of said Section 7, whether acquired
31 by separate conveyance or otherwise, EXCEPT the right of access to C.T.H.-"C" from
32 said abutting real property on the South side of said highway by means of one access
33 point to be used as a Private access for residential purposes only, all in accordance with
34 Section 86.07, Wisconsin Statutes."; and

35
36 **WHEREAS**, in the Award of Damages for highway conveyance from Marcus J.
37 Isaacson and Anna Marie Isaacson, and Richard W. Isaacson and Jeanette E. Isaacson
38 to Racine County dated July 24, 1980, and recorded in Volume 1570 of Records at
39 Page 63, Document No. 1075891, which Award conveyed to Racine County "all
40 existing, future or potential common law or statutory easements or rights of access
41 between the right of way of C.T.H.-"C" and all of grantor's remaining real property in the
42 Northeast ¼ of said Section 7, whether acquired by separate conveyance or otherwise,
43 EXCEPT the right of access to C.T.H.-"C" from said abutting real property by means of
44 one access point. The above access point may be Public (connecting a public road to
45 C.T.H.-"C"), or Private (a driveway under the jurisdiction of the land owner), and shall be
46 subject to the following provisions: A. Private access points shall be located at least 300

3
4 feet from any public access point to C.T.H.-"C" if used for other than farm purposes. B.
5 Public access points shall: 1. be located at least 300 feet from any Private access point
6 to C.T.H.-"C" 2. be located at least 500 feet from any other Public access point to
7 C.T.H.-"C" 3. include the dedication of access rights from abutting lands to the Public
8 access road for a distance of 50 feet from the nearest right of way boundary of C.T.H.-
9 "C". ALSO EXCEPTING the right of access to C.T.H.-"C" from said abutting real property
10 on the South side of C.T.H.-"C" by means of one access point to be used as a Private
11 access for residential purposes or agricultural purposes only, all in accordance with
12 Section 86.07, Wisconsin Statutes."; and

13
14 **WHEREAS**, the descriptions of two separate parcels mentioned in the
15 documents above are no longer valid, as the two parcels were combined into one parcel
16 by way of a Trustee's Deed dated July 5, 2011 and recorded as Document No.
17 2288822; and

18
19 **WHEREAS**, the above referenced abutting lands are shown in the survey map
20 as set forth in Exhibit "A" which is attached hereto; and

21
22 **WHEREAS**, the existing residential and agricultural use and purpose of the
23 property will no longer be valid as future development will change the current use of the
24 property.

25
26 **NOW THEREFORE BE IT RESOLVED** by the Racine County Board of
27 Supervisors that the release of highway access restrictions set forth in the above deeds
28 and recited herein are authorized as set forth in Exhibit "B" attached hereto.

29
30 **BE IT FURTHER RESOLVED** by the Racine County Board of Supervisors that
31 any two of the County Board Chair, County Clerk and County Executive are authorized
32 to execute any contract, release, agreements or other documents necessary to carry
33 out the intent of this resolution.

34 Respectfully submitted,

35
36 1st Reading _____

**PUBLIC WORKS, PARKS AND FACILITIES
COMMITTEE**

37
38 2nd Reading _____

39
40 **BOARD ACTION**

Ronald Molnar, Chairman

41 Adopted _____

42 For _____

43 Against _____

44 Absent _____

Mark M. Gleason, Vice-Chairman

45
46 _____
Tom Hincz, Secretary

47 VOTE REQUIRED: Majority

1 Resolution No. 2017-103
2 Page Three

3

4

5 Prepared by:
6 Corporation Counsel

Robert D. Grove

7

8

David J. Cooke

9

10

11

12

Scott Maier

13

14

15

Kiana Harden-Johnson

16

17

18

19 **The foregoing legislation adopted by the County Board of Supervisors of**
20 **Racine County, Wisconsin, is hereby:**

21

22 **Approved: _____**

23 **Vetoed: _____**

24

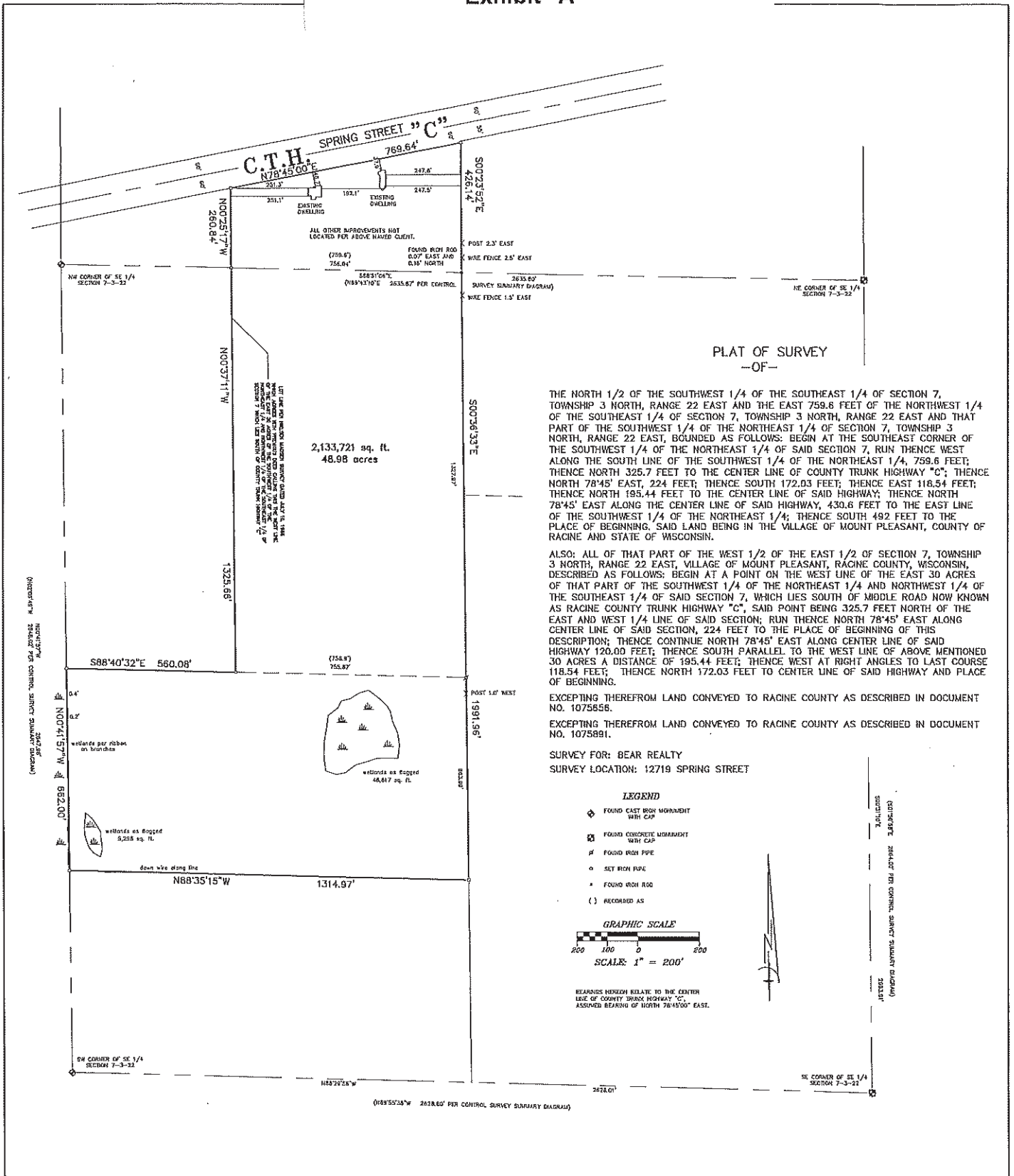
25 **Date: _____,**

26

27

28 _____
Jonathan Delagrave, County Executive

Exhibit "A"



THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 7, TOWNSHIP 3 NORTH, RANGE 22 EAST AND THE EAST 759.6 FEET OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 7, TOWNSHIP 3 NORTH, RANGE 22 EAST AND THAT PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 7, TOWNSHIP 3 NORTH, RANGE 22 EAST, BOUNDED AS FOLLOWS: BEGIN AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 7, RUN THENCE WEST ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4, 759.6 FEET; THENCE NORTH 325.7 FEET TO THE CENTER LINE OF COUNTY TRUNK HIGHWAY "C"; THENCE NORTH 78'45" EAST, 224 FEET; THENCE SOUTH 172.03 FEET; THENCE EAST 118.54 FEET; THENCE NORTH 195.44 FEET TO THE CENTER LINE OF SAID HIGHWAY; THENCE NORTH 78'45" EAST ALONG THE CENTER LINE OF SAID HIGHWAY, 430.6 FEET TO THE EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4; THENCE SOUTH 492 FEET TO THE PLACE OF BEGINNING. SAID LAND BEING IN THE VILLAGE OF MOUNT PLEASANT, COUNTY OF RACINE AND STATE OF WISCONSIN.

ALSO: ALL OF THAT PART OF THE WEST 1/2 OF THE EAST 1/2 OF SECTION 7, TOWNSHIP 3 NORTH, RANGE 22 EAST, VILLAGE OF MOUNT PLEASANT, RACINE COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: BEGIN AT A POINT ON THE WEST LINE OF THE EAST 30 ACRES OF THAT PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF SAID SECTION 7, WHICH LIES SOUTH OF MIDDLE ROAD NOW KNOWN AS RACINE COUNTY TRUNK HIGHWAY "C", SAID POINT BEING 325.7 FEET NORTH OF THE EAST AND WEST 1/4 LINE OF SAID SECTION 7, RUN THENCE NORTH 78'45" EAST ALONG CENTER LINE OF SAID SECTION, 224 FEET TO THE PLACE OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE NORTH 78'45" EAST ALONG CENTER LINE OF SAID HIGHWAY 120.00 FEET; THENCE SOUTH PARALLEL TO THE WEST LINE OF ABOVE MENTIONED 30 ACRES A DISTANCE OF 195.44 FEET; THENCE WEST AT RIGHT ANGLES TO LAST COURSE 118.54 FEET; THENCE NORTH 172.03 FEET TO CENTER LINE OF SAID HIGHWAY AND PLACE OF BEGINNING.

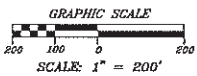
EXCEPTING THEREFROM LAND CONVEYED TO RACINE COUNTY AS DESCRIBED IN DOCUMENT NO. 1075858.

EXCEPTING THEREFROM LAND CONVEYED TO RACINE COUNTY AS DESCRIBED IN DOCUMENT NO. 1075891.

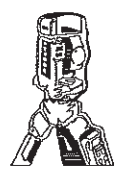
SURVEY FOR: BEAR REALTY
 SURVEY LOCATION: 12719 SPRING STREET

LEGEND

- ◆ FOUND CAST IRON MONUMENT WITH CAP
- FOUND CONCRETE MONUMENT WITH CAP
- π FOUND IRON PIPE
- SET IRON PIPE
- FOUND IRON ROD
- () RECORDED AS



BEARINGS HEREON RELATE TO THE CENTER LINE OF COUNTY TRUNK HIGHWAY "C". ASSIGNED BEARING OF NORTH 78°45'00" EAST.



B.W. SURVEYING, INC.
 412 N. PINE STREET
 BURLINGTON, WI 53105
 (262)-767-0225

THIS IS NOT AN ORIGINAL PRINT UNLESS THIS SEAL IS RED.

ROBERT J. WETZEL S-1778

I hereby certify that I have surveyed the above described property and that the above map is a correct representation thereof and shows the site and location of the property, its relative boundaries, the location of all visible structures and dimensions of all principal buildings thereon, boundary lines, apparent easements, roadways and encroachments, if any.
 This survey is made for the use of the present owners of the property, and those who purchase, mortgage, or guarantee the title thereto within one year from date hereof.

DRAWN BY:	bw	DATE:	NOVEMBER 14, 2017
CHECKED BY:	rw/dw	DRAWING NO.:	9489d1
JOB NO.:	9489	SHEET	1 OF 1

Exhibit "B"

RELEASE FROM HIGHWAY RESTRICTION

Document Number

Document Name

THIS RELEASE, made by Racine County

Racine County hereby releases highway access restrictions set forth as follows:

- 1. In the Warranty Deed for highway conveyance from Richard W. Isaacson (and Jeanette R. Isaacson) to Racine County dated July 14th, 1980 and recorded in Volume 1569 of Records at Page 296, Document No. 1075656 (See Exhibit A with legal description attached hereto); and
2. In the Certificate of Compensation from Racine County Highway and Park Commission to Richard W. Isaacson and Jeanette E. Isaacson dated July 21, 1980 and recorded in Volume 1569 of Records at Page 298, Document No. 1075657 (See Exhibit B with legal description attached hereto); and
3. In the Award of Damages from Racine County to Marcus J. Isaacson, Anna Marie Isaacson, Richard W. Isaacson, and Jeanette E. Isaacson dated July 24, 1980 and recorded in Volume 1570 at Page 63, Document No. 1075891 (See Exhibit C with legal description attached hereto.)

Recording Area

Name and Return Address

John P. Serketich
Assistant Corporation Counsel, Racine County
730 Wisconsin Ave.
Racine, WI 53403

051-151-03-22-07-020-000

Parcel Identification Number (PIN)

This is not homestead property.

Dated

(SEAL) (SEAL)

* Wendy M. Christensen, County Clerk

(SEAL) (SEAL)

* Russell A. Clark, County Board Chairman

AUTHENTICATION

ACKNOWLEDGMENT

Signature(s)

authenticated on

STATE OF WISCONSIN)
) ss.
Racine COUNTY)

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

Personally came before me on
the above-named Wendy M. Christensen and Russell A. Clark
to me known to be the person(s) who executed the foregoing
instrument and acknowledged the same.

THIS INSTRUMENT DRAFTED BY:

John P. Serketich, Assistant Corporation Counsel
State Bar No. 1022080

*
Notary Public, State of Wisconsin
My Commission (is permanent) (expires:)

DOCUMENT NO.	STATE BAR OF WISCONSIN—FORM 1 WARRANTY DEED THIS SPACE RESERVED FOR RECORDING DATA
THIS DEED, made between <u>Richard W. Isaacson and Jeanette E. Isaacson, his wife</u>	vs. 1569 PAGE 296
and <u>Racine County</u>	RETURN TO Warren Draves Racine County Highway Dept. 14200 Washington Avenue Sturtevant, Wisconsin 53177
Witnesseth, That the said Grantor, for a valuable consideration <u>Three Thousand and no/100 (\$3,000.00) dollars</u> conveys to Grantee the following described real estate in <u>Racine</u> County, State of Wisconsin:	Tax Key No. _____
That part of the East ½ of Section 7, Township 3 North, Range 22 East, in the Town of Mt. Pleasant, Racine County, Wisconsin, bounded as follows:	
Commence at a Racine County monument marking the East ¼ corner of said Section 7; run thence N01°49'08"W 775.37 feet on the East line of said Section 7; thence S77°19'14"W 1632.55 feet; thence S76°36'13"W 139.21 feet to the point of beginning of this description; thence S01°49'48"W 59.33 feet; thence S77°19'14"W 119.71 feet; thence N01°49'48"W 57.81 feet; thence N76°36'33"E 120.00 feet to the point of beginning. Containing 0.067 acre exclusive of lands previously conveyed or dedicated for highway purposes. <i>Fee Exempt 77.22 #2</i>	
ALSO, all existing, future or potential common law or statutory easements or rights of access between the right of way of C.T.H. "C" and all of grantor's remaining real property in the Northeast ¼ of said Section 7, whether acquired by separate conveyance or otherwise, EXCEPT the right of access to C.T.H. "C" from said abutting real property on the South side of said highway by means of one access point to be used as a Private access for residential purposes only, all in accordance with Section 86.07, Wisconsin Statutes.	
This _____ homestead property. (Continued on reverse side) (is) (is not) Together with all and singular the hereditaments and appurtenances thereto belonging; And <u>Richard W. Isaacson and Jeanette E. Isaacson, his wife</u> warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except NONE	
and will warrant and defend the same.	
Dated this <u>14th</u> day of <u>July</u> , 19 <u>80</u> .	
_____ (SEAL)	<u>Richard W. Isaacson</u> (SEAL)
* _____ (SEAL)	* <u>Richard W. Isaacson</u>
* _____ (SEAL)	* <u>Jeanette E. Isaacson</u> (SEAL)
* _____ (SEAL)	* <u>Jeanette E. Isaacson</u>
<p style="text-align: center;">AUTHENTICATION</p> Signatures authenticated this <u>14th</u> day of <u>July</u> , 19 <u>80</u> . <u>James D. MacDonald</u> TITLE: MEMBER STATE BAR OF WISCONSIN (If not, _____ authorized by §-06.06, Wis. Stats.)	<p style="text-align: center;">ACKNOWLEDGMENT</p> STATE OF WISCONSIN } ss. _____ County. Personally came before me, this _____ day of _____ the above named _____
This instrument was drafted by <u>Racine County</u>	to me known to be the person _____ who executed the fore- going instrument and acknowledged the same.
(Signatures may be authenticated or acknowledged. Both are not necessary.)	* _____ Notary Public _____ County, Wis. My Commission is permanent. (If not, state expiration date: _____, 19 ____.)
*Names of persons signing in any capacity must be typed or printed below their signatures.	
Project No. 2806-2	Parcel No. 16B
WARRANTY DEED—STATE BAR OF WISCONSIN, FORM NO. 1—1977	



Said parcel of real estate and/or interests therein will be occupied by Racine County or its agents on August 22, 1980, however, at the sole discretion of Racine County, said parcel and/or interests therein may be reasonably occupied after the date of acquisition by utility companies for the purpose of adjusting their facilities to accommodate the proposed highway construction.

1075656

Register's Office } ss.
Racine County, Wis. }
Received for Record 21st day of
July A.D. 1980 at 8:47
o'clock AM and recorded in Volume 1569
of Records on page 296-
297
Stanley J. Biadkowski
Register of Deeds

300

DOCUMENT NO.

1075657

CERTIFICATE OF COMPENSATION
Sec. 32.05

vc 1569 PAGE 298

State of Wisconsin, Department of Transportation
R.A. 20-71

This Space Reserved For Recording Data

COMPENSATION, in the amount of Three Thousand and no/100
(\$3,000.00) dollars

paid by Racine County Highway and Park Commission
on this 21 day of July, A.D. 19 80, to
Richard W. Isaacson and Jeanette E. Isaacson, his wife

Register's Office } ss.
Racine County, Wis. }
Received for Record 21st day of
July, A.D. 1980 at 8:45
o'clock P.M. and recorded in Volume 289
of Records on page 298
Stanley J. Bialobok
Register of Deeds

RETURN TO: Warren W. Draves
Racine County Highway Dept.
14200 Washington Avenue
Sturtevant, Wis. 53177

Parties having an interest of record, for the following described real estate, situated in the County of Racine
and State of Wisconsin, to-wit:

That part of the East 1/2 of Section 7, Township 3 North, Range 22 East, in the Town of
Mt. Pleasant, Racine County, Wisconsin, bounded as follows:

Commence at a Racine County monument marking the East 1/4 corner of said Section 7; run
thence N01°49'08"W 775.37 feet on the East line of said Section 7; thence S77°19'14"W
1632.55 feet; thence S76°36'33"W 139.21 feet to the point of beginning of this descrip-
tion; thence S01°49'48"E 59.33 feet; thence S77°19'14"W 119.71 feet; thence N01°49'48"W
57.81 feet; thence N76°36'33"E 120.00 feet to the point of beginning. Containing 0.067
acre exclusive of lands previously conveyed or dedicated for highway purposes.

ALSO, all existing, future or potential common law or statutory easements or rights of
access between the right of way of C.T.H.-"C" and all of grantor's remaining real prop-
erty in the Northeast 1/4 of said Section 7, whether acquired by separate conveyance
or otherwise, EXCEPT the right of access to C.T.H.-"C" from said abutting real property
on the South side of said highway by means of one access point to be used as a Private
access for residential purposes only, all in accordance with Section 86.07, Wisconsin
Statutes.

Said parcel of real estate and/or interests therein will be occupied by Racine County
or its agents on August 22, 1980, however, at the sole discretion of Racine County,
said parcel and/or interests therein may be reasonably occupied after the date of ac-
quisition by utility companies for the purpose of adjusting their facilities to accom-
modate the proposed highway construction.

As provided in s. 32.05 (2a) (Wis. Stats.), any person named in this certificate may, within 6 months after the date of its recording,
appeal from the amount of compensation stated in this certificate in the manner set forth in s. 32.05 (9) to (13) (Wis. Stats.) for
appeals from an award under s. 32.05 (7) (Wis. Stats.). For purposes of any such appeal, the amount of compensation stated in the
certificate shall be treated as the award and the date the conveyance is recorded shall be treated as the date of taking and the date of
evaluation.

SIGNED AND SEALED IN PRESENCE OF

John Margis, Jr. (SEAL)
Commissioner
RACINE COUNTY HIGHWAY &
PARK COMMISSION

State of Wisconsin,
Racine County. Personally came before me, this 21 day of July, A.D. 19 80,
the above named John Margis, Jr.
to me known to be the person who executed the foregoing instrument and acknowledged the same.

THIS INSTRUMENT WAS DRAFTED BY
Racine

NOTARY
SEAL

Warren W. Draves
Notary Public, Racine County, Wis.
My commission (expires) (is) June 20, 1982

PROJECT 2806-2

PARCEL NO. 168

County Award of Damages

AWARD OF DAMAGES

By Racine County Section 83.08(2)

This award of damages is made pursuant to a relocation order of the Racine County Board of Supervisors, dated October 26, 1978, and filed in the office of the County Clerk of Racine County, for the improvement of County Trunk Highway "C", in Racine County.

Racine County has determined if necessary to acquire for the purpose set forth in and in accordance with said relocation order, and has ordered the County Highway Committee to acquire a parcel of real estate, and/or rights therein, as hereinafter set forth, in and to which the following persons have an interest:

Marcus J. Isaacson and Anna Marie Isaacson, his wife - Vendors and Richard W. Isaacson and Jeanette E. Isaacson, his wife - Vendees

The interest acquired by this award is for

That part of the East 1/2 of Section 7, Township 3 North, Range 22 East, in the Town of Mt. Pleasant, Racine County, Wisconsin, bounded as follows: Commence at a Racine County monument marking the East 1/4 corner of said Section 7; run thence N01°49'08"W 775.37 feet on the East line of said Section 7; thence S77°19'14"W 1341.43 feet to the point of beginning of this description; thence S01°49'48"E 61.09 feet; thence S77°19'14"W 429.39 feet; thence N01°49'48"W 58.33 feet; thence S76°36'33"W 120.00 feet; thence S01°49'48"E 57.81 feet; thence S77°19'14"W 223.45 feet; thence N01°49'48"W 54.98 feet; thence N76°36'33"E 483.21 feet; thence N77°19'14"E 291.12 feet to the point of beginning, containing 0.372 acre exclusive of lands previously conveyed or dedicated for highway purposes.

ALSO, all existing, future or potential common law or statutory easements or rights of access between the right of way of C.T.H. "C" and all of grantor's remaining real property in the Northeast 1/4 of said Section 7, whether acquired by separate conveyance or otherwise, EXCEPT the right of access to C.T.H. "C" from said abutting real property by means of one access point.

The above access point may be Public (connecting a public road to C.T.H. "C"), or Private (a driveway under the jurisdiction of the land owner), and shall be subject to the following provisions:

(Continued on reverse side)

Said parcel of real estate and/or interests therein will be occupied by Racine County, or its agents on August 25, 1980.

The County Highway Committee of Racine County, Wisconsin, having complied with all jurisdictional requirements pursuant to law hereby makes this award of damages to the above said persons having an interest in said parcel of real estate, in the

sum of Three Thousand Six Hundred Fifty and no/100 Dollars (\$ 3,650.00), for the acquisition of said parcel of real estate and/or interests therein as hereinbefore set forth.

Cletus W. Roanhouse, Earl G. Skogen, County Highway Committee

J. Robert Moyle, Jean M. Jacobson, County Highway Committee

Received for record this day of A.D., 19 at o'clock M. This instrument was drafted by the Racine County Highway Department.

Register of Deeds 1570 PAGE 83 Project 2806-2 Parcel No. 164

- A. Private access points shall be located at least 300 feet from any public access point to G.T.H.-"C" if used for other than farm purposes.
- B. Public access points shall:
 1. be located at least 300 feet from any Private access point to G.T.H.-"C"
 2. be located at least 500 feet from any other Public access point to G.T.H.-"C"
 3. include the dedication of access rights from abutting lands to the Public access road for a distance of 50 feet from the nearest right of way boundary of G.T.H.-"C".

ALSO EXCEPTING the right of access to G.T.H.-"C" from said abutting real property on the South side of G.T.H.-"C" by means of one access point to be used as Private access for residential purposes or agricultural purposes only, all in accordance with Section 86.07, Wisconsin Statutes.

1075891

Register's Office } ss.
 Racine County, Wis. }
 Received for Record 24 day of July
1910 A.D., 1910 at 3:05
 o'clock P.M. and recorded in Volume 1570
 of Records on page 63

Stanley F. Bialochi
 Register of Deeds

3-00