

WAYNE F. WHITTOW
City Treasurer



James L. Hanna
Deputy City Treasurer

James F. Klajbor
Special Deputy City Treasurer

OFFICE OF THE CITY TREASURER
Milwaukee, Wisconsin

August 19, 2010

To: Milwaukee Common Council
City Hall, Room 205

From:  Wayne F. Whittow
City Treasurer

Re: Request for Vacation of Inrem Judgment
Tax Key No.: 317-0223-000-7
Address: 2822 2824 N SHEPARD AV
Applicant/Requester: BANK FIRST NATIONAL
2010-01 Inrem File
Parcel: 562
Case: 10CV005385

Attached is a completed application for Vacation of Inrem Judgment and documentation of payment of costs.

The City of Milwaukee acquired this property on 7/26/2010.

WFW/slk

REQUEST FOR VACATION OF IN REM JUDGMENT

Due by 10-25-10

FOLLOW THE INSTRUCTIONS LISTED BELOW:

1. Type or print firmly with ball point pen.
2. Use separate form for each property.
3. Check the copy of the attached ordinance for guidelines and eligibility. No written request to proceed under the ordinance may be submitted for consideration to the Common Council where more than 90 days has elapsed from the date of entry of the in rem judgment to the date of receipt of the request by the City Clerk.
4. Administrative costs totaling \$1,370.00, must be paid by Cashiers Check or cash to the City Treasurer's Office prior to acceptance of this application.
5. Complete boxes a, b, c, d, and e.
6. Forward completed application to City Treasurer, 200 East Wells Street, Room 103, Milwaukee, WI 53202

APPLICANT INFORMATION:

A. PROPERTY ADDRESS 2822 2824 N. Shepard Avenue, Milwaukee, WI 53211
 TAXKEY NUMBER 317-0223-000-7
 NAME OF APPLICANT Bank First National f/k/a First National Bank in Manitowoc
 MAILING ADDRESS c/o John R. Schreiber, Esq., O'Neil, Cannon, Hollman, DeJong & Laing S.C.
111 E. Wisconsin Avenue, Suite 1400, Milwaukee, Wisconsin 53202 (414) 276-5000
 CITY STATE ZIP CODE TELEPHONE NUMBER

B. FORMER OWNER YES NO

If no, describe interest in this property Bank First National held a first priority mortgage interest in and to the property prior to entry of the in rem judgment. The mortgage was recorded with the Office of the Register of Deeds for Milwaukee County on 2/1/07 as Document No. 9378692.

C. LIST ALL OTHER REAL PROPERTY IN THE CITY OF MILWAUKEE THAT THE FORMER OWNER HAS AN OWNERSHIP INTEREST IN (If not applicable, write NONE).

Unknown

(Use reverse side, if additional space is needed)

MILWAUKEE CITY TREASURER
 RECEIVED ON
 2010 AUG 19 AM 9:29

D. HAVE MONIES FOR ADMINISTRATIVE COSTS BEEN DEPOSITED WITH THE CITY TREASURER'S OFFICE? (Documentation must be attached)

YES NO

E. DEPT OF NEIGHBORHOOD SERVICES FILING:

Have applications to record the subject property and any other unrecorded properties in which the former owner has an ownership interest been filed with the Department of Neighborhood Services per s. 200-51.5.

YES NO Unknown

Applicant warrants and represents that all of the information provided herein is true and correct and agrees that if title to the property is restored to the former owner, applicant will indemnify and hold City harmless from and against any cost or expense which may be asserted against City as a result of its being in the chain of title to the property. Applicant understands that if this request is withdrawn or denied the City shall retain all of the administrative costs applicant paid.

APPLICANT'S SIGNATURE John R. Schreiber DATE 8/19/2010
 John R. Schreiber, Esq., Attorney for Bank First National

John R. Schreiber
Attorney at Law


O'NEIL CANNON
HOLLMAN DEJONG & LAING^{s.c.}
Wisconsin's Premier Lawyers & Litigators

Direct: 414.291.4703
John.Schreiber@wilaw.com

August 19, 2010

VIA HAND DELIVERY

Wayne F. Whittow
City Treasurer
200 E. Wells St., Rm. 103
Milwaukee, WI 53202

Re: Request for Vacation of In Rem Judgment
Tax Key No. 317-0223-000-7

Dear Mr. Whittow:

Please be advised that this law firm represents Bank First National, a Wisconsin bank with a recorded mortgage interest on the above-referenced property, commonly known as 2822 2824 N. Shepherd Avenue.

I have, on behalf of the bank, completed a Request for Vacation of In Rem Judgment following the entry of the same by the Circuit Court for Milwaukee County in Case No. 10-CV-5385.

My client has a pending foreclosure action against the property in Case No. 10-CV-8722. As a result of a clerical error, the taxes referenced in the In Rem foreclosure action were not paid by the June 23, 2010 deadline and a default judgment was entered. My client respectfully requests that it be allowed to make payment of these back taxes to the City of Milwaukee and that the In Rem Judgment be vacated.

Please feel free to contact me relative to this matter. Thank you kindly for your consideration and processing of this Application.

Sincerely,



John R. Schreiber

JRS/mvd

Enclosure

c: Mr. Steven R. Walber (w/encl.)



Payment Receipt

CT-11

Office of the City Treasurer • City Hall, Room 103
200 East Wells Street • Milwaukee, Wisconsin 53202
Telephone: (414) 286-2240

Received of: Bank first Natl.

Tax Account No.: 317-0223-7

Property Address: 2822-2824 Shepard

Cash \$ _____ Check \$ 1370.00

Installment Payment Bond Payment

Delinquent Tax Payment Year: _____

Current Collection Tax Payment Uncontested Judgment

Duplicate Tax Bill Fee Other

Received by: Sandy

Date: 8/19/10

Office of the City Treasurer - Milwaukee, Wisconsin
Administration Division
Cash Deposit of Delinquent Tax Collection

<u>Cashier Category</u>	<u>Cashier Payclass</u>		<u>Dollar Amount</u>
1910		Delinquent Tax Collections	
	1911	City Treasurer Costs	220.00
	1912	DCD Costs	450.00
	1913	City Clerk Costs	200.00
	1914	City Attorney Costs	500.00
		Grand Total	1,370.00

Date: 8/19/2010

Comments for Treasurer's Use Only

Administrative Costs - Request for Vacation of Judgment

File Number: 2010 - 01
Taxkey Number: 317-0223-000 - 7
Property Address: 2822 2824 N SHEPARD AV
Applicant: BANK FIRST NAT'L

Parcel Number: 562
CaseNumber: 10CV005385