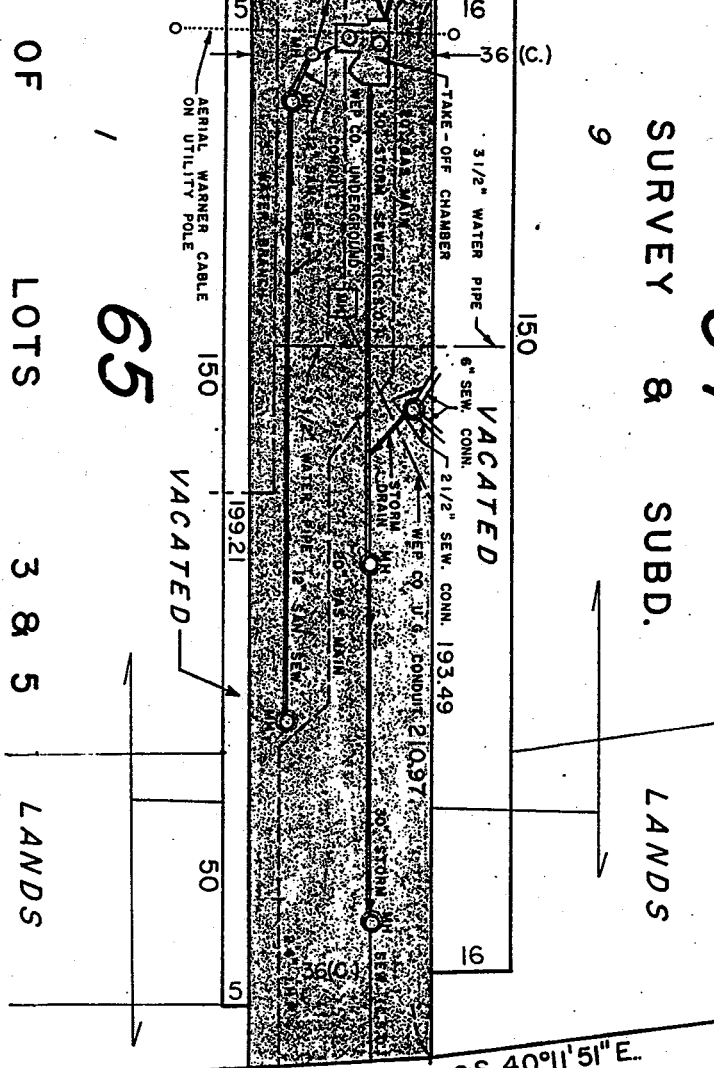


S. Water St.

18" M.I.S. 30" COMB. SEW. 20" GAS MAIN
 8" WATER MAIN 2-4" WATER BRANCHES



64
 SURVEY & SUBD.

OF LOTS 65 3 & 5 LANDS

S. 35° 46' 04" E. S. 40° 11' 51" E.

MILWAUKEE RIVER

N.W. 1/4 SEC. 33, T. 7N., R. 22E.

429



STREET PROPOSED
 TO BE VACATED

FILE NO.
BUREAU OF ENGINEERS

MILWAUKEE, WISCONSIN

ASSIGNED TO: A. AZZARELLO CH'K'D BY: K. HUBER
 DRAWN BY: R.C. DATE: 6-16-87
 WORK ORDER NO.: 354-179 SCALE: 1"=30'
 APPROVED BY:

[Signature]
 CHIEF DRAFTSMAN
[Signature]
 CITY ENGINEER

N.W. 33-7-22

ATLAS P. 429

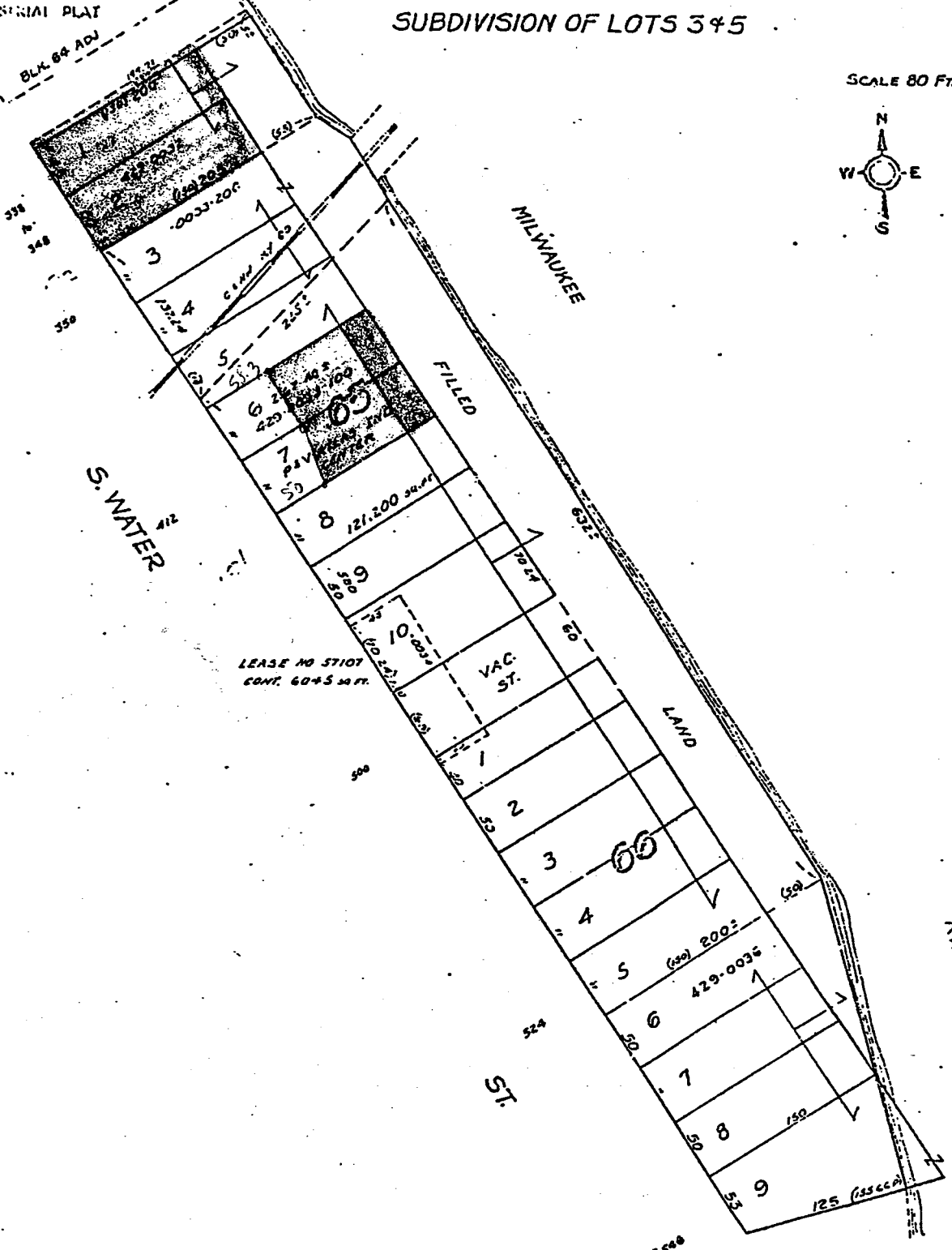
429

429-25

INDUSTRIAL PLAT

SUBDIVISION OF LOTS 3 & 5

SCALE 80 FT. = 1 IN.



53-8-6

72 150
15 22
12

In the Matter of Vacation of a
part of unnamed street lying
between S. Water Street and the
Milwaukee River in the 5th
Ward.

No. 49730 B.

June 11, 1932 Petition of Milwaukee Western Malt Co., by President and Secretary, Corporate Seal, owner of Lots 8 and 9 in Block 64 and Lots 1 and 2 in Block 65 in Subdivision of Lots 3 and 5 in the North West 1/4 of Section 33-6-22, filed, representing that the petitioners are the owners of all of the property in the 5th Ward of said City which abuts upon the portion of the unnamed street between South Water Street and the Milwaukee River which is proposed to be vacated, each owning the property immediately following his signature to this petition hereinafter subscribed.

That the petitioners are of the opinion that the public interest requires a vacation of that portion of the unnamed street as shown on the map and description hereto annexed, and they are further of the opinion that the aforesaid portion of the unnamed street between South Water Street and the Milwaukee River is no longer of any public utility.

That the land proposed to be vacated and the location and situation of the proposed portion of the unnamed street to be vacated as aforesaid is more particularly shown in the annexed map, the same being colored red on said map to distinguish it from property surrounding and adjacent thereto, which said map is hereto annexed and

made a part of this petition.

WHEREFORE, petitioners pray that the piece and parcel of land described as aforesaid may be vacated according to law for the reason that the same is no longer of public utility, and that it will be for the public interest to have the same vacated.

Annexed to said petition is a plat of survey of the proposed parcel of land to be vacated and also a more particular description of the property as follows:

Commencing at a point in the most Westerly corner of Lot 1; Block 65 in the Subdivision of Lots 3 and 5 in the North West 1/4 of Section 33-7-22, said point also lying in the North Easterly line of South Water Street; running thence North Westerly along the North Easterly line of South Water Street extended 5 feet to a point; thence North Easterly along a line parallel to and 5 feet North Westerly measured at right angles from the North Westerly line of Lot 1 aforesaid 199.21 feet to a point in the South Westerly line of the Milwaukee River; thence South Easterly along the South Westerly line of the Milwaukee River 5 feet more or less to a point in the most Northerly corner of said Lot 1; thence South Westerly along the North Westerly line of Lot 1 aforesaid 200 feet to the point of commencement.

June 13, 1932 Resolution presented reciting the fact of the presentation of the foregoing petition to the Common Council of the City of Milwaukee, and wherein it is,

RESOLVED, by the Common Council of the City of Milwaukee, that said petition be and the same hereby is granted

and that the following described portion of street, to-wit:

Commencing at a point in the most Westerly corner of Lot 1, Block 65, in the Subdivision of Lots 3 and 5 in the North West 1/4 of Section 33-7-22, said point also lying in the North Easterly line of South Water Street; running thence North Westerly along the North Easterly line of South Water Street extended 5 feet to a point; thence North Easterly along a line parallel to and 5 feet North Westerly measured at right angles from the North Westerly line of Lot 1 aforesaid 199.21 feet to a point in the South Westerly line of the Milwaukee River; thence South Easterly along the South Westerly line of the Milwaukee River 5 feet more or less to a point in the most Northerly corner of said Lot 1; thence South Westerly along the North Westerly line of Lot 1 aforesaid 200 feet to the point of commencement, be and same hereby is vacated for the reason that the same is of no public utility and the public interest requires the same to be vacated.

Petition and resolution referred to committee on streets - alleys - sewers - and the board of public land commissioners.

Endorsed on said resolution are the reports of the committees on streets - alleys - sewers - and the board of public land commissioners, recommending the granting of said petition and the adoption of said resolution, which said resolution was countersigned by the City Comptroller on July 11, 1932, adopted by the Common Council on July 11, 1932, by a vote of 27 to 0, and approved by the Mayor on July 12, 1932.

July 25, 1932 Resolution presented reciting the proceedings heretofore had herein and wherein it is,

RESOLVED by the Common Council of the City of Milwaukee, that the Commissioner of Public Works be and he hereby is directed, within one month from the date of the adoption of this resolution, to view the aforesaid portion of street vacated and assess the benefits and damages accruing and arising from said vacation and to make his report of his assessment of such benefits and damages to the Common Council of the City of Milwaukee, as required by law.

Referred to the Committee on streets - alleys - sewers.

Endorsed on said resolution is the report of the Committee on streets - alleys and sewers recommending the adoption of said resolution, which said resolution was countersigned by the City Comptroller on September 6, 1932.

Adopted by the Common Council on the same day by vote of 26 to 0, and approved by the Mayor on September 7, 1932.

October 31, 1932 Communication received by the Commissioner of Public Works to which is appended the assessment of benefits and damages in the above entitled matter, which said communication and assessment were referred to the committee on streets - alleys - sewers on the same day, which reported thereon in the form of a resolution annexed thereto and made a part thereof, wherein it is,

RESOLVED, by the Common Council of the City of Milwaukee that the assessment of benefits and damages in the matter of the vacation of part of unnamed street lying between South Water Street and the Milwaukee River in the 5th Ward of the City of Milwaukee, as made, reviewed, corrected and completed by the Commissioner of Public Works,

of the City of Milwaukee, and all proceedings had in relation thereto be and the same hereby are confirmed and the proper city officers be and hereby are directed to make proper entries thereof on the tax roll for the year 1932.

Signed by the individual members of said committee, adopted by the Common Council on November 14, 1932 by a vote of 26 to 0 and countersigned by the City Comptroller on November 14, 1932.

60

A certified copy of the RESOLUTION in the Matter of the vacation of part of unnamed street lying between S. Water St. and the Milwaukee River, in the 5th Ward of the City of Milwaukee was recorded in the office of the Register of Deeds of Milwaukee County on November 25, 1932 in Volume 1377 of Deeds, on page 390, as Document No. 1925041.

CITY OF MILWAUKEE *Interdepartmental Correspondence*

October 26, 1987

To Whom It May Concern:

Subject: City Attorney File No. 17-165 in the matter of the vacation of the 36 foot-wide unnamed street between South Water Street and the Milwaukee River north of East Florida Street

The Department of Public Works has no objection to this proposed vacation, provided the petitioner complies with the requirements set forth in the coordinated report and deposits monies to cover the costs as itemized herein:

- | | |
|--|------------|
| 1. Benefit assessment which will accrue upon the vacation of the above street. | \$1,224.00 |
| 2. Cost for the remaining useful life of the sanitary and storm sewers. | \$700.00 |

Note: The Milwaukee Metropolitan Sewerage District has existing facilities in the area and they require a deposit of \$600.00 for the easement document which will be prepared by MMSD.

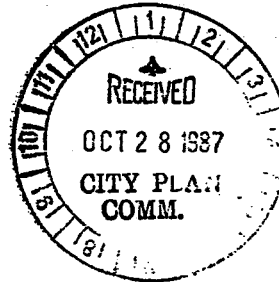
TOTAL \$1,924.00

Very truly yours,

*David A. Kuemmel*₇₈
Commissioner of Public Works

BLM:gss

cc: Accounting & Permits
City Engineer



26

FSL
Approve
Refer back to Staff

GIBBS, ROPER, LOOTS & WILLIAMS

ATTORNEYS AT LAW

735 NORTH WATER STREET

MILWAUKEE, WISCONSIN 53202

414 273-7010

April 12, 1988

OF COUNSEL
RICHARD S. GIBBS
THOMAS B. FIFIELD

WAYNE J. ROPER
ROBERT J. LOOTS
CLAY R. WILLIAMS
JOHN R. HOAGLUND, JR.
JOHN W. HEIN
LLOYD W. HERROLD
WILLIAM J. FRENCH
GREGORY G. WILLE
EDWARD R. NUSS
BRENT E. GREGORY
TERRY E. NILLES
STEPHEN L. KNOWLES
ROBERT E. WRENN
BROOKE J. BILLICK
THOMAS R. STREIFENDER
ROBERT L. GEGIOS
DAVID J. EDQUIST
BETH J. KUSHNER
CATHERINE R. MODE
MARGARET H. SCHULZ
WILLIAM J. DOMINA
WILLIAM R. WEST
SABRINA M. DOLL

City Treasurer
Department of Public Works
Room 507, Municipal Building
842 North Broadway
Milwaukee, Wisconsin 53202

Attn: Ms. Linda Roethlisberger

Enclosed is a check of Kurth Corp. in the amount of \$1,924.00 in accordance with letter from the Department of City Development dated October 29, 1987.

I will furnish a copy of this letter to Mr. Ron Ubeck at the Department of City Development for completion of the above file.

Reference: It should be noted that the Petitioner in this case is Kurth Corp. and its present mailing address is: 141 N. Main Street, Suite 207, West Bend, Wisconsin 53095. That may be a change of address for your records.

I will also furnish a copy of this letter to Carl Rogahn at the Milwaukee Metropolitan Sewerage District so that he can see to obtaining a quit claim deed to the portion of the 12" metropolitan interceptor sewer within the area being vacated.

I would also request that Mr. Rogahn note that the quit claim deed is to convey the property to Kurth Corp.

Very truly yours,

GIBBS, ROPER, LOOTS & WILLIAMS


W. J. Roper

cc: Mr. Ron Ubeck
Mr. Carl Rogahn

/ja
Encl.

Benefit assessment for vacation 1,224.00
Cost for remaining useful life-sewer 700.00
1924.00

MARSHALL & ILSLEY BANK
Milwaukee, Wis.

KURTH CORP.
141 N. Main Suite 207
West Bend, WI 53095

12-5
750

CHECK NO. 01624

DATE
4/7/88

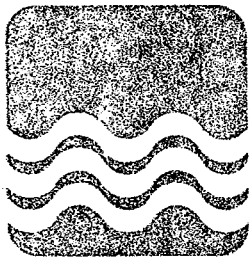
AMOUNT
\$1,924.00*****

AY
O THE
RDER
F

CITY TREASURER
ATTN: Ms. Linda Roethlisberger
Department of Public Works
Room 507, Municipal Building
842 North Broadway

Kurth Corp
Wayne J. [Signature]
AUTHORIZED SIGNATURE
Vice Pres

⑈001624⑈ ⑆075000051⑆ 00⑈31 1472⑈



file

Milwaukee Metropolitan Sewerage District
735 North Water Street Milwaukee, Wisconsin 53202
414-272-5100

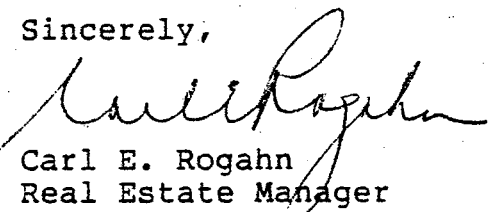
April 22, 1988

Kurth Corp.
141 N. Main Street, Suite 207
West Bend, WI 53095

Gentlemen:

Enclosed is a fully executed Quit Claim Deed from the Milwaukee Metropolitan Sewerage District transferring all right, title and interest in a section of interceptor sewer and the adjoining manhole which are located in an unnamed street lying between South Water Street and the Milwaukee River just north of East Florida Street. This Quit Claim Deed is provided as a result of the vacation proceedings which the Kurth Corp. had petitioned.

Sincerely,


Carl E. Rogahn
Real Estate Manager

CER/bls

Enclosure

cc: W. J. Roper
Gibs, Roper, Loots & Williams
735 N. Water Street
Milwaukee, WI 53202

2322D

The Milwaukee Metropolitan Sewerage District, a Municipal Body Corporate

quit-claims to the Kurth corp.

the following described real estate in Milwaukee County, State of Wisconsin:

That part of the westerly 15 feet of the vacated unnamed 36 foot wide street lying between South Water Street and the Milwaukee River said unnamed street lying north of East Florida Street along with all title and interest in an existing 12-inch sewer 42.43 feet long and the adjoining manhole identified by the Milwaukee Metropolitan Sewerage District as manhole 00122A and 12-inch sewer identified as 00122A as shown on attached Exhibit "A".

RETURN TO Wayne J. Roper
735 N. Water Street
Milwaukee, WI. 53207

Tax Parcel No:

We do not have a tax number as it was exempt property until now WR

This is not homestead property.
(is) (is not)

Dated this 21st day of April, 19 88

Milwaukee Metropolitan Sewerage District (SEAL)

* Dean A. Showers, Chairman (SEAL)

* Barbara A. Bender, Secretary (SEAL)

AUTHENTICATION

ACKNOWLEDGMENT

Signature(s)

STATE OF WISCONSIN

authenticated this day of, 19

Milwaukee County, ss.

Personally came before me this 21st day of April, 19 88 the above named Dean A. Showers, Chairman Barbara A. Bender, Secretary

TITLE: MEMBER STATE BAR OF WISCONSIN

(If not, authorized by § 706.06, Wis. Stats.)

to me known to be the person who executed the foregoing instrument and acknowledge the same.

THIS INSTRUMENT WAS DRAFTED BY

Carl E. Rogahn

* Carl E. Rogahn
Notary Public Milwaukee County, Wis.
My Commission is permanent. (If not, state expiration date: May 26, 19 91.)

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