

CITY OF MADISON  
**INTER-DEPARTMENTAL**  
CORRESPONDENCE

DATE: July 12, 2006

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

FROM: Tammy Peters, City Clerk's Office

SUBJECT: **STREET VACATION**

Attached is a certified copy vacating a portion of Dow Court from 66 feet Southeast of W. Wilson Street to the southerly terminus, being located in the Southeast 1/4 of Section 23, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin (4th Aldermanic District), Enactment #: RES-06-00474, ID #: 03403. The resolution was adopted at a meeting of the Common Council held on June 15, 2006.

It was recorded in the Register of Deeds Office on June 19, 2006:

**Document No. 4204089**

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  
David Denig-Chakroff, Water Utility Manager  
Jim Morgan, Parks Division  
Mike Kurth, City Assessor  
Gregg Knudtson, Fire Department  
Catherine Debo, Transit Utility  
Bill Knobloch, Parking Utility  
George Hank, Inspection Unit



**City of Madison**  
**Certified Copy**

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

**Resolution: RES-06-00474**

**File Number: 03403**

**Enactment Number: RES-06-00474**

Vacating a portion of Dow Court from 66 feet Southeast of W. Wilson Street to the southerly terminus, being located in the Southeast 1/4 of Section 23, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (4th AD)

**WHEREAS**, J.H. Findorff & Son Inc. and the National Conference of Bar Examiners own all the abutting property of the proposed Dow Court vacation/discontinuance area; and

**WHEREAS**, J. H. Findorff & Son Inc. and the National Conference of Bar Examiners have requested that the City of Madison vacate a portion of public street known as Dow Court to facilitate the their proposed development at 601 West Wilson Street; and

**WHEREAS**, J.H. Findorff & Son Inc. and the National Conference of Bar Examiners proposed development plan has been submitted and currently being reviewed as Legislative File No. 03142 scheduled for final approval at May 2, 2006 Common Council meeting; and

**WHEREAS**, the City Of Madison has existing public sanitary sewer and water main within the proposed vacated/discontinued Dow Court lands; and

**WHEREAS**, the City Of Madison may have to retain easements for the existing public sanitary sewer and water main within the proposed vacated/discontinued Dow Court lands, unless the proposed development plan does not require the perpetuation of public use of these facilities and resulting abandonment thereof; and

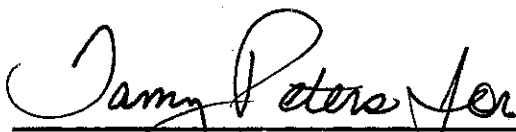
**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison retains exclusive public sanitary sewer and water main easements over the entire vacated Dow Court; and

**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison hereby conditionally discontinues and vacates the portion of Dow Court under WI Ss 66.296(2) as shown on attached map and legal descriptions; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 80.32(4), Wisconsin Statutes, any easements or incidental rights within the vacated Dow Court, are perpetuated unless released as part of this vacation;

**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. RES-06-00474, passed by the COMMON COUNCIL on 6/6/2006.

  
\_\_\_\_\_  
Maribeth Witzel-Behl, Interim City Clerk

7-12-06

\_\_\_\_\_  
Date Certified