

RESOLUTION

Use black ink

At the (City) Village / Town) of Madison  
official meeting held on July 18, 2006, 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.")

Vacate a portion of unimproved public alley right-of-way  
dedicated by and location within Block 2, Wingra Heights plat.  
File #: 03746  
Resolution #: RES-06-00600

A copy of the resolution is  
attached.

DANE COUNTY  
REGISTER OF DEEDS

DOCUMENT #  
4223677

08/25/2006 03:02PM

Trans. Fee:  
Exempt #:

Rec. Fee: 17.00  
Pages: 4

001174

Recording area

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

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

Maribeth Witzel-Behl  
Signature of City/Village/Town official

August 25, 2006  
Date

Maribeth Witzel-Behl  
Name printed

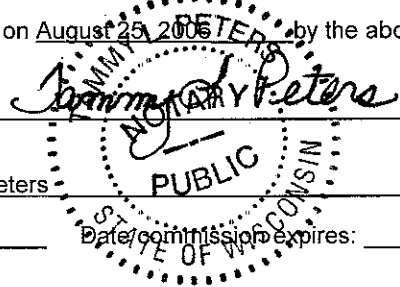
Interim City Clerk of Madison  
Title

RECEIVED  
CLERK OF MADISON  
06 OCT -5 PM 2:47

STATE OF WISCONSIN, County of DANE

Subscribed and sworn to before me on August 25, 2006 by the above named person(s).

Signature of notary or other person  
authorized to administer an oath  
(as per s 706.06, 706 07)



Print or type name: Tammy Peters

Title Admin Clerk II 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

4/17



# City of Madison

## Certified Copy

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

**Resolution: RES-06-00600**

**File Number: 03746**

**Enactment Number: RES-06-00600**

Vacating a portion of unimproved public alley right-of-way dedicated by, and located within, Block 2, Wingra Heights plat. Portion to be vacated is adjacent to Lots 5 through 10 (inclusive), Block 2, Wingra Heights plat, being located in part of the Northeast ¼ of the Northeast 1/4 of Section 27, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (13th AD)

**WHEREAS**, the Plat of "Wingra Heights" was recorded May 1, 1895 in Volume 1 of Plats on Page 26 as Document No 205817, Dane County Registry; and

**WHEREAS**, the Plat of "Wingra Heights" dedicated a fifteen (15) feet public alley parallel with and adjacent to the south line of Block Two (2); and

**WHEREAS**, St. Marys Hospital Medical Center is the owner of all abutting properties, with legal reversionary interest, of the proposed public alley vacation area; and

**WHEREAS**, St. Marys Hospital Medical Center, the owner of all abutting properties, petitioned the City of Madison on May 15, 2006, to vacate/discontinue a portion of public alley; and

**WHEREAS**, that petition to vacate/discontinue a portion of public alley is part of this File I D. matter; and

**WHEREAS**, the proposed public alley vacation is requested to facilitate a proposed Arboretum Cohousing Inc. PUD Development Plan submitted to the City of Madison for approval at 1135 Erin Street; and

**WHEREAS**, the proposed Arboretum Cohousing Inc PUD Development Plan for 1135 Erin Street is scheduled for City of Madison approval at the Common Council meeting of June 6, 2006 as File I D No. 03425; and

**WHEREAS**, if the proposed Arboretum Cohousing Inc PUD Development Plan for 1135 Erin Street is approved by the City of Madison at the Common Council meeting of June 6, 2006, Arboretum Cohousing Inc plans to purchase lands from St Marys in September to facilitate the project; and

**WHEREAS**, City of Madison Engineering Division has created Project No. 53W0377-Public Alley Vacation-Wingra Heights, Block 2; and

**WHEREAS**, the City Of Madison has not improved the proposed vacated public alley area with pavement, nor does the City have plans for future public improvements within the proposed vacated/discontinued public alley lands; and

**WHEREAS**, the City Of Madison has records of improved pavement area, east of the proposed vacated area, west to South mills Street; and

**WHEREAS**, this existing improved public alley area, east of the proposed vacated area, will remain public alley and open to public use; and

**WHEREAS**, the City Of Madison does not have any existing public facilities (sanitary sewer, storm sewer or water main) within the proposed vacated/discontinued public alley lands; and

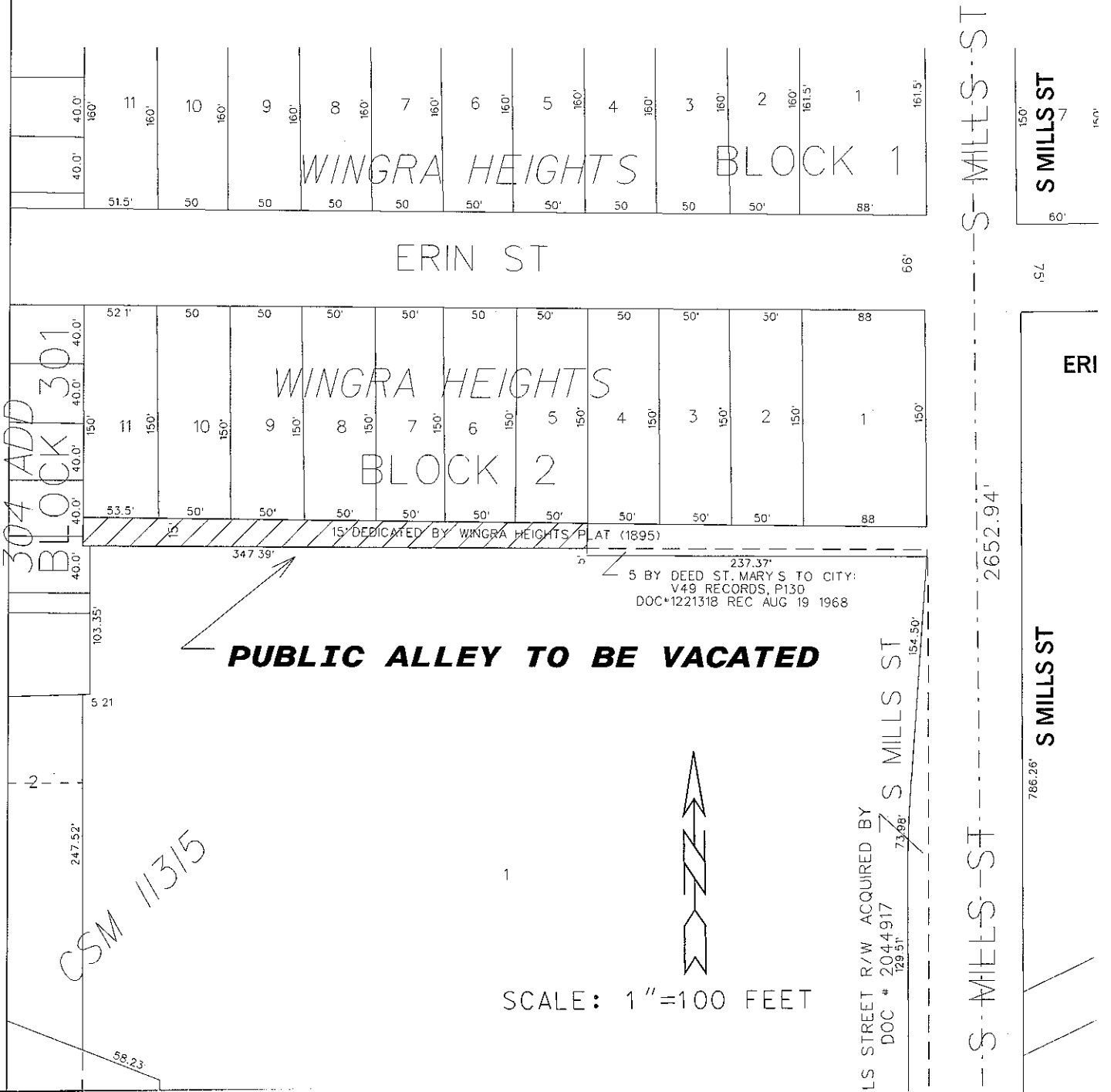
**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison hereby conditionally discontinues and vacates the portion of public alley under WI Ss 66 1003(2) as shown on attached map and legal descriptions; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 80.32(4), Wisconsin Statutes, any easements

# PUBLIC ALLEY TO BE VACATED

DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION  
CITY OF MADISON, WISCONSIN

## ALLEY DEDICATED BY WINGRA HEIGHTS PLAT



**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: 8-25-06 (USE BLACK INK ONLY)  
Name of grantor(s) or grantor's(s)' agent printed: Maribeth Witzel-Behl (USE BLACK INK ONLY)