



**CANADIAN
PACIFIC
RAILWAY**

Real Estate

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CERTIFIED MAIL RETURN RECEIPT REQUESTED

City of Milwaukee Common Council
c/o Ronald D. Leonhardt, City Clerk
200 E Wells St Room 205
Milwaukee, WI 53202-3567

IN THE MATTER OF THE ACTION OF THE CITY OF MILWAUKEE COMMON COUNCIL, IN ITS CONSIDERATION FOR IMPROVEMENT PROJECT NUMBER ST320021501 - W. CANAL ST - N 6TH ST TO N 25TH ST FOR STREET IMPROVEMENTS, BIKE TRAIL AND PARKING AREA; WHICH IMPROVEMENTS ARE TO BE CONSIDERED, ALONG WITH WRITTEN PROTESTS FILED BY OWNERS OF PROPERTY WITHIN THE BOUNDARIES OF PROPOSED ASSESSMENTS; IMPROVEMENTS TO BE CONSIDERED BY THE CITY OF MILWAUKEE COMMON COUNCIL ON WEDNESDAY, MARCH 24, 2004, 9:00 A.M.

NOTICE OF PROTEST

CITY OF MILWAUKEE COMMON COUNCIL:

You and each of you are hereby notified that the Soo Line Railroad Company DBA Canadian Pacific Railway, being aggrieved, does hereby protest the action of the Common Council and does file this Notice of Protest with the City Clerk of said City, and the grounds upon which this protest is based are as follows:

I.

That it is owner of property within the City of Milwaukee, WI described in the City's Notice of public hearing as follows:

2601 W Canal St, Tax Key 425-9981-110-3, proposed assessment \$157,485.

II.

That the Soo Line Railroad Company's present and future use of said property is restricted entirely to railroad uses and will not benefit from the proposed improvement.

III.

That, as to the Soo Line Railroad Company property, any assessment would be arbitrary, capricious, unjust, discriminatory, inequitable and excessive.

IV.

That any assessment against the Soo Line Railroad Company's property would result in depriving the protestant of said property without due process of law in violation of Section I of the 14th Amendment to the United States Constitution and in violation of the Constitution of the State of Wisconsin.

Dated this 16th day of March, 2004.

Respectfully submitted,

SOO LINE RAILROAD COMPANY
Real Estate Department
501 Marquette Ave South – Room 804
Minneapolis, MN 55402

By 
for Director Real Estate Marketing U.S.