



Office of the City Clerk

Room 103
210 Martin Luther King, Jr. Boulevard
Madison, Wisconsin 53703-3342
PH 608 266 4601
TDD 608 266 6573
FAX 608 266 4666
www.cityofmadison/clerk

CITY OF MADISON
INTER-DEPARTMENTAL
CORRESPONDENCE

TO: Eric Pederson, City Engineering
Heidi Fischer, Real Estate

FROM: Tammy Peters, City Clerk's Office

DATE: March 31, 2008

SUBJECT: **STREET VACATION**

Attached is a certified copy vacating a portion of Ravine St. unimproved public street row dedicated by the subdivision plat of Briar Hill, Resolution #: RES-07-00652, ID #: 06211. The resolution was adopted at a meeting of the Common Council held on June 19, 2007.

It was recorded in the Register of Deeds Office on December 17, 2007:

Document No. 4381672

If you have any questions, please feel free to call me at 266-4601.

copy to:

Al Schumacher, Streets Division
Marla Eddy, City Forestry
David Dryer, City Transportation
Brad Murphy, City Planning
Tim Parks, City Planning
Larry Nelson, Interim Water Utility Manager
Jim Morgan, Parks Division
Maureen Richards, Assessor's Office
Sally Sweeney, Assessor's Office
Gregg Knudtson, Fire Department
Tim Sobota, Transit Utility
Keith Pollock, Parking Utility
George Hank, Inspection Unit
Jeff Ekola, Real Estate
Clerk file (scan & attach to legislative file)



City of Madison Certified Copy

City of Madison
Madison, WI 53703
www.cityofmadison.com

Resolution: RES-07-00652

File Number: 06211

Enactment Number: RES-07-00652

Vacating a portion of Ravine Street unimproved public street right-of-way dedicated by the subdivision plat of Briar Hill, and located adjacent to and reversion rights to, Lot 12, Block 7, Briar Hill, being located in part of the Northwest j of the Southwest 1/4 of Section 28, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (10th AD)

WHEREAS, the Plat of "Briar Hill" was recorded June 6, 1916 in Volume 5 of Plats on Page 38A as Document No. 353997, Dane County Registry; and

WHEREAS, the Plat of "Briar Hill" dedicated Ravine Street, a sixty (60) feet wide public street, from Gregory Street northwest to the former Illinois Central Railroad Company (now owned by Wisconsin Department of Transportation-Bureau of Rails and Harbors and containing the Southwest Commuter Bike Path); and

WHEREAS, Kathleen Wernigg is the owner of the abutting property at 3702 Gregory Street, with legal reversionary interest, of the proposed Ravine Street vacation area; and

WHEREAS, Kathleen Wernigg, the owner of said abutting property, petitioned the City of Madison to vacate/discontinue a portion of Ravine Street to accommodate the existing house encroachment as identified on the Street Vacation Plot Plan drawing which is attached and part of this resolution; and

WHEREAS, City of Madison Engineering Division has created Project No. 53B0410-Public Street Vacation-Ravine Street; and

WHEREAS, the City Of Madison has not improved the proposed vacated Ravine Street public right-of-way area with any public street facilities, nor does the City have plans for future public street improvements within the proposed vacated/discontinued public street lands; and

WHEREAS, the City Of Madison Engineering Division has sub-surface public sanitary sewer facilities, public storm sewer facilities and public surface drainage area located in the northeasterly majority portion of the Ravine Street public right-of-way area; and

WHEREAS, the abutting Wisconsin Department of Transportation Bureau of Rails and Harbors owned former Illinois Central Railroad Company Corridor contains a historic stone arch culvert located to the northwest of the Ravine Street public right-of-way area which carries significant upstream storm overflow from the Westmoreland Park area; and

WHEREAS, the City Of Madison Engineering Division has recently had to make improvements to a similar stone arch culvert at 2810 Gregory Street and anticipates the need to do the same at this location; and

WHEREAS, the City Of Madison Engineering Division supports the vacation/discontinuance of only the southwesterly ten (10) feet of Ravine Street public right-of-way adjacent to Lot 12, Block 7, Briar Hill, from Gregory Street to the northwest terminus at the southeasterly right-of-way line of the former Illinois Central Railroad Company, now being the Wisconsin Department of Transportation Bureau of Rails and Harbors owned transportation corridor containing the Southwest Commuter Bike Path maintained by the City of Madison per

agreement with the Wisconsin Department of Transportation Bureau of Rails and Harbors

NOW THEREFORE BE IT RESOLVED, that the City Of Madison hereby conditionally discontinues and vacates the southwesterly ten (10) feet of Ravine Street under WI Ss 66 1003(2) as shown on attached map and described as follows:

Being a portion of Ravine Street unimproved public street right-of-way dedicated by the subdivision plat of Briar Hill, and located adjacent to and reversion rights to, Lot 12, Block 7, Briar Hill, being located in part of the Northwest ¼ of the Southwest 1/4 of Section 28, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin, more particularly described as follows; Beginning at the most northerly corner of Lot 12, Block 7, Briar Hill; thence S 38°32'00" E, along the northeasterly line of said Lot 12, also being the southwesterly right-of-way line of Ravine Street as platted by said Briar Hill, 81 97 feet to a point of curve; thence in a general southerly direction 47.1 feet more or less along the arc of a 36.9 feet radius curve to the right, as platted by said Briar Hill, to the point of intersection with the northwesterly right-of-way line of Gregory Street as platted by said Briar Hill; thence N 39°40'00" E, along the northeasterly prolongation of the northwesterly right-of-way line of said Gregory Street, 36.95 feet to the point of intersection with a line 10 00 feet northeasterly of, measured at right angles to, the southwest right-of-way line of said Ravine Street and the northeasterly line of said Lot 12; thence N 38°32'00" W, along a line 10.00 feet northeasterly of, measured at right angles to, the southwest right-of-way line of said Ravine Street and the northeasterly line of said Lot 12, 111.82 feet to the point of intersection with the southeasterly right-of-way line of the former Illinois Central Railroad Company, now being the Wisconsin Department of Transportation Bureau of Rails and Harbors owned transportation corridor; thence S 39°40'00" W, along said southeasterly right-of-way line, 10 22 feet to the Point of Beginning, containing 1,291.5 square feet; and

NOW THEREFORE BE IT FURTHER RESOLVED, under Section 80.32(4), Wisconsin Statutes, any existing easements or incidental rights within the vacated portion of Ravine Street are perpetuated as part of this vacation;

NOW THEREFORE BE IT FURTHER RESOLVED, under Section 66 1005(1), Wisconsin Statutes, reversionary rights of the portion of vacated Ravine Street public right-of-way will attach entirely to the adjacent platted Lot 12, Block 7, Briar Hill; and

NOW THEREFORE BE IT FURTHER RESOLVED, following adoption of this resolution and the City Clerk recording with the Dane County Register of Deeds, effectively conveying title of the vacated Ravine Street, the City of Madison Assessor's Office will include the vacated Ravine Street land with the following City of Madison property:

3702 Gregory Street
251/0709-283-0411-5

NOTE: Current 2007 land value for 3702 Gregory Street is \$13 50 per square foot, estimating a land value increase of approximately \$17,400 for said property

NOW THEREFORE BE IT FURTHER RESOLVED, that the City Clerk validate this street vacation by recordation with the Dane County Register of Deeds

I, Maribeth Witzel-Behl, certify that this is a true copy of Resolution No. 06211, passed by the COMMON COUNCIL on 6/19/2007.

Maribeth Witzel-Behl
City Clerk

12/17/07
Date Certified

— STREET VACATION —
PLOT PLAN

EXHIBIT A

RAVINE STREET

PREPARED BY

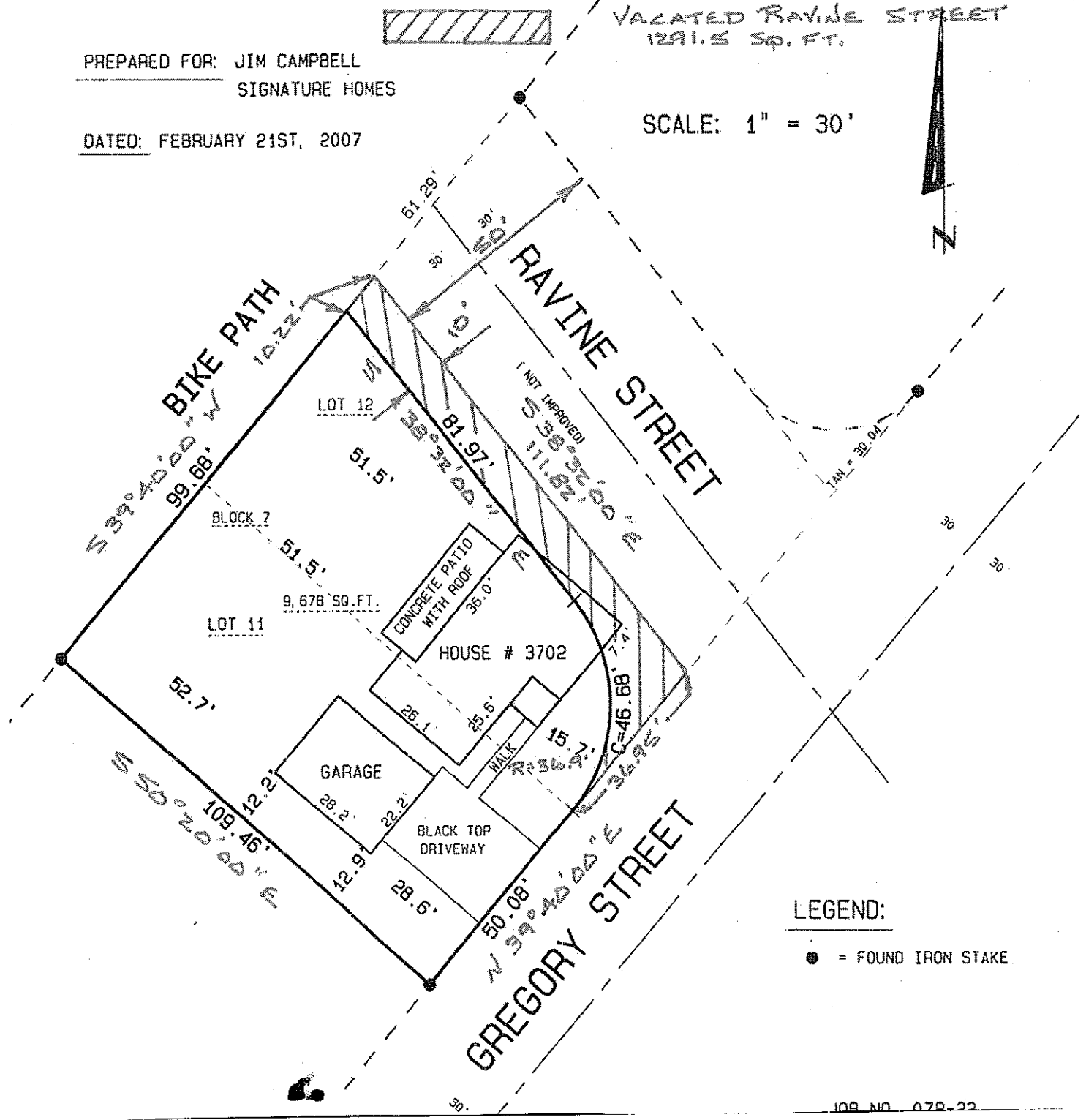
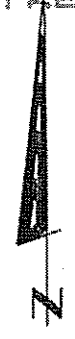
ARROW Land Surveying
 A Division of Radel and Associates, Inc.
 7340 Darlin Court, Unit 12 • Dane, WI 53529
 Tel: (608) 849-8116 • Fax: (608) 850-4115

PREPARED FOR: JIM CAMPBELL
 SIGNATURE HOMES

DATED: FEBRUARY 21ST, 2007

VACATED RAVINE STREET
 1291.5 SQ. FT.

SCALE: 1" = 30'



LEGEND:
 ● = FOUND IRON STAKE

NOTE: Please be advised that the document grantor(s) hereby direct viewers to ignore the printed text material on this exhibit. Only the spatial relationships of the illustrations on the plan are being presented for your information.

Signed by grantor(s) or grantor's(s) agent: Maribeth Witzel-Behl Date: 12/17/07 (USE BLACK INK ONLY)
 Name of grantor(s) or grantor's(s) agent printed: Maribeth Witzel-Behl (USE BLACK INK ONLY)



* 4 3 8 1 6 7 2 5 *

DANE COUNTY
REGISTER OF DEEDS

DOCUMENT #
4381672

12/17/2007 01:30PM

Exempt #:

Rec. Fee: 19.00
Pages: 5

Recording area

Name and return address:

City Clerk of Madison
210 Martin Luther King Jr Blvd.
Room 103
Madison, WI 53703

0709-283-0411

RESOLUTION

Use black ink

At the (City) Village / Town) of Madison
Circle one
official meeting held on June 19, 2007, the following resolution was
adopted concerning land in Dane County described as: See Attached.

(Give the legal description of the affected property or, if attached, say "see
attached")

Vacating portions Ravine St unimproved public street row
dedicated by the subdivision plat of Briar Hill

File #: 06211
Resolution #: RES-07-00652

**A copy of the resolution is
attached.**

PARCEL IDENTIFICATION NUMBER*
(*Not required for road right of ways)

Maribeth Witzel-Behl

Signature of City/Village/Town official December 17, 2007
Date

Name printed Maribeth Witzel-Behl

Title City Clerk of Madison

STATE OF WISCONSIN, County of DANE

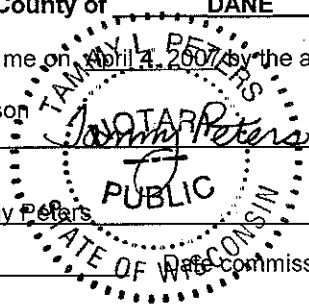
Subscribed and sworn to before me on April 4, 2007 by the above named person(s)

Signature of notary or other person
authorized to administer an oath
(as per s. 706.06, 706.07) *Tammy Peters*

Print or type name: Tammy Peters

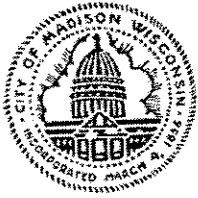
Title Program Assistant 2 Date commission expires: 6-7-09

This document was drafted by:
(print or type name below)
Tammy L. Peters



Names of persons signing in any
capacity must be typed or printed
below their signature.
DCROD 3/1/2002

5/19



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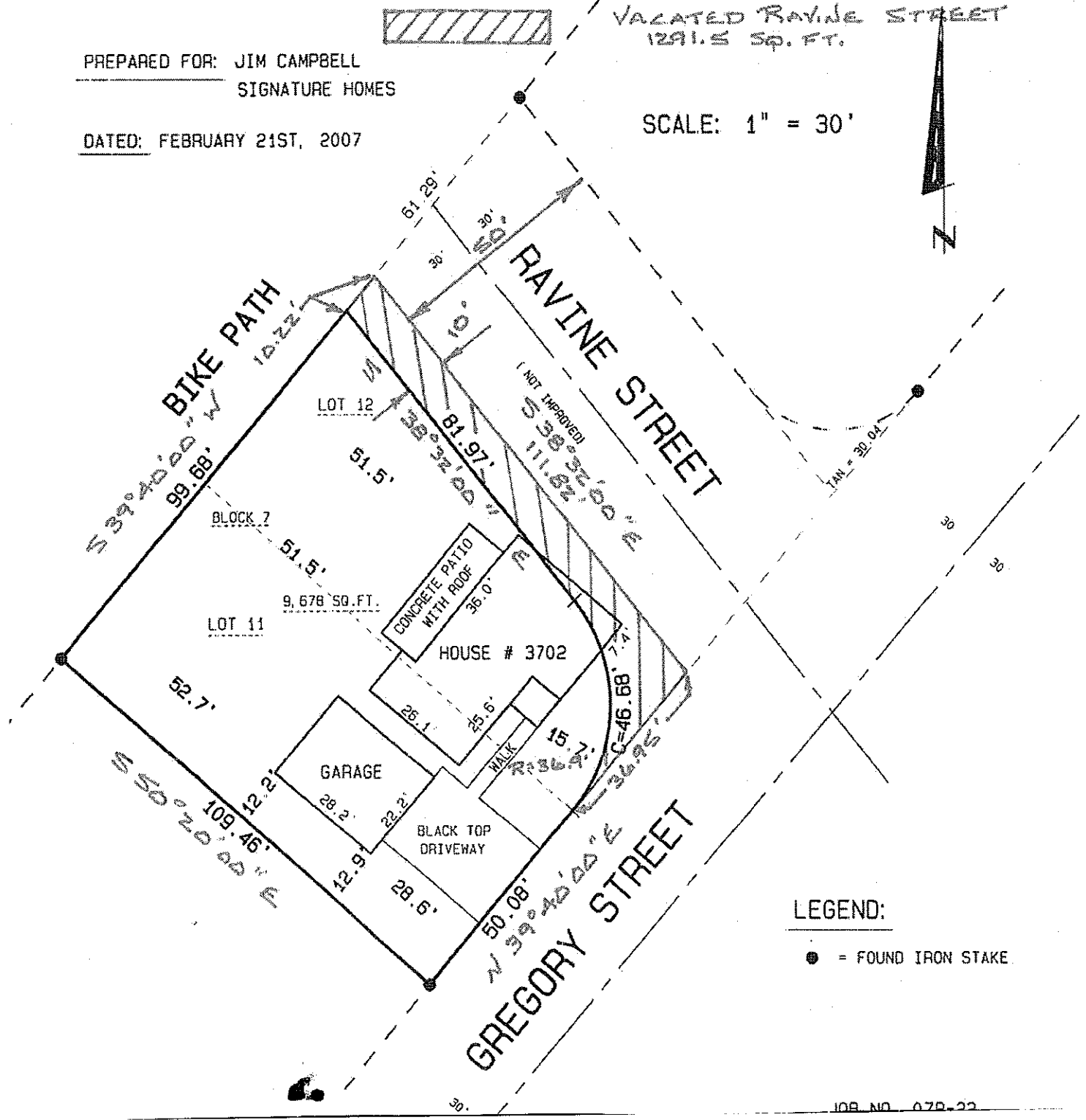
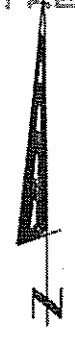
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