

City of West Allis Matter Summary

7525 W. Greenfield Ave. West Allis, WI 53214

File Number Title Status R-2010-0227 Resolution Introduced Resolution granting a Storm Sewer Easement by Jacqueline M Campagna, ("Grantors"), to the City of West Allis ("Grantee") for the property shown and described on Engineering Drawing File No. Y-1172, dated September 7, 2010, which is attached hereto as Exhibit "A" and made a part hereof. Introduced: 10/19/2010 Controlling Body: Public Works Committee Sponsor(s): Public Works Committee COMMITTEE RECOMMENDATION MOVER SECONDER AYE NO PRESENT **EXCUSED ACTION** Barczak DATE: Czaplewski Kopplin Lajsic Narlock Reinke Roadt Sengstock Vitale Weigel TOTAL SIGNATURE OF COMMITTEE MEMBER Member Chair Vice-Chair ADOPT COMMON COUNCIL ACTION **EXCUSED** MOVER AYE NO PRESENT SECONDER ACTION Barczak Czaplewski Kopplin Lajsic Narlock Reinke Roadt Sengstock Vitale Weigel

TOTAL



City of West Allis

7525 W. Greenfield Ave. West Allis, WI 53214

Resolution

File Number: R-2010-0227

Final Action:

OCT 1 9 2010

Sponsor(s):

Public Works Committee

Resolution granting a Storm Sewer Easement by Jacqueline M. Campagna, ("Grantors"), to the City of West Allis ("Grantee") for the property shown and described on Engineering Drawing File No. Y-1172, dated September 7, 2010, which is attached hereto as Exhibit "A" and made a part hereof.

WHEREAS, the Grantee desires to construct, maintain, repair, rebuild, and operate a storm sewer main, catch basin and appurtenances through and along the premises;

WHEREAS, the Grantors are willing to grant an easement therefore on the terms and conditions hereof and the maintenance and operation of said storm sewer main and appurtenances by the Grantee.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that the Mayor and the City Administrative Officer, Clerk/Treasurer be and are hereby authorized and directed to execute the Storm Sewer Easement, a copy of which is attached hereto as Exhibit "B", on behalf of the City as adopted and approved.

ADOPTED

OCT 1 9 2010

Paul M. Ziehler, City Admin Officer, Clerk/Treas.

APPROVED

Dan Davine Mayor

STORM SEWER EASEMENT

Storm Sewer Easement granted by Jacqueline M. Campagna, hereinafter referred to as the "Grantor" to the CITY OF WEST ALLIS, a Wisconsin Municipal Corporation, hereinafter referred to as the "Grantee".

WHEREAS, the Grantee desires to construct, maintain, repair, rebuild, and operate a storm sewer main, catch basin and appurtenances through and along the premises hereinafter described and owned by the Grantor; and,

WHEREAS, the Grantors' property will benefit from the installation of the storm sewer main in that it is reasonably believed that said storm sewer will alleviate flooding problems on Grantors' property; and

WHEREAS, the Grantor is willing to grant an easement therefore on the terms and conditions hereof and the maintenance and operation of said storm sewer main and appurtenances by the Grantee.

NOW, THEREFORE, in consideration of mutual benefit and other good and valuable consideration, receipt of which is hereby acknowledged, the Grantor for herself, her heirs, successors and assigns does hereby grant unto the Grantee, its successors and assigns, a perpetual easement over, under, through, along, and upon the lands described as follows:

Part of the Lot 14 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest ¼ of Section 32, Township 7 North, Range 21 East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Northwest corner of Lot 14; thence Easterly, 15.00 feet, along North line of said Lot 14, said line also being South line of Lot 15; thence Southerly, 6.00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, 15.00 feet, to the said East right-of-way line; thence Northerly, 6.00 feet, along said East right-of-way line to the Point of Beginning. Said land contains 90.00 square feet.

Part of Tax Key No. 415-0047-000

Part of 646 South 103rd Street, West Allis, Wisconsin

Per Engineering Drawing File No. Y-1172 ("Exhibit A" attached)

Granting to the Grantee the right, permission, and authority to construct, maintain, operate, repair and rebuild a storm sewer extension, catch basin and appurtenances through, under and along the aforesaid lands.

Grantee and its agents shall have the right to enter the aforesaid lands for the purpose of exercising the rights herein acquired, but the Grantee agrees to restore or cause to have restored, the surface of the aforesaid lands, as nearly as is reasonable possible, to the condition existing prior to such entry by the Grantee or its agent.

In granting this Easement, Grantor reserves to herself, her successors and assigns the right to make use of the surface of the easement area, as will not injure the aforesaid storm sewer main, catch basin and appurtenances or prevent ingress or egress thereto for the purposes of constructing, operating, repairing, maintaining, improving, or rebuilding the same; provided, however, that no building or structure of any kind shall be erected upon any part of said Easement without prior permit from the Grantee.

This grant of Easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

Dated this 6th day of October 2010.

Jacqueline M. Campagna, Grantor

State of Wisconsin) ss Milwaukee County)

Personally came before me this 6th day of October 2010, the above-named, Jacqueline M. Campagna, to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Delbert H. Dettmann

Notary Public, State of Wisconsin

My Commission Expires: June 29, 2014

CITY OF WEST ALLIS, Grantee

| | | By: Jan Devine, Mayor |
|---|--|--|
| | | Attest: Paul M. Ziehler, City Administrative Officer, Clerk/Treasurer |
| State of Wisconsin Milwaukee County |)) ss) | |
| and Paul M. Ziehler, Clerk/Treasurer of th | to me known to be the e City of West Allis, a | _ day of October, 2010, the above-named Dan Devine e Mayor and City Administrative Officer, a Wisconsin Municipal Corporation, and the person(s) behalf of the City and acknowledged the same. |
| | | Notary Public, State of Wisconsin My Commission Expires: 9-14-14 |
| | | ted by the City of West Allis Common Council October 19, 2010, and approved on October 25, 2010. |

Dettmann/SS Easement - Callaway

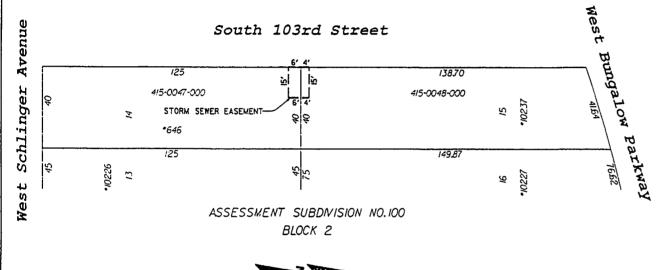
West Allis, WI 53214

City of West Allis

This instrument was drafted by: Scott E. Post, City Attorney

7525 West Greenfield Avenue

EXHIBIT A



STORM SEWER EASEMENTS

OWNER: Jeremy J. Callaway & Jennifer L. Nagy ADDRESS: 10237 West Bungalow Parkway TAX KEY: 415-0048-000

Part of Lot 15 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest $\frac{1}{4}$, of Section 32, Township 7 North, Range 21 East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Southwest corner of said Lot 15; thence Easterly, 15.00 feet, along South line of said Lot 15, said line also being North line of Lot 14; thence Northerly, 4.00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, 15.00 feet, to the said East right-of-way line; thence Southerly, 4.00 feet, along said East right-of-way line to the Point of Beginning. Said land contains 60.00 saugre feet.

OWNER: Jacqueline M. Campagna ADDRESS: 646 South 103rd Street TAX KEY: 415-0047-000

Part of Lot 14 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest 1/4 of Section 32, Township 7 North, Range 21East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Northwest corner of Lot 14; thence Easterly, 15,000 feet, along North line of soid Lot 14, said line also being South line of Lot 15; thence Southerly, 6,00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, 15.00 feet, to the said East right-of-way line; thence Northerly, 6,00 feet, along said East right-of-way line to the Point of Beginning. Said land contains 90.00 square feet.

| DOCUMENT NO. | REEL | IMAGE | ACQUIRED | |
|--------------------------------|--------------|---|---------------------|---------------|
| SCALE 1"=30' OTR. SEC. NO. 415 | | City o | f West Al | lis ' |
| Engineering Department | | | | tment. |
| DESCRIPTION BY LEO KOS SURVEI | | STORM SEWER EASEMENT South 103rd Street | | |
| | REVISIONS | Between W, Schlip | ger Ave. and W. Bun | galow Pkwy. ' |
| APPROVED: (1)3/5/7 CONVENCENT | | | | |
| | | | 010 FILE NO. | Y-1172 |
| REQUEST | RELOC. ORDER | REY NO. | P.W.D. FILE N | 10. |

Document Number

Document Title



DOC.# 09936263

RECORDED 11/08/2010 08:00AM

JOHN LA FAVE

REGISTER OF DEEDS

Milwaukee County, WI|

AMCUNT: 30.00

FEE EXEMPT#:

STORM SEWER EASEMENT

Storm Sewer Easement granted by Jacquelina M. Campagna to the City of West Allis

Address: Part of 646 South 103rd Street

Recording Area

Name and Return Address
City Attorney's Office
City of West Allis
7525 West Greenfield Avenue
West Allis, WI 53214

Part of Tax Key No. 415-0047-000
Parcel Identification Number

SEE ATTACHED STORM SEWER EASEMENT

This instrument should be returned to:

Scott E. Post, Esq. City Attorney 7525 West Greenfield Avenue West Allis, WI 53214

RECEIVED

NOV 29 2010

WEST ALLIS
CITY ATTORNEY

STORM SEWER EASEMENT

Storm Sewer Easement granted by Jacqueline M. Campagna, hereinafter referred to as the "Grantor" to the CITY OF WEST ALLIS, a Wisconsin Municipal Corporation, hereinafter referred to as the "Grantee".

WHEREAS, the Grantee desires to construct, maintain, repair, rebuild, and operate a storm sewer main, catch basin and appurtenances through and along the premises hereinafter described and owned by the Grantor; and,

WHEREAS, the Grantors' property will benefit from the installation of the storm sewer main in that it is reasonably believed that said storm sewer will alleviate flooding problems on Grantors' property; and

WHEREAS, the Grantor is willing to grant an easement therefore on the terms and conditions hereof and the maintenance and operation of said storm sewer main and appurtenances by the Grantee.

NOW, THEREFORE, in consideration of mutual benefit and other good and valuable consideration, receipt of which is hereby acknowledged, the Grantor for herself, her heirs, successors and assigns does hereby grant unto the Grantee, its successors and assigns, a perpetual easement over, under, through, along, and upon the lands described as follows:

Part of the Lot 14 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest ¼ of Section 32, Township 7 North, Range 21 East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Northwest corner of Lot 14; thence Easterly, 15.00 feet, along North line of said Lot 14, said line also being South line of Lot 15; thence Southerly, 6.00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, 15.00 feet, to the said East right-of-way line; thence Northerly, 6.00 feet, along said East right-of-way line to the Point of Beginning. Said land contains 90.00 square feet.

Part of Tax Key No. 415-0047-000

Part of 646 South 103rd Street, West Allis, Wisconsin

Per Engineering Drawing File No. Y-1172 ("Exhibit A" attached)

Granting to the Grantee the right, permission, and authority to construct, maintain, operate, repair and rebuild a storm sewer extension, catch basin and appurtenances through, under and along the aforesaid lands.

Grantee and its agents shall have the right to enter the aforesaid lands for the purpose of exercising the rights herein acquired, but the Grantee agrees to restore or cause to have restored, the surface of the aforesaid lands, as nearly as is reasonable possible, to the condition existing prior to such entry by the Grantee or its agent.

In granting this Easement, Grantor reserves to herself, her successors and assigns the right to make use of the surface of the easement area, as will not injure the aforesaid storm sewer main, catch basin and appurtenances or prevent ingress or egress thereto for the purposes of constructing, operating, repairing, maintaining, improving, or rebuilding the same; provided, however, that no building or structure of any kind shall be erected upon any part of said Easement without prior permit from the Grantee.

This grant of Easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

Dated this 6th day of October 2010.

Jacqueline M. Campagna, Grantor

| State of Wisconsin |) |
|--------------------|------|
| |) ss |
| Milwaukee County |) |

Personally came before me this 6th day of October 2010, the above-named, Jacqueline M. Campagna, to me known to be the person(s) who executed the foregoing instrument and NO AD SCONSING acknowledged the same.

Delbert H. Dettmann

Notary Public, State of Wisconsin

My Commission Expires: June 29, 2014

(SIGNATURES CONTINUED ON NEXT PAGE)

CITY OF WEST ALLIS, Grantee

| By: Jan Jevine, Mayor |
|-----------------------|
| Attest: |

Paul M. Ziehler, City Administrative Officer, Clerk/Treasurer

| State of Wisconsin |) |
|--------------------|------|
| |) ss |
| Milwaukee County |) |

Personally came before me this <u>37</u> day of October, 2010, the above-named Dan Devine and Paul M. Ziehler, to me known to be the Mayor and City Administrative Officer, Clerk/Treasurer of the City of West Allis, a Wisconsin Municipal Corporation, and the person(s) who executed the foregoing instrument on behalf of the City and acknowledged the same.

Notary Public, State of Wisconsin
My Commission Expires: 91414

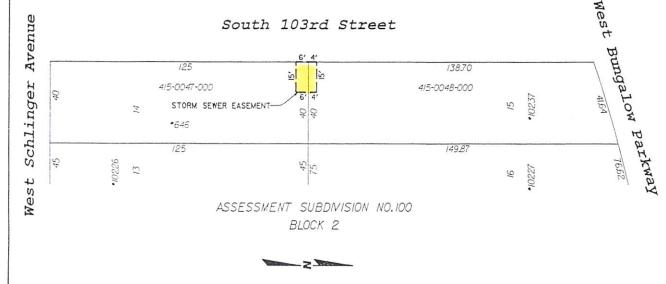
Janel M. Lemanske

This Easement approved and accepted by the City of West Allis Common Council Resolution No. R-2010-0227, adopted October 19, 2010, and approved on October 25, 2010.

This instrument was drafted by: Scott E. Post, City Attorney City of West Allis 7525 West Greenfield Avenue West Allis, WI 53214

Dettmann/SS Easement - Callaway

EXHIBIT A



STORM SEWER EASEMENTS

OWNER: Jeremy J. Callaway & Jennifer L. Nagy ADDRESS: 10237 West Bungalow Parkway TAX KEY: 415-0048-000

Part of Lot 15 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest /4 of Section 32, Township 7 North, Range 21East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Southwest corner of said Lot I5; thence Easterly, I5.00 feet, along South line of said Lot I5, said line also being North line of Lot I4; thence Northerly, 4.00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, I5.00 feet, to the said East right-of-way line; thence Southerly, 4.00 feet, along said East right-of-way line; the Point of Beginning.

Said land contains 60.00 square feet.

OWNER: Jacqueline M. Campagna ADDRESS: 646 South 103rd Street TAX KEY: 415-0047-000

Part of Lot 14 in the Assessment Subdivision No. 100, Block 2, being part of the Northwest $\frac{1}{4}$ of Section 32, Township 7 North, Range 21East in the City of West Allis, Milwaukee County, State of Wisconsin, more particularly described as follows:

Beginning at the Northwest corner of Lot 14; thence Easterly, 15.00 feet, along North line of said Lot 14, said line also being South line of Lot 15; thence Southerly, 6.00 feet parallel with East right-of-way line of South 103rd Street; thence Westerly, 15.00 feet, to the said East right-of-way line; thence Northerly, 6.00 feet, along said East right-of-way line to the Point of Beginning. Said land contains 90.00 square feet.

| DOCUMENT NO. | REEL | IMAGE | ACQUIRED | |
|---|--------------|---|---------------|--------|
| SCALE 1"=30' STR SEC. NO. 415 DRAWN BY AMU CRECOED BY DESCRIPTION BY LEO KOS SCRUET | | City of | West Al | lis |
| | | Engineering Department | | |
| | | STORM SEWER EASEMENT South 103rd Street | | |
| | REVISIONS | Between W. Schlinger Ave. and W. Bungalow Pkwy. | | |
| | | | | |
| | | DATE / 9-7-201 | | Y-1172 |
| REQUEST | RELOC. ORDER | KEY NO. | P.W.D. FILE N | ·o. |