

JOSEPH A. CHECOTA
3224 EAST HAMPSHIRE STREET
MILWAUKEE, WISCONSIN 53211
HOME (414) 964-9883 • OFFICE (414) 277-0500

July 20, 2004

Michael S. D'Amato
Alderman, Third District
200 East Wells Street Room 205,
City Hall Milwaukee, WI 53202-3570

Dear Mike:

Copies of five letters are enclosed.

- The letter the City of Milwaukee addressed to me under date of August 17, 1993.
- The letter Attorney Joseph E. Puchner addressed to the Clerk of the City of Milwaukee under date of September 3, 1993.
- The letter I addressed to you under date of October 24, 1997.
- The letter Ms. Patricia A. Proffitt addressed to me under date of July 7, 2004.
- The letter I addressed to Ms. Patricia A. Proffitt under date of July 16, 2004.

During 1980 and 1981, Ellen and I constructed our home on Hampshire Street, including our drive. When we constructed our drive, we did not realize that Hampshire Street was dedicated as a street all the way to the shore of Lake Michigan. (Hampshire Street ends where our drive begins, and the area in question included mature trees and other plant materials at the time we constructed our drive.)

In a letter dated August 17, 1993, the City of Milwaukee informed us that we had inadvertently made permanent repairs in the Public Way.

Michael S. D'Amato
July 20, 2004
Page 2

In a letter dated September 3, 1993, Attorney Joseph E. Puchner, on behalf of Ellen and me, filed a Petition for a Special Privilege to resolve the situation that arose from our permanent repairs in the Public Way.

Soon after Attorney Puchner filed the Petition for a Special Privilege with the City of Milwaukee, Ellen and I decided to file an application for the vacation of the subject portion of Hampshire Street. Based on our available records, it does not appear that the application for vacation was filed.

Nothing else happened until I wrote you on October 24, 1997 that we intended to renew the process to vacate the subject portion of Hampshire Street. (We obviously did not follow up on this letter.)

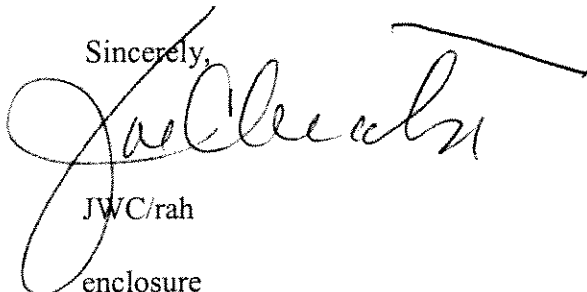
That's where things stood until I received Invoice No. 224999 from the City of Milwaukee. A copy of this invoice, dated November 12, 2003, is enclosed. The invoice instructs me to direct questions to Mr. Ron Sweet, an employee of the City of Milwaukee.

I called Mr. Sweet approximately two months ago, and he suggested that I contact Ms. Vanessa Koster to discuss our plans to file an application for vacation. Before I was able to place a call to Ms. Koster, I received the letter dated July 7, 2004 from Ms. Patricia A. Proffitt.

The letter I addressed to Ms. Proffitt under date of July 16, 2004 was written as a follow-up to a telephone conversation between Ms. Proffitt and me on that date.

Hopefully I now have you up to speed on the series of events that have occurred relative to the Petition for Special Privilege and the application to vacate the subject portion of Hampshire Street. I would appreciate an opportunity to discuss this matter with you, and I look forward to hearing from you as soon as your schedule permits. I can be reached at the telephone numbers that are indicated in this letterhead.

Sincerely,



JWC/rah
enclosure

CONFIDENTIAL



Department of Public Works
Street and Sewer Maintenance Division

James C. Kaminski
Commissioner of Public Works

Henry J. Balconi
Deputy Commissioner of Public Works

James P. Purko
Superintendent

August 17, 1993

Mr. Joseph Checota & Ellen (HW)
3224 E. Hampshire St.
Milwaukee, WI 53211

RE: Location at 3224 E. Hampshire St.

Dear Mr. & Mrs. Checota:

You have made a permanent repair in the Public Way and will need to obtain a Special Permit. Permits can be obtained in Municipal Building room 507, 841 N. Broadway or by calling 286-3312. Also you will have to contact Ron Sweet @ 286-2454 about obtaining a special privilege for the gate in the public right of way.

You are required to comply prior to Friday, September 10, 1993.

A confirmation call was made on Tuesday, August 17, 1993 (on answering machine).

Should you have any questions regarding this matter please contact Bill Gardner, Public Works Inspector between 7:30am and 9:00am at 286-2161.

Please give this matter your prompt attention.

Very truly yours,

Ralph Sorenson
Street Inspection Supervisor

cc: Public Works Inspector
Permit Clerk

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SEP 7 1993

11 East Wisconsin Avenue
Milwaukee, Wisconsin 53202-4497
414/277-6000
FAX 414/277-5591

Attorneys at Law in
Milwaukee and Madison, Wisconsin
West Palm Beach, Naples and
Fort Lauderdale, Florida
Phoenix, Arizona

Quarles & Brady

September 3, 1993

HAND DELIVERED

Clerk of the City of Milwaukee
License Division
City Hall
Room 105
200 East Wells Street
Milwaukee, WI 53202

Re: Petition for a Special Privilege for 3224 East
Hampshire Street

Dear Sir or Madam:

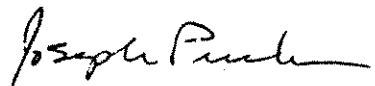
Attached for filing are two executed originals of a Petition for a Special Privilege on behalf of Mr. Joseph W. Checota and Ms. Ellen C. Checota for their property at 3224 East Hampshire Street. Also enclosed is a check in the amount of \$137 made out to the City of Milwaukee Common Council to cover the publication fee.

Please file the Petition and then let me know what additional information you might need to continue the petition process.

Thank you for your assistance.

Yours very truly,

QUARLES & BRADY



Joseph E. Puchner

439:cml
Enclosures
cc: Mr. Joseph W. Checota ✓

20-106-102-9

LANDMARK HEALTHCARE FACILITIES, LLC

October 24, 1997

PERSONAL AND CONFIDENTIAL

FILE

Mr. Michael S. D'Amato
1906 East Newberry Boulevard
Milwaukee, WI 53211

Dear Mike:

Enclosed please find copies of various letters from the period August through October 1993. These letters are reasonably self-explanatory.

I did not complete the work required to vacate the portion of Hampshire Street that dead ends into my property, as well as, the property of the University of Wisconsin-Milwaukee (the Kenwood Conference Center).

I would like to complete the process to vacate the portion of Hampshire Street that is described in the enclosed correspondence. I plan to call you about this matter early next week.

Best personal regards.

Sincerely,



Joseph W. Checota
Chairman

JWC/Inm

enclosures



Office of the City Clerk
License Division

Ronald D. Leonhardt
City Clerk

Jim R. Copeland
License Division Manager

July 7, 2004

Joseph W. Checota
Ellen C. Checota
3224 E. Hampshire Street
Milwaukee, WI 53211

RE: Special Privilege: #2091
CC 930852
Driveway/columns/gate, etc.

Dear Mr. & Mrs. Checota:

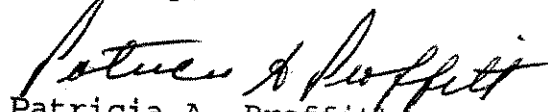
Your property at 3224 E. Hampshire Street was granted a Special Privilege by the City of Milwaukee, with the understanding that a current surety bond and certificate of insurance remain on file in this office. We do not have a current Certificate of Insurance and Bond on file for you.

Enclosed is/are the necessary form(s) to be completed by your insurance agent along with a return envelope for your convenience.

Failure to comply or respond within 10 days of this notice will result in our starting proceedings to revoke your privilege and have any necessary apparatus removed from the public right of way at your expense.

If you have any questions regarding this matter, please contact me at (414) 286-2238.

Sincerely,


Patricia A. Proffitt
License Coordinator

Enc.

REF: SPGRANT2.PRI

COPY

JOSEPH W. CHECOTA
3224 EAST HAMPSHIRE STREET
MILWAUKEE, WISCONSIN 53211
HOME (414) 964-9883 • OFFICE (414) 277-0500

July 16, 2004

Via Facsimile & U.S. Mail

Ms. Patricia A. Proffitt, License Coordinator
City of Milwaukee
Office of the City Clerk, License Division
City Hall, Room 105
200 East Wells Street
Milwaukee, WI 53202-23570

Re: Special Privilege #2091, CC 930852

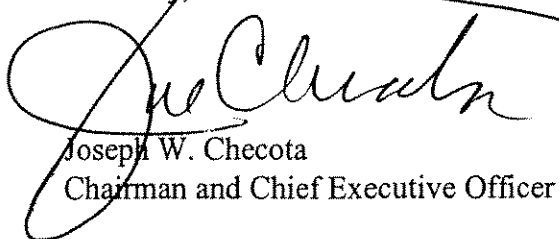
Dear Ms. Proffitt:

I am writing as a follow-up to our telephone conversation this morning.

I would like to request a vacation of the Special Privilege that is referenced above. As I indicated during our telephone conversation this morning, I intend to file an application for the vacation of the subject portion of Hampshire Street.

Please call me at the office at (414) 277-0500 or at home at (414) 964-9883 in the event you require additional information about this matter.

Sincerely,



Joseph W. Checota
Chairman and Chief Executive Officer

cc: Michael S. D'Amato, Third District Alderman



INVOICE

Department of Neighborhood Services
841 N. Broadway, 10th Flr.
Milwaukee, WI 53202

No. 224999

JOSEPH AND ELLEN C CHECOTA
3224 EAST HAMPSHIRE STREET
MILWAUKEE WI 53211

2003 SPECIAL PRIVILEGE ANNUAL FEE

Invoice Date: November 12, 2003

Property Address: 3224 E HAMPSHIRE ST

Privilege:	FULL AND EXCLUSIVE USE OF R/W INCLUDING:BRICK DRIV EWAY PAVT,MASONRY PILLARS,IRON GATE,LGTS & CONDTs, SPRINKLER SYSTEM-30'
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File Number:	930852
Fee:	\$2773.13 Questions? Call Ron Sweet at (414) 286-2454, 10:00 am -2:00 pm.
Payment Due:	December 12, 2003

****Reminder: If there is a change in ownership of this property, or if you change the privilege in any way, please notify Ron Sweet at (414) 286-2454.

The amount of this charge is set by ordinance and is not subject to appeal. You may appeal the right of the Department to place this amount on the taxroll if you do not pay it. That appeal must be filed within 30 days of the date of this invoice with the: Administrative Review Appeals Board, Office of the City Clerk, 200 E Wells Street, Room 205, Milwaukee, WI 53202, (414) 286-2221.

Please make check payable to **City of Milwaukee** and return in enclosed envelope.

PLEASE RETAIN THIS PORTION FOR YOUR RECORDS

PLEASE RETURN THIS PORTION WITH YOUR PAYMENT

2003 SPECIAL PRIVILEGE ANNUAL FEE

Invoice No. 224999

JOSEPH AND ELLEN C CHECOTA
3224 EAST HAMPSHIRE STREET
MILWAUKEE WI 53211

Property Address: 3224 E HAMPSHIRE ST
File Number: 930852
Fee: \$2773.13
Payment Due: December 12, 2003

Department of Neighborhood Services
841 N. Broadway 10th Floor
Milwaukee, WI 53202