

RESOLUTION

DANE COUNTY REGISTER OF DEEDS

DOCUMENT # 4020903

03/09/2005 03:41:06PM

Trans. Fee: Exempt #:

Rec. Fee: 19.00 Pages: 5

000903

Recording area

Name and return address:

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

Use black ink

At the (City / Village / Town) of Madison
official meeting held on February 22, 2005, 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.")

Vacation/Discontinuance of Spruce Street, Willow Street and Oak Street lying southerly of existing Olin Avenue.
File #: 00198
Resolution #: RES-05-00135

A copy of the resolution is attached.

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

Handwritten signature of Ray Fisher

March 8, 2005
Date

Signature of City/Village/Town official

Ray Fisher

Name printed

City Clerk of Madison

Title

STATE OF WISCONSIN, County of DANE

Subscribed and sworn to before me on March 8, 2005 by the above named person(s)

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

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

Handwritten signature of Sharon Christensen

Print or type name: Sharon Christensen

Title Deputy City Clerk Date commission expires: 9-2-07

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

Handwritten number 5/19

# City of Madison

## Agenda Review

**File Number: 00198**

**File Number:** 00198

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:** 37427

**Controlling Body:** BOARD OF  
PUBLIC WORKS

**Drafted By:** System Administrator  
daystar@daystarnet.co  
m

**Cost:**

**Introduced:** 01/04/2005

**File Name:** Vacation/Discontinuance of Spruce Street, Willow Street and Oak Street lying southerly of existing Olin Avenue, within City of Madison Park known as Franklin Field, more particularly described in resolution body.

**Final Action:** 02/22/2005

**Title:** Vacation/Discontinuance of Spruce Street, Willow Street and Oak Street lying southerly of existing Olin Avenue, within City of Madison Park known as Franklin Field, more particularly described in resolution body.

**Notes:**

**Code Sections:**

**Agenda Date:** 02/22/2005

**Indexes:**

**Agenda Number:**

**Sponsors:** Andrew F. Heidt

**Enactment Date:** 03/01/2005

**Attachments:** Franklin Field Street Vacation pdf

**Enactment Number:** RES-05-00135

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	COMMON COUNCIL	01/04/2005	Refer				Pass
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	BOARD OF PUBLIC WORKS	02/22/2005	01/19/2005	
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	PLAN COMMISSION	02/22/2005		
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	COMMON COUNCIL	02/22/2005	02/22/2005	
1	Engineering Division	01/13/2005	Fiscal Note Required / Approval	Comptroller's Office/Approval Group			
1	Comptroller's Office/Approval Group	01/13/2005	Approved Fiscal Note By The Comptroller's Office	Engineering Division		02/17/2005	Pass
1	BOARD OF PUBLIC WORKS	01/19/2005	Recommend to Council to Adopt (Public Hearing)				Pass

Agenda Review Continued (00198)

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1	BOARD OF PARK COMMISSIONERS	02/09/2005	Return to Lead with the Recommendation for Approval	BOARD OF PUBLIC WORKS	01/19/2005	Pass
1	COMMON COUNCIL	02/22/2005	Adopt			Pass

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**Text of Legislative File 00198**

## . Fiscal Note

No City funds required

## ..Title

Vacation/Discontinuance of Spruce Street, Willow Street and Oak Street lying southerly of existing Olin Avenue, within City of Madison Park known as Franklin Field, more particularly described in resolution body.

## ..Body

WHEREAS, The City of Madison proposes to construct a swimming pool facility in Franklin Field, a City park; and

WHEREAS, Franklin Field was acquired by the City from various owners from the 1900's through the 1980's, and public street rights-of-way that have never been improved, nor are planned to be improved, still exist within that area for Spruce Street, Willow Street and Oak Street; and

WHEREAS, said street rights-of-way are no longer needed for public street purposes, as the entire Franklin Field is owned by the City for park purposes; and

WHEREAS, Said street rights-of-way must be vacated/discontinued in order to construct a swimming pool facility at that location;

BE IT RESOLVED, pursuant to Sec 66.1003(4)(a), Wisconsin Statutes, the City of Madison declares it is in the public interest to vacate/discontinue:

All of Spruce Street lying in Government Lot 1 of Section 26, and in the Northeast 1/4 of the Southeast 1/4 of Section 26, Town 7 North, Range 9 East, including Spruce Street as platted in Orchard Lawn Addition to South Madison and in Lakeside Addition to South Madison;

and that part of Willow Street as platted in Orchard Lawn Addition to South Madison, lying south of the southerly right-of-way line of West Olin Avenue as presently located;

and that part of Oak Street as platted in Lakeside Addition to South Madison, lying south of the southerly right-of-way line of West Olin Avenue as presently located

BE IT FURTHER RESOLVED , proposed vacation areas are mapped and part of this resolution; and

BE IT FURTHER RESOLVED, under Section 80 32(4), Wisconsin Statutes, any existing public or private easement or incidental rights within the vacated rights-of-way are perpetuated unless specifically released as part of this vacation. Specifically perpetuated is a sanitary sewer easement benefiting the Madison Metropolitan Sewerage District, recorded as Document No 3269720, Dane County Registry.

I, Ray Fisher, certify that this is a true copy of Resolution No. 00198, passed by the COMMON COUNCIL on 2/22/2005. (Admin)



**Sharon Christensen**



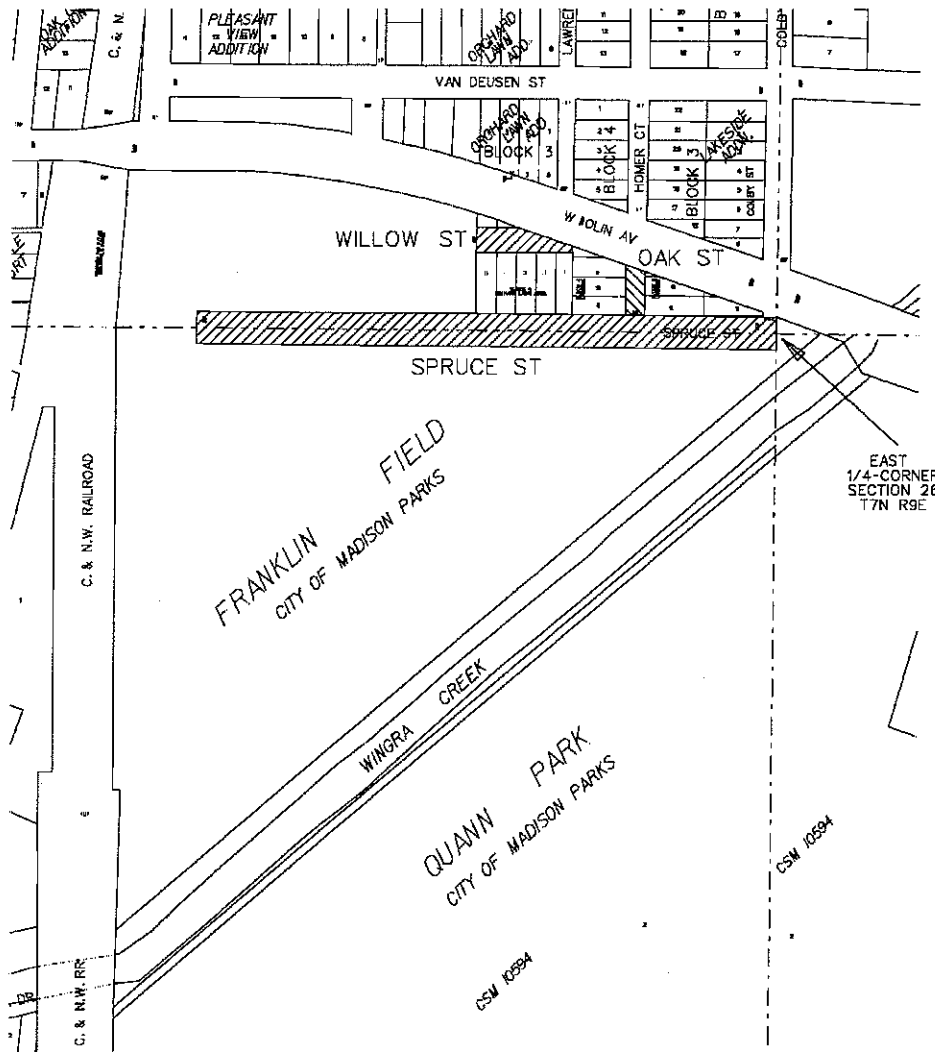
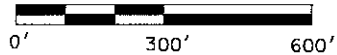
**Date Certified**

**STREETS TO BE VACATED**  
**DEPARTMENT OF PUBLIC WORKS**  
**CITY ENGINEERING DIVISION**  
**CITY OF MADISON, WISCONSIN**

**SPRUCE STREET**  
**WILLOW STREET**  
**OAK STREET**



SCALE: 1 IN = 300 FT



EAST 1/4-CORNER SECTION 26 T7N R9E

FILED  
MADISON  
CITY ENGINEERING DIVISION  
CITY OF MADISON, WISCONSIN  
2005 JUL 28  
10:00 AM

**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: Ray Fisher Date: 3.8.2005 (USE BLACK INK ONLY)  
Name of grantor(s) or grantor's(s) agent printed: Ray Fisher (USE BLACK INK ONLY)