

FIRST AMENDMENT TO
CATALANO SQUARE PARK LEASE

Document Number

Document Title

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CATALANO SQUARE PARK LEASE

Recording Area

Name and Return Address

Ms. Elaine Miller, Real Estate Officer
City of Milwaukee
809 N. Broadway, 2nd Floor
Milwaukee, WI 53202

Tax Key Number: 392-1732-000

Drafted By:

Jeremy R. McKenzie
Assistant City Attorney
City of Milwaukee

FIRST AMENDMENT TO LEASE

THIS FIRST AMENDMENT TO LEASE (“First Amendment”) is made as of the ____ day of _____, 2014, by and between **THE CITY OF MILWAUKEE** (hereinafter “City”) and **THE BOARD OF BUSINESS IMPROVEMENT DISTRICT NO. 2** (hereinafter the “Board”).

RECITALS

WHEREAS, City and Board entered into that certain Lease dated August 1, 2010 and amended to City’s property more particularly described therein, known commonly as Catalano Square; and

WHEREAS, Tenant and Landlord wish to amend the Lease as set forth below.

NOW, THEREFORE, the parties hereto agree as follows (all capitalized terms used but not defined herein shall have the meaning set forth in the Lease):

1. Exhibit A of the Lease is Amended to read as follows:

Plat of Milwaukee in Secs (28-29-33)-7-22 Block 117 Lot 11 & Lot 1 Exc St & Vac Alley & Lots 11-12 & 13 Exc St Of Blk 156

Together With the North Broadway Pedestrian Mall described as:

Commencing at the intersection of the south line of East Menomonee Street and west line of North Broadway; thence southerly, along the west line of North Broadway to its point of intersection with the northeasterly line of East Erie Street; thence southeasterly, along the extension of the northeasterly line of East Erie Street to its point of intersection with the southwesterly extension of the present northwesterly line of North Young Street; thence northeasterly, along said extension of North Young Street, to its point of intersection with the east line of North Broadway; thence northerly, along said east line, to the point of intersection of said east line and the south line of East Menomonee Street; thence westerly, to the point of commencement.

Excepting therefrom that part of Lot 1 in Block 117, in the Southwest 1/4 of Section 28, in Township 7 North, Range 22 East, in the City of Milwaukee, County of Milwaukee, State of Wisconsin, bounded and described as follows, to-wit: Commencing at the Southeast corner of said Lot 1; running thence North along the West line of North Milwaukee Street, 7.17 feet to the intersection of the West line of North Milwaukee Street and the Southeasterly line of N. Young Street (said intersection point being 42.03 feet South of the Northeast corner of Block 1 as

originally platted) thence Southwesterly along the Southeasterly line of North Young Street, 10.49 feet to a point in the Southerly line of said Lot 1; thence Southeasterly along the Southerly line of said Lot 1, 8.32 feet to the place of commencement.

Also excepting therefrom, that part of Lot 11, in Block 156 in the Fractional Section 33, in Township 7 North, Range 22 East, in the City of Milwaukee, County of Milwaukee, State of Wisconsin, bounded and described as follows, to-wit: commencing at the Southeasterly corner of said Lot 11; running thence Northwesterly along the Northeasterly line of said Lot 11 aforesaid 6.48 feet to a point in the Southeasterly line of North Young Street; thence Southwesterly along the Southeasterly line of North Young Street 15.16 feet to a point in the Southeasterly line of Lot 11 aforesaid; thence Northeasterly along the Southeasterly line of Lot 11 aforesaid 16.93 feet to the place of commencement.

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2. Except as modified by this First Amendment, the Lease shall continue in full force and effect as provided therein.

[Signatures appear on following page]

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to Lease as of the day and year first above written.

**BOARD:
BOARD OF BUSINESS IMPROVEMENT
DISTRICT NO. 2**

**CITY:
CITY OF MILWAUKEE**

By: _____
Ronald S. San Felippo
Chair

By: _____
Elaine M. Miller,
Special Deputy Commissioner
Signed per MCO § 304-49-9

BOARD NOTARIES

STATE OF WISCONSIN)
)ss.
COUNTY OF MILWAUKEE)

Personally came before me this ____ day of _____, 2014, the above named Ronald S. San Felippo, Chair of the Board of Business Improvement District No. 2, to me known to be such person who executed the foregoing instrument and acknowledged the same in such capacity.

Notary Public, State of Wisconsin
My Commission: _____

**Milwaukee City Attorney
Approval and Authentication**

Jeremy R. McKenzie, as a member in good standing of the State Bar of Wisconsin, hereby approves the signatures of the Milwaukee representatives above, and also authenticates the signatures of each of the above Milwaukee representatives/signatories per Wis. Stat. § 706.06 so this document may be recorded per Wis. Stat. § 706.05 (2)(b).

By: _____
JEREMY R. MCKENZIE
Assistant City Attorney
State Bar No. 1051310

Date: _____