

EXHIBIT D
City-to-County Deed

QUIT CLAIM DEED

Document Number

Document Title

Drafted By: Gregg Hagopian, Asst. City Attorney

Exempt from Transfer Fee and from Transfer Return:

This conveyance is exempt from the Transfer Fee per Wis. Stat. § 77.25 (2) as it is a conveyance from the City of Milwaukee, and it is exempt from the Transfer Return per Wis. Stat. § 77.255 because it is a conveyance exempt from the fee under 77.25 (2) (City is not a lender in this transaction).

Recording Area

Name and Return
Address:

Kevin Haley
Milwaukee County
Dept. of Parks, Recreation and
Culture
9480 Watertown Plank Road
Wauwatosa, WI 53226

PIN:

Part of 109-9994-121 and
Part of 109-9999-110

THIS QUIT CLAIM DEED is made by THE CITY OF MILWAUKEE, a municipal corporation, herein called “**City**,” as the Grantor, to MILWAUKEE COUNTY, a municipal corporation, herein called “**County**,” as the Grantee.

WITNESSETH:

City hereby quit claims and conveys to County, the real estate, in the City and County of Milwaukee, State of Wisconsin, herein called the “**Old ROW**,” that is a part of 7245 N. Granville Road (TIN 109-9994-121) and part of 7401 N. 91st Street (TIN 109-9999-110), Milwaukee, Wisconsin.

The Old ROW is depicted on **EXHIBIT A** and is legally described on **EXHIBIT B** attached.

Providing, however, that this conveyance is subject to the rights of third parties under Wis. Stat. § 66.1005, and subject to the City’s retained and reserved rights.

City expressly retains and reserves the following rights:

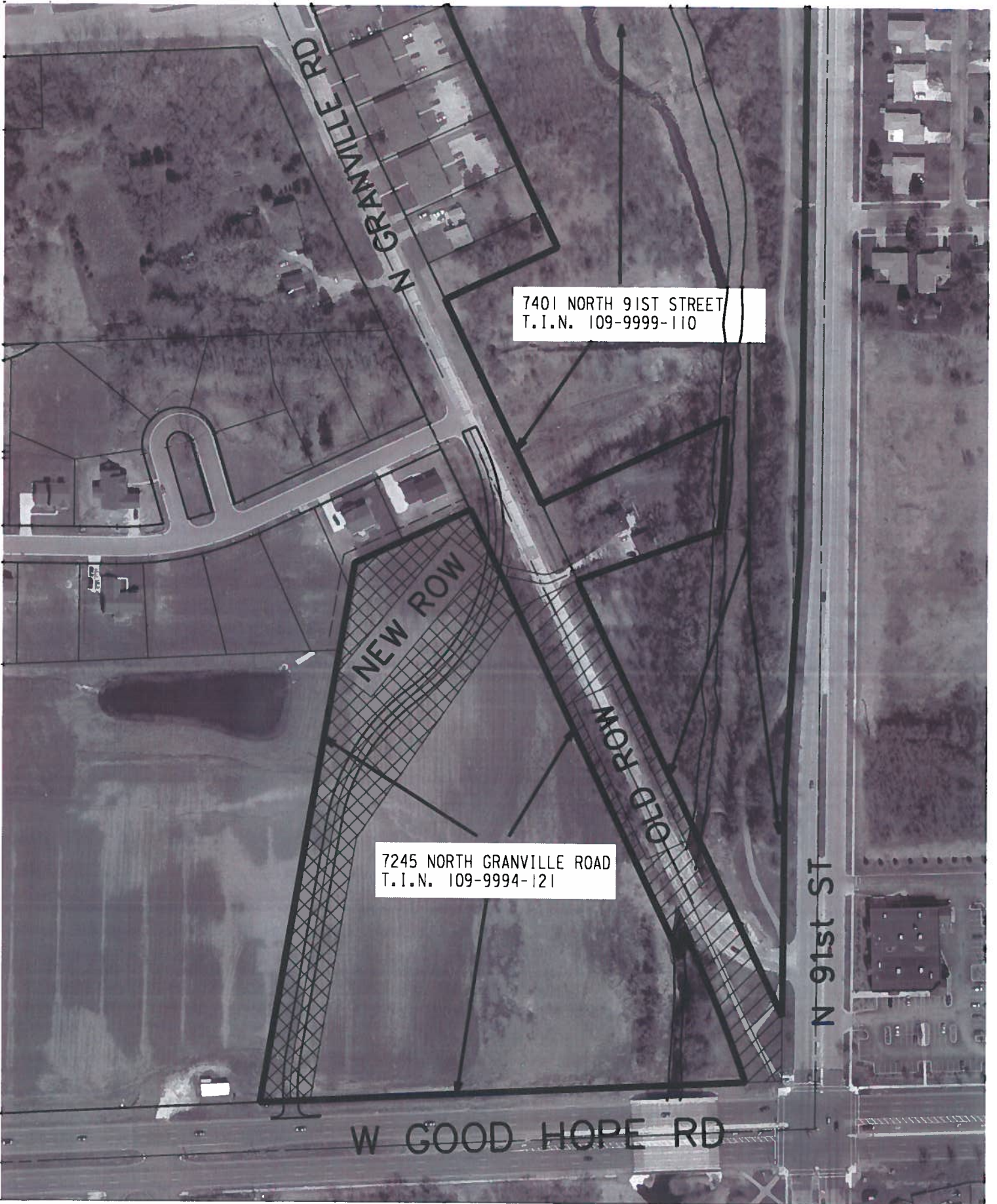
- A. All rights under Wis. Stat. § 66.1005 including subsection (2)(a) of § 66.1005.
- B. The right to keep, inspect, maintain, repair, operate, construct, reconstruct, enlarge, and replace within the Old ROW the City’s water main and related facilities and appurtenances (collectively, the “**Facilities**”), together with the right of ingress and egress thereto.

No structures or improvements may be constructed within the Old ROW by County except ordinary lawns, parkway, walkways (including pedestrian paths), roadways, driveways and parking-lot surfacing (“**Permitted Improvements**”). If, in exercising City’s rights hereunder, City causes damage to, or removes, any Permitted Improvements, City shall replace or repair same, at City expense to substantially the same condition as existed previously. In no case shall City be responsible for replacing aesthetic plantings.

Prior to undertaking any work below surface within the Old ROW, prior to any underground installation within the Old ROW, and prior to any surface-grade alteration within the Old ROW that would raise or lower the surface elevation by 1 foot or more, then, in any such event, County shall first submit plans therefore to the City for approval by the City’s Commissioner of Public Works (“**DPW Commissioner**”), and any such work, installation or alteration, requires prior approval of the DPW Commissioner.

IN WITNESS WHEREOF, City, as Grantor, and County, as Grantee, on behalf of themselves and their successors and assigns, enter this Deed, and they caused this Deed to be executed by their respective duly authorized signatories as of July 29, 2013.

<p>CITY: CITY OF MILWAUKEE</p> <p>By: _____ Tom Barrett, Mayor</p> <p>By: _____ James R. Owczarski, City Clerk</p> <p>COUNTERSIGNED:</p> <p>By: _____ Martin Matson, Comptroller</p> <p>Approved by City Common Council Res. File No. 130023.</p> <p><u>CITY ATTORNEY APPROVAL;</u> <u>AUTHENTICATION</u></p> <p>The undersigned, as a member in good standing of the State Bar of Wisconsin, hereby approves the signatures of the above City signatories, per M.C.O. § 304-21, and authenticates them per Wis. Stat. § 706.06 so this document may be recorded per Wis. Stat. § 706.05 (2)(b).</p> <p>By: _____</p> <p>Name Printed: _____ Assistant City Attorney</p> <p>State Bar No.: _____</p> <p>Date: _____</p>	<p>COUNTY: MILWAUKEE COUNTY</p> <p>By: _____ Chris Abele, County Executive</p> <p>And By: _____ Joseph Czarnetzki, County Clerk</p> <p>Signed by County pursuant to County Board Resolution File No. 13-543 adopted by the Milwaukee County Board of Supervisors on July 25, 2013.</p> <p><u>APPROVED AS TO FORM;</u> <u>AUTHENTICATION.</u></p> <p>The undersigned, as a member in good standing of the State Bar of Wisconsin, hereby approves the signatures of the above County signatories, and authenticates them per Wis. Stat. § 706.06 so this document may be recorded per Wis. Stat. § 706.05 (2)(b).</p> <p>MILWAUKEE COUNTY CORP. COUNSEL</p> <p>By: _____ Paul Kyzio</p> <p>Date: _____ 8/23/13</p> <p>REVIEWED BY MILWAUKEE COUNTY RISK MANAGEMENT</p> <p>By: _____ K. Albrecht</p> <p>Date: _____ 8/22/13</p>
--	---



7401 NORTH 91ST STREET
T.I.N. 109-9999-110

7245 NORTH GRANVILLE ROAD
T.I.N. 109-9994-121

EXHIBIT A

INTERGOVERNMENTAL COOPERATION
AGREEMENT
BTWN THE CITY OF MILWAUKEE AND
MILWAUKEE COUNTY



1/8 LINE

(MILWAUKEE CO.)

LANDS

325.88
N. 64° 39' 18" E.

TAX KEY NO.
109-9996-000

S. 69° 22' 18" W.
243.42

S. 3° 10' 18" W.
175.25

OAK HILL

NEW ROW

TO BE ACQUIRED

(MILWAUKEE CO.)

TAX KEY NO.
109-9999-110

TO BE VACATED

OLD ROW

LANDS

(MILWAUKEE CO.)

TAX KEY NO.
109-9994-121

C.S.M. NO. 7737

S. 09° 44' 52" W. 890.85

N. 09° 44' 52" E. 452.58

N. 35° 38' 29" E. 436.04

N. 02° 44' 00" W.
80.00

81.94

N. 87° 16' 00" E.

N. 33° 02' 20" E. 243.42
N. 27° 20' 20" E. 175.25
N. 137° 11' 31" E. 452.58
N. 54° 39' 18" E. 243.42
N. 27° 20' 20" E. 175.25

N. Granville

N. 91st St.

W. Good Hope Rd.

S. 87° 16' 00" W. 897.44

S. 87° 16' 00" W.
27.68

EXHIBIT D: Old R.O.W. Legal Description

Description of North Granville Road from West Good Hope Road northwesterly 958 feet more or less to a point, which is proposed to be vacated, in the 5th Aldermanic District of the City of Milwaukee.

That part of North Granville Road, as presently laid out, in the Southeast 1/4 of Section 17, Township 8 North, Range 21 East, described as follows: Commencing at the southeast corner of said 1/4 Section; thence South $87^{\circ}16'00''$ West, along the south line of said 1/4 Section, 27.68 feet to a point in the center line of North Granville Road as originally laid out; thence North $25^{\circ}20'42''$ West, along said center line, 938.54 feet to a point; thence North $64^{\circ}39'18''$ East 55.00 feet to a point in the present easterly line of North Granville Road; thence North $25^{\circ}20'42''$ West, along said present easterly line, 20.00 feet to the point of beginning of the land to be described; thence South $64^{\circ}39'18''$ West 110.00 feet to a point in the present westerly line of North Granville Road; thence Southeasterly, Northeasterly and Southeasterly, along said present westerly line, to its point of intersection with the north line of West Good Hope Road; thence North $87^{\circ}16'00''$ East, along the easterly extension of said north line, to its point of intersection with the southerly extension of the present west line of North 91st Street; thence Northerly, along said southerly extension, to its point of intersection with the present easterly line of North Granville Road; thence Northwesterly, along said present easterly line, to the point of beginning.

The easterly half of the above described parcel contains 45,912 square feet or 1.0540 acres more or less of land.

The westerly half of the above described parcel contains 43,240 square feet or 0.9927 acres more or less of land.