

**Jurisdictional Transfer Agreement
East Sunset Drive
City of Waukesha – Town of Waukesha**

This Agreement is entered into by and between the City of Waukesha, a Wisconsin municipal corporation, referred to herein as the City; and the Town of Waukesha, referred to herein as the Town. Together, the City and Town are referred to as the Parties.

Recitals

A portion of East Sunset Drive, referred to herein as the Highway, is located within the jurisdiction of the Town. The City desires to make certain improvements to the portion of the Highway located in the Town.

Wis. Stats. §82.03(1) vests management of Town roads in the Town's Board of Supervisors, however, Wis. Stats. §82.03(15) authorizes the Town to enter into a Jurisdictional Transfer Agreement with local units of government containing any terms and conditions that the parties deem necessary regarding the rehabilitation, construction and maintenance of any highway transferred.

The Town is willing to transfer jurisdiction of the section of the Highway currently under its jurisdiction to the City.

Now, therefore, the Parties mutually agree to transfer jurisdictional responsibility for the Highway according to the following terms:

1. The Town transfers jurisdiction of that section of East Sunset Drive, including all right of way, from a line west of Camden Way to the City boundary line west of Sunset View, as shown on the attached Exhibit A and as more particularly described in the attached Exhibit B.
2. The City accepts jurisdiction of that portion of the Highway described in section 1, above.
3. The City agrees that it, or a developer that has entered into an agreement with the City, shall assume all costs related to the periodic maintenance and reconstruction of the above-described section of the Highway, including but not limited to the driving surface, curb and gutter, storm water collection, snow and ice control, traffic engineering, signs, signals and pavement markings related to the Highway.
4. The Town acknowledges that the City intends to reconstruct or improve East Sunset Drive from a two-lane urban highway to a four-lane urban highway. The City, or a developer that has entered into an agreement with the City, shall be responsible for obtaining all permits required for the contemplated reconstruction or improvement of the Highway.
5. The City shall be responsible for all traffic control and enforcement of the transferred portion of the Highway.

Town of Waukesha

By John Marek, Town Chairman
Date: _____

Attested by Kathy Nickolaus, Town Clerk
Date: _____

City of Waukesha

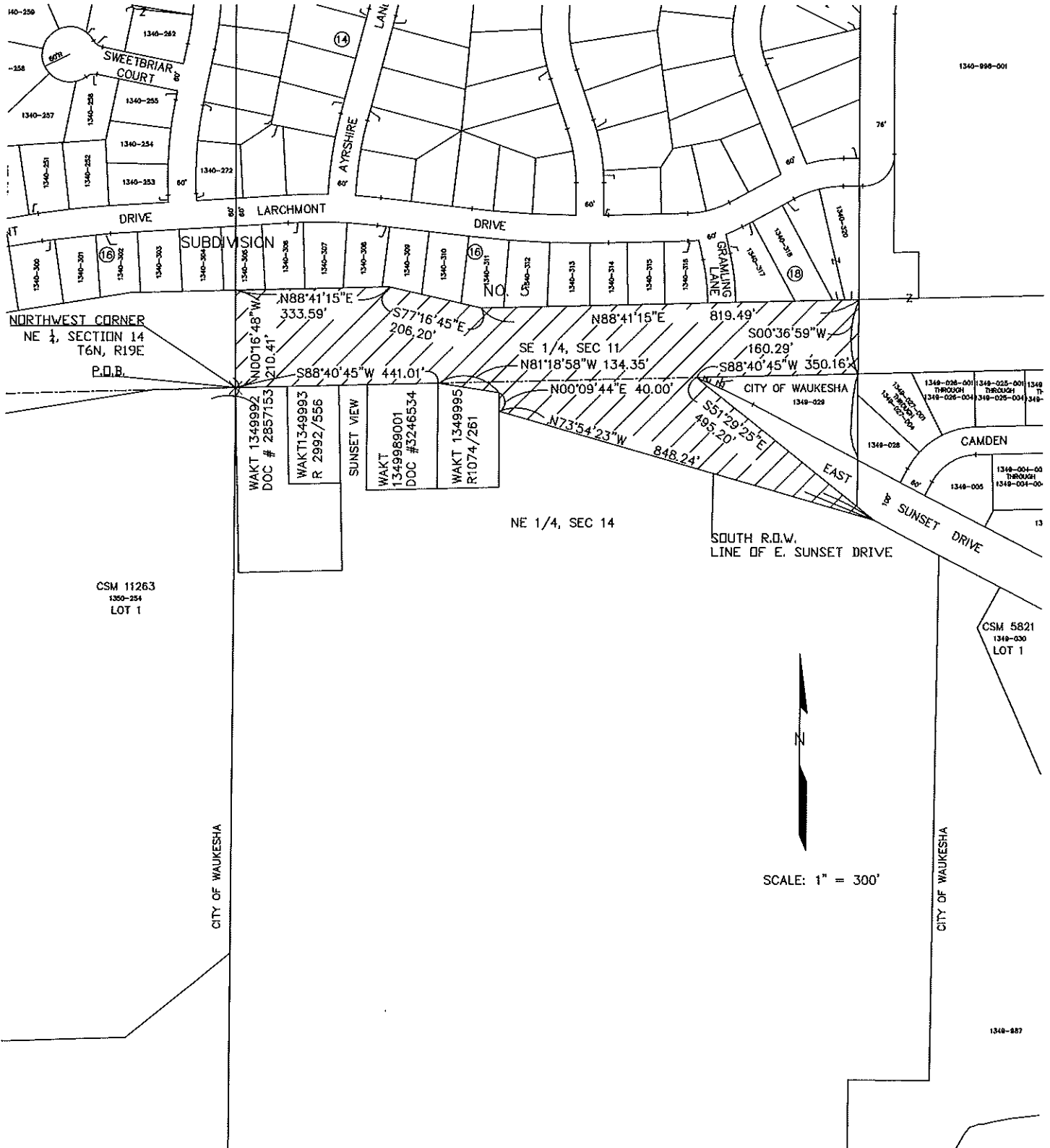
By Shawn N. Reilly, Mayor
Date: _____

Attested by Gina L. Kozlik, City Clerk
Date: _____

EXHIBIT "A"

JURISDICTIONAL TRANSFER EXHIBIT

BEING PART OF THE NORTHWEST ONE-QUARTER OF THE NORTHEAST ONE-QUARTER OF SECTION 14 AND THE
SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 11, TOWNSHIP 6 NORTH, RANGE 19
EAST, TOWN OF WAUKESHA, WAUKESHA COUNTY, WISCONSIN.



CITY OF
WAUKESHA

PREPARED FOR:

PREPARED BY:
CITY OF WAUKESHA
ENGINEERING DIVISION
130 DELAFIELD STREET
WAUKESHA, WI 53188

EXHIBIT "B"

JURISDICTIONAL TRANSFER EXHIBIT

BEING PART OF THE NORTHWEST ONE-QUARTER OF THE NORTHEAST ONE-QUARTER OF SECTION 14 AND THE
SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 11, TOWNSHIP 6 NORTH, RANGE 19
EAST, TOWN OF WAUKESHA, WAUKESHA COUNTY, WISCONSIN.

BOUNDARY DESCRIPTION

BEING PART OF THE NORTHWEST ONE-QUARTER OF THE NORTHEAST
ONE-QUARTER OF SECTION 14, AND THE SOUTHWEST ONE-QUARTER OF THE
SOUTHEAST ONE-QUARTER OF SECTION 11, TOWNSHIP 6 NORTH, RANGE 19
EAST, TOWN OF WAUKESHA, WISCONSIN.

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER
OF SECTION 14; THENCE NORTH 00°16'48" WEST, ALONG THE WEST LINE OF THE
SOUTHEAST ONE-QUARTER OF SECTION 11 AND ALONG THE EXISTING
CORPORATE BOUNDARY LINE, 210.41 FEET TO THE NORTH RIGHT-OF-WAY LINE
OF E. SUNSET DRIVE; THENCE NORTH 88°41'15"EAST, ALONG SAID NORTH
RIGHT-OF-WAY LINE AND CORPORATE BOUNDARY LINE, 333.59'; THENCE SOUTH
77°16'45"EAST, ALONG SAID NORTH RIGHT-OF-WAY LINE AND SAID CORPORATE
BOUNDARY LINE, 206.20'; THENCE NORTH 88°41'15"EAST, ALONG SAID NORTH
RIGHT-OF-WAY LINE AND CORPORATE BOUNDARY LINE, 819.49'; THENCE SOUTH
00°36'59" WEST, ALONG THE EAST LINE EXTENDED OF PARCEL WITH TAX KEY
WAKC 1340-320 AND CORPORATE BOUNDARY LINE, 160.29' TO THE NORTHEAST
CORNER OF PARCEL WITH TAX KEY NUMBER WAKC 1349-029; THENCE SOUTH
88°40'45" WEST, ALONG THE NORTH LINE OF PARCEL WITH TAX KEY NUMBER
WAKC 1349-029 AND CORPORATE BOUNDARY LINE, 350.16' TO THE NORTHWEST
CORNER OF SAID PARCEL; THENCE SOUTH 51°29'25"EAST, ALONG SAID
CORPORATE BOUNDARY LINE, 495.20 FEET TO THE SOUTH RIGHT-OF-WAY LINE
OF E. SUNSET DRIVE; THENCE NORTH 73°54'23" WEST, ALONG SAID SOUTH
RIGHT-OF-WAY LINE OF E. SUNSET DRIVE, 848.24' TO THE EAST LINE OF
PARCEL WITH TAX KEY NUMBER WAKT 1349-995; THENCE NORTH
00°09'44"EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, 40.00' TO THE
NORTHEAST CORNER OF SAID PARCEL; THENCE NORTH 81°18'58"WEST, ALONG
SAID SOUTH RIGHT-OF-WAY LINE, 134.35 FEET TO THE NORTHEAST CORNER OF
PARCEL WITH TAX KEY NUMBER WAKT 1349989001; THENCE SOUTH 88°40'45"
WEST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, 441.01' TO THE POINT OF
BEGINNING. SAID LANDS CONTAINING 333,694 SQUARE FEET (7.66 ACRES),
MORE OR LESS OF LAND.

CITY OF
WAUKESHA

PREPARED FOR:

PREPARED BY:
CITY OF WAUKESHA
ENGINEERING DIVISION
130 DELAFIELD STREET
WAUKESHA, WI 53188