

AT&T - WISCONSIN EASEMENTS

DOCUMENT NUMBER

UT# 5679079 Ease #45383 R/W #2007-306

For a valuable consideration of one dollar (\$1.00), receipt of which is hereby acknowledged, the undersigned **City of Milwaukee (Grantor)** hereby grants and conveys to Wisconsin Bell Inc., d/b/a. AT&T - Wisconsin, a Wisconsin Corporation, and its affiliates and licensees, successors and assigns (collectively "Grantees") a "Transmission Facilities" easement in, under, over, upon and across the Easement Area (described below), for the purposes of and in order to construct, reconstruct, modify, supplement, maintain, operate and/or remove facilities for the transmission of signals used in the provision of communication, video and/or information services and/or any other services or uses for which such facilities may be used including, but not limited to, equipment cabinets or enclosures and support posts or pads, cables, wires, pedestals or other above-ground cable or wire enclosures, hand holes, marker posts and signs, and other related or useful equipment, fixtures, appurtenances and facilities, together with the right to have commercial electrical service extended across the Property (described below) and a "Service" Easement Area to provide service to such facilities and the right of ingress and egress across the Property and the Easement Area for the purpose of access to and use of the easement granted herein.

RETURN ADDRESS:
Elizabeth Strege
AT&T - Wisconsin
N17 W24300 Riverwood Drive
Waukesha, WI 53188

PARCEL NUMBER: 3680746110

The property is legally described as:

See the attached document marked as Exhibit "A", incorporated into and made a part hereof by reference.

The Easement Area is legally described as:

A ten (10) foot by fifteen (15) foot parcel of land (Transmission Facilities Easement); and a ten (10) foot wide strip of land (Service Easement) as located in the above described parcel

See the attached drawings (1 of 3 and 2 of 3) and document (3 of 3) marked as Exhibit "B", incorporated into and made a part hereof by reference.

The Grantor represents and warrants to the Grantee that Grantor is the true and lawful owner of the Property and has full right and power to grant and convey the rights conveyed herein.

Grantee hereby agrees to restore all property disturbed by its activities in use of the easement to the condition existing prior to the disturbance.

Grantee shall have the right to remove or trim such trees and brush in the Easement Area as is necessary to exercise the rights conveyed herein.

The Grantor shall not construct structures in the Service Easement area or change the finish grade of the Service or Transmission Facilities Easement Areas by more than 4" without the consent of the Grantee.

This Easement is binding upon and shall inure to the benefit of the heirs, successors, assigns, and licensees of the parties hereto.

GRANTOR: CITY OF MILWAUKEE

IN WITNESS WHEREOF, the said City of Milwaukee, has caused these presents to be signed by Tom Barrett, its Mayor and Ronald D. Leonhardt, its City Clerk and countersigned by W. Martin Morics, Comptroller, at Milwaukee, Wisconsin, and its corporate seal to be affixed.

Signed and sealed in presence of:

CITY OF MILWAUKEE

_____ By: _____
Tom Barrett, Mayor

_____ By: _____
Ronald D. Leonhardt, City Clerk

COUNTERSIGNED

_____ By: _____
W. Martin Morics, City Comptroller

STATE OF WISCONSIN)

) SS

MILWAUKEE COUNTY)

Personally came before me this ____ day of _____, 20____, Tom Barrett, Mayor of the City of Milwaukee, to me known to be the person who executed the foregoing instrument and to me known to be such Mayor of the City of Milwaukee and acknowledged that he executed the foregoing instrument as such officer as the deed of the City of Milwaukee, by its authority, and pursuant to Resolution File Number _____ adopted by its Common Council on _____.

Notary Public, State of Wisconsin

My Commission Expires _____

STATE OF WISCONSIN)

) SS

MILWAUKEE COUNTY)

Personally came before me this ____ day of _____, 20____, the above-named Ronald D. Leonhardt, to me known to be the City Clerk of the City of Milwaukee, who by its authority and on its behalf executed the foregoing instrument and acknowledged the same.

Notary Public, State of Wisconsin

My Commission Expires _____

STATE OF WISCONSIN)

) SS

MILWAUKEE COUNTY)

Personally came before me this ____ day of _____, 20____, the above-named W. Martin Morics, to me known to be the Comptroller of the City of Milwaukee, who by its authority and on its behalf executed the foregoing instrument and acknowledged the same.

Notary Public, State of Wisconsin

My Commission Expires _____

Approved as to Contents

Date:

SUPERINTENDENT, MILWAUKEE WATER WORKS

Approved as to Form and Execution

Date:

ASSISTANT CITY ATTORNEY

This document was drafted by Gerald A. Friederichs, Wis. Bar Member No. 1014144, AT&T - Wisconsin Legal Department, 14th, Floor, 722 North Broadway, Milwaukee, WI 53202.

Insertions by: David Wellerritter, MI-TECH SERVICES, INC.

EXHIBIT "A"

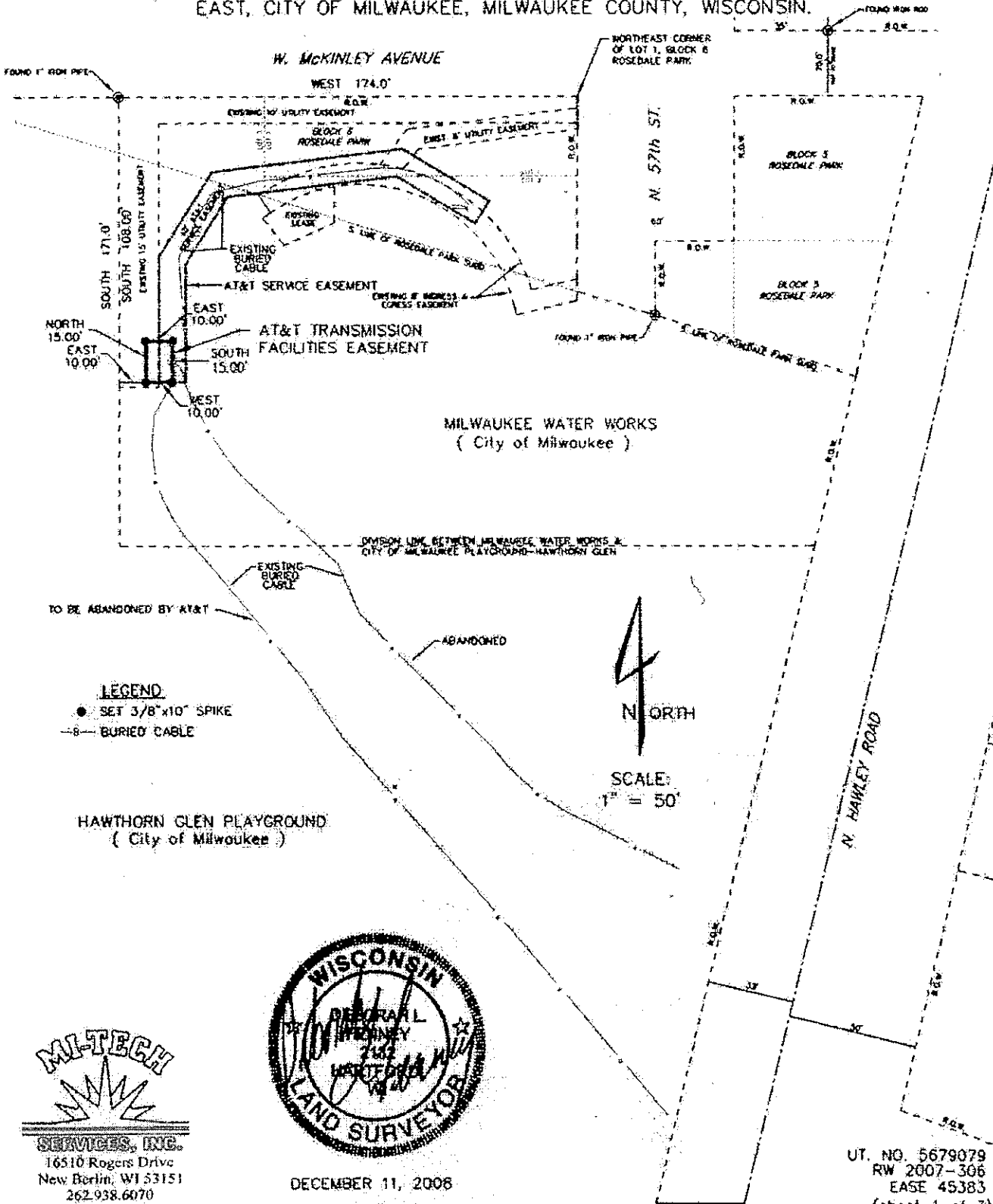
the following described real estate, situated in the County of Milwaukee and State of Wisconsin, to-wit:

Part of the Southwest One-quarter (SW $\frac{1}{4}$) of Section Twenty-three (23), Town Seven (7) North, Range Twenty-one (21) East in the City of Milwaukee, Wisconsin, bounded and described as follows, to-wit:

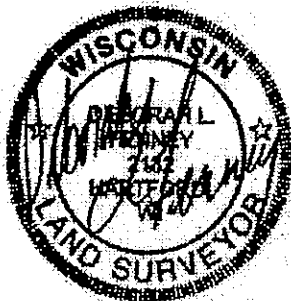
Beginning at a stone placed at the southwest corner of said section twenty-three (23) running thence North on the West line of said section Six Hundred Sixty-three and Ninety-six Hundredths (663.96) feet to a point; thence South Seventy-three degrees, ten minutes (73° 10') East Ten Hundred Fifty and Fifty-seven Hundredths (1050.57) feet to the center of a road running northerly to the Wauwatosa Plank Road; thence South Thirteen degrees, Eighteen minutes (13° 18') West, three hundred Seventy-six and Forty Hundredths (376.40) feet along the center of said road to the South line of said Section Twenty-three (23); thence North Nine degrees and Thirty-one minutes (9° 31') West, Nine Hundred Nineteen and Twenty-four Hundredths (919.24) feet to the place of beginning, containing eleven and five Hundred Thirty-two Thousandths (11.532) acres, according to the description and survey of the city engineer of the City of Milwaukee.

EXHIBIT "B" FOR AT&T EASEMENT

LOCATED IN PART LOTS 1, 2, & 3, OF ROSEDALE PARK, AND PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWN 7 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.



MI-TECH
SERVICES, INC.
 16510 Rogers Drive
 New Berlin, WI 53151
 262.938.6070

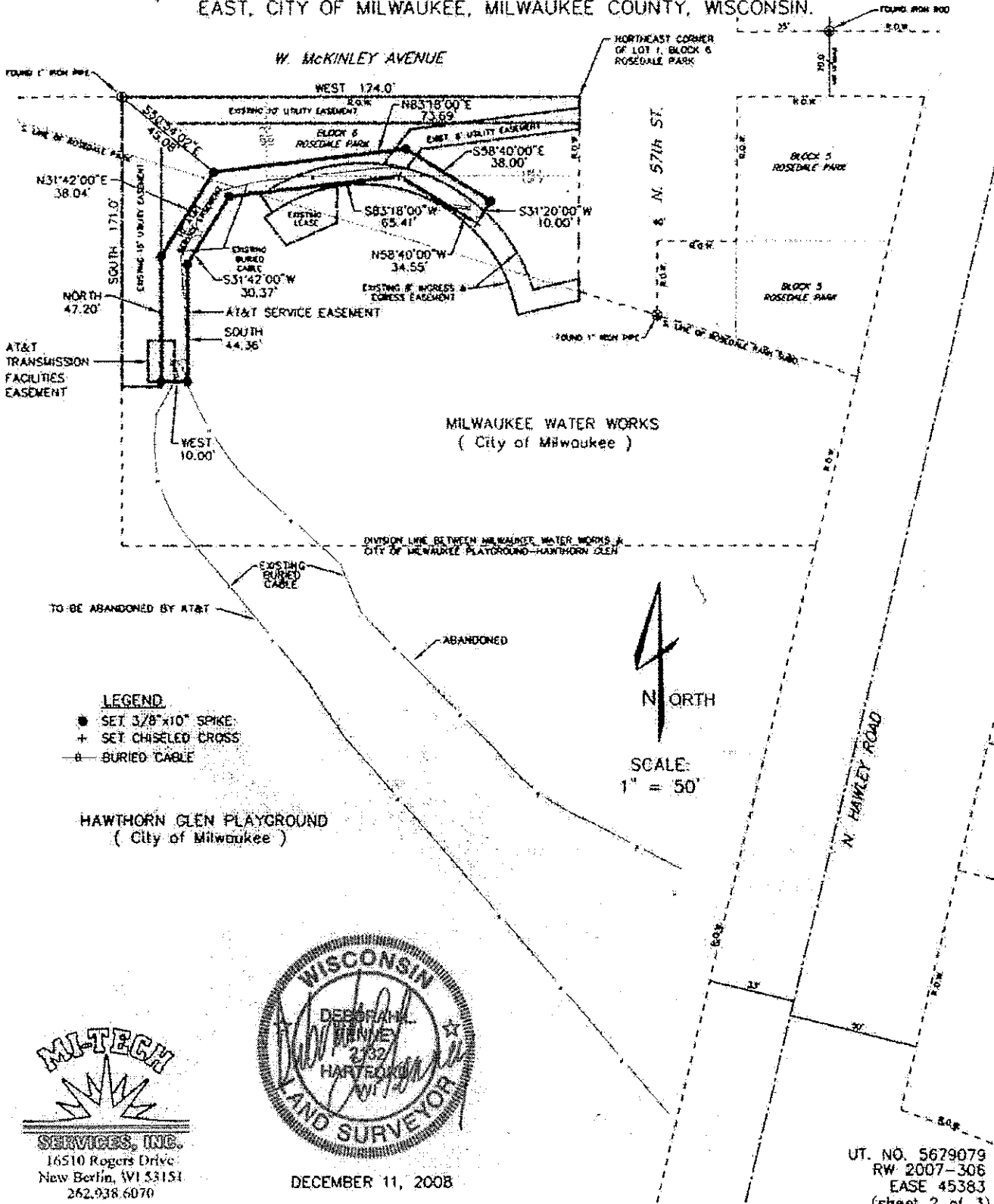


DECEMBER 11, 2008

UT. NO. 5679079
 RW 2007-306
 EASE 45383
 (sheet 1 of 3)

EXHIBIT "B" FOR AT&T EASEMENT

LOCATED IN PART LOTS 1, 2, & 3, OF ROSEDALE PARK, AND PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWN 7 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.



MI-TECH SERVICES, INC.
 16510 Rogers Drive
 New Berlin, WI 53151
 262.938.6070

UT. NO. 5679079
 RW 2007-306
 EASE 45383
 (sheet 2 of 3)

EXHIBIT "B" FOR AT&T EASEMENT

LOCATED IN PART LOTS 1, 2, & 3, OF ROSEDALE PARK, AND PART OF
THE SOUTHWEST QUARTER OF SECTION 23, TOWN 7 NORTH, RANGE 21
EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.

Legal Descriptions of AT&T Easements :

Located in part of Lots 1, 2, & 3, of Rosedale Park, and part of the Southwest Quarter of Section 23, Town 7 North, Range 21 East, City of Milwaukee, Milwaukee County, Wisconsin.

Transmission Facilities Easement:

Commencing at the Northeast Corner of Lot 1, Block 6, of Rosedale Park; thence, along the south right-of-way line of W. McKinley Avenue, West, a distance of 174.00 feet to a point; thence, South, a distance of 108.00 feet to a point; thence, East, a distance of 10.00 feet to the point of beginning; thence, North, a distance of 15.00 feet to a point; thence, East, a distance of 10.00 feet to a point; thence, South, a distance of 15.00 feet to a point; thence, West, a distance of 10.00 feet to the point of beginning.

Service Easement:

Commencing at the Northeast Corner of Lot 1, Block 6, of Rosedale Park; thence, along the south right-of-way line of W. McKinley Avenue, West, a distance of 174.00 feet to a point; thence, South 50 degrees 54 minutes 02 seconds East, a distance of 45.08 feet to the point of beginning; thence, North 83 degrees 18 minutes 00 seconds East, a distance of 73.69 feet to a point; thence, South 58 degrees 40 minutes 00 seconds East, a distance of 38.00 feet to a point; thence, South 31 degrees 20 minutes 00 seconds West, a distance of 10.00 feet to a point; thence, North 58 degrees 40 minutes 00 seconds West, a distance of 34.55 feet to a point; thence, South 83 degrees 18 minutes 00 seconds West, a distance of 65.41 feet to a point; thence, South 31 degrees 42 minutes 00 seconds West, a distance of 30.37 feet to a point; thence, South, a distance of 44.36 feet to a point; thence, West, a distance of 10.00 feet to a point; thence, North, a distance of 47.20 feet to a point; thence, North 31 degrees 42 minutes 00 seconds East, a distance of 38.04 feet to the point of beginning.

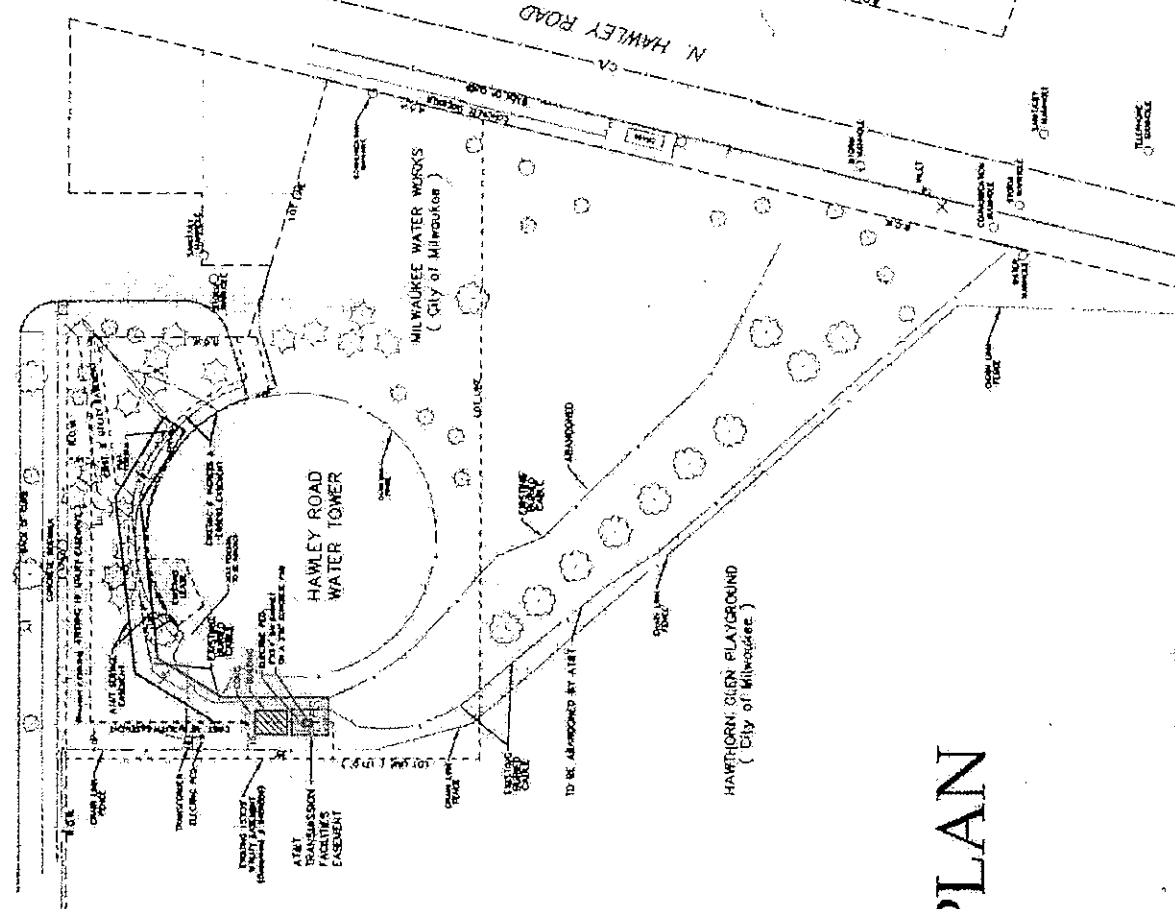
MI-TECH

SERVICES, INC.

16510 Rogens Drive
New Berlin, WI 53151
262.938.6070

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EASE 45383
(sheet 3 of 3)

W. MCKINLEY AVENUE



NORTH

SCALE: 1" = 50'

- LEGEND
- LARGE DECIDUOUS TREE
 - MEDIUM DECIDUOUS TREE
 - SMALL DECIDUOUS TREE
 - ⊗ LIGHT POLE
 - ⊗ UTILITY POLE
 - ⊗ SIGN
 - BARRIED CABLE
 - BURIED ELECTRIC

SITE PLAN

AT&T	DATE: FEB 4, 2000	PROJECT NO: 5679079
MILWAUKEE WATER WORKS	DATE: FEB 13, 2000	PROJECT NO: 5679079
10714' ENCLOSURE AT&T CASEMENT		
AT 5701 W. HAWLEY AVENUE		
CITY OF MILWAUKEE, WISCONSIN		
DATE: MAR 11, 2004	PROJECT NO: 5679079	PROJECT NO: 5679079