

AT&T - WISCONSIN GENERAL EASEMENT

DOCUMENT NUMBER

UT# Ease # R/W

For a valuable consideration of the agreed amount paid to the City of Milwaukee (Grantor) receipt of which is hereby acknowledged, the undersigned **CITY OF MILWAUKEE, a municipal corporation** (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") an 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 cables, wires, pedestals or other above-ground cable or wire enclosures, marker posts and signs, support pads and other related or useful equipment, fixtures, appurtenances and facilities, together with the right to have commercial electrical service, being supplied by WE Energies, extended across the Property (described below) and 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 Strega
AT&T - Wisconsin
N17 W24300 Riverwood Drive
Waukesha, WI 53188

PARCEL NUMBER:

Access to Property and use of the Easement Area shall be from 3022 West Howard Avenue. Any property improvements altered, damaged or destroyed in the use of the Easement Area or in accessing the Property shall be restored to their original condition at Grantees sole expense.

The Property is legally described as:

Drainage Parcel, in Block 2, in FONS & CO.'S Subdivision NO. 23 being a part of the Southeast 1/4 of Section 13, Town 6 North, Range 21 East, in the City of Milwaukee, Milwaukee County, State of Wisconsin.

Property Address: 3022 West Howard Avenue, Milwaukee, WI

The Easement Area is legally described as:

An area Ten (10) feet wide by Twenty (20) feet long as described and illustrated on attached Exhibit "A" incorporated into and made 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.

Grantor shall not be held liable for any damage to Grantee's facilities or easement resulting from water damage or flooding associated with the adjacent drainage ditch.

The Grantor shall not construct improvements in the Easement Area or change the finish grade of the Easement Area without the consent of the Grantee.

The Grantee hereby agrees to indemnify and save harmless the Grantor from all claims and demands for loss or damage to the person or property or others, arising out of the installation, maintenance or removal of the structures of the Grantee on the land described.

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

SIGNED THIS _____ DAY OF _____, 2009.

GRANTOR: City of Milwaukee

By: _____ Tom Barrett _____ Mayor

By: _____ City Clerk

By: _____ City Comptroller

State of Wisconsin)
County of Milwaukee)

Personally came before me this _____ day of _____, 2009, Tom Barrett, Mayor of the above named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such Mayor of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, by it authority and pursuant to resolution file No. 080935 adopted by its common council on December 12, 2008.

Notary Public
State of Wisconsin
My Commission Expires _____

State of Wisconsin)
County of Milwaukee)

Personally came before me this _____ day of _____, 2009, _____, _____ City Clerk of the above named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such City Clerk of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, by it authority and pursuant to resolution file No. 080935 adopted by its common council on December 12, 2008.

Notary Public
State of Wisconsin
My Commission Expires _____

State of Wisconsin)
County of Milwaukee)

Personally came before me this _____ day of _____, 2009, _____, _____ City Comptroller of the above named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such City Comptroller of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, by it authority and pursuant to resolution file No. 080935 adopted by its common council on December 12, 2008.

Notary Public
State of Wisconsin
My Commission Expires _____

Approved as to form and execution this
_____ day of _____ 2009

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: Kevin M. Stoeveken, MI-TECH SERVICES, INC.

EXHIBIT "A" FOR AT&T EASEMENT

LOCATED IN PART OF BLOCK 2, FONS & CO'S SUBDIVISION NO.23,
BEING PART OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP
06 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE
COUNTY, WISCONSIN.

Legal Description of AT&T Easement:

Located in part of Block 2, Fons & Co's Subdivision No. 23, being part of the Southeast Quarter of Section 13, Township 06 North, Range 21 East, City of Milwaukee, Milwaukee County, Wisconsin, more particularly described as follows:

AT&T Exclusive Easement:

Beginning at the Southeast Corner of Lot 5, Block 2 of Fons & Co's Subdivision No. 23 (Now known as the Southeast corner of Lot C, Southgate Apartments); thence, along the North right-of-way line of Howard Avenue, North 89 degrees 12 minutes 25 seconds East a distance of 10.00 feet; thence North 00 degrees 04 minutes 50 seconds East a distance of 20.00 feet; thence South 89 degrees 12 minutes 25 seconds West a distance of 10.00 feet; thence South 00 degrees 04 minutes 50 seconds West a distance of 20.00 feet to the point of beginning.

LOT 4, BLOCK 2

FONS & CO'S SUBDIVISION NO.23

LOT C
SOUTHGATE APARTMENTS

LOT 5, BLOCK 2

FONS & CO'S SUBDIVISION NO.23

S. MINER STREET

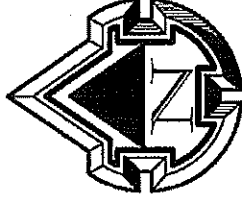
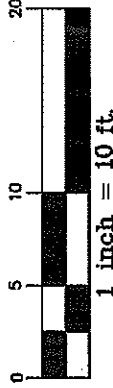
SOUTHWEST CORNER OF
LOT 5, BLOCK 2 OF
FONS & CO'S
SUBDIVISION NO. 23

SOUTHEAST CORNER OF
LOT 5, BLOCK 2 OF
FONS & CO'S
SUBDIVISION NO. 23

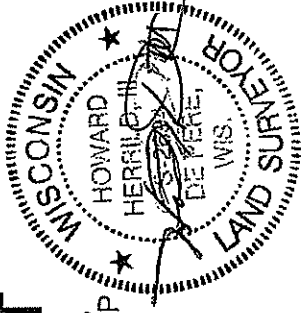
N89°12'25"E
125.00'

R.O.W.

HOWARD AVENUE



UT. NO. 7483029
RW 2009-168
EASE 58702

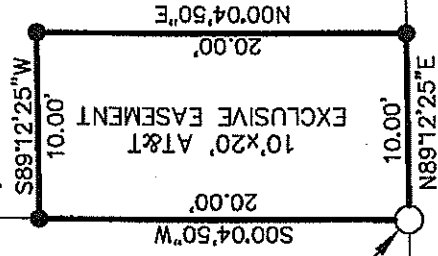


OCTOBER 27, 2009

LEGEND

- SET 3/8"x12" SPIKE
- FOUND 1" IRON PIPE

DEDICATED TO THE CITY OF MILWAUKEE
FOR DRAINAGE PURPOSES



SITE PLAN

ALP-448

PROPOSED AT&T
CABINETS WITH ATTACHED
POWER PEDESTAL.

- LEGEND.
- HANDHOLE
 - GUY WIRE
 - ELECTRIC POWER POLE
 - SHRUB
 - DECIDUOUS TREE
 - WATER MAIN

LOT C

SOUTHGATE APARTMENTS

NO RECORDED EASEMENT

LOCATES WERE CALLED IN
BUT NOT COMPLETED IN
TIME FOR SURVEY/SKETCH

DEDICATED TO PUBLIC FOR
DRAINAGE PURPOSES

EDGE OF BUILDING

CONCRETE WALK

LANDSCAPE BRICK

ASPHALT PARKING

EDGE OF WOODS

CONCRETE

WOODED

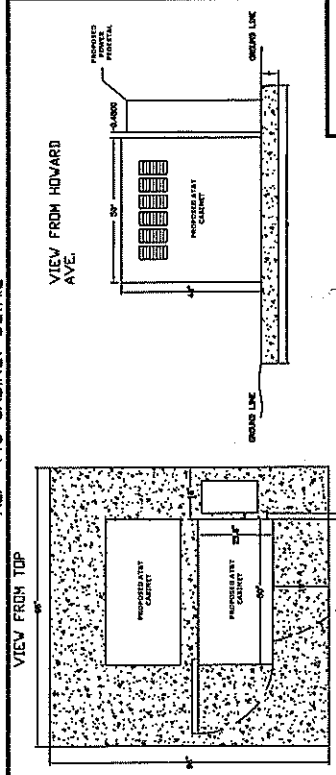
R.O.W.

CONCRETE SIDEWALK

CURB AND GUTTER

ALP-448 CABINET DETAIL

W. HOWARD AVE.



VIEW FROM HOWARD AVE.

VIEW FROM TOP

Last Jan Step Used #

I am hereby is required for it-040 sheets. If you
encounter any discrepancy, call local engineering
firm or the H-Code Center 608-277-9440.

Sheet No.	City	County	State	Year	Scale	Notes
7483029	MILWAUKEE	MILWAUKEE	WI	13	1/4" = 1'	LOCATED IN THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 13 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.
7483029	MILWAUKEE	MILWAUKEE	WI	13	1/4" = 1'	LOCATED IN THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 13 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.
7483029	MILWAUKEE	MILWAUKEE	WI	13	1/4" = 1'	LOCATED IN THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 13 NORTH, RANGE 21 EAST, CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.

CONTRACT ENGINEER:
KEVIN STEVENSON
(920)465-9018 ext.1253

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