

**AMENDMENT TO TEMPORARY LIMITED  
EASEMENT AGREEMENT**

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This Amendment to Temporary Limited Easement Agreement (the "Agreement"), dated as of \_\_\_\_\_, 2015, is by and between the **County of Dane** (the "County"), a Wisconsin municipal corporation, and the **City of Madison**, a Wisconsin municipal corporation (the "City").

**WITNESSETH:**

WHEREAS, the County is the owner of the property located at 1202 Northport Drive in the City of Madison, legally described in attached Exhibit A (the "County's Property"); and

WHEREAS, the County and the City are parties to that certain Temporary Limited Easement Agreement, dated August 29, 2014, and recorded September 3, 2014, with the Dane County Register of Deeds as Document No. 5095651 (the "TLE"); and

WHEREAS, the TLE allows for the City's temporary use of a portion of the County's Property (the "TLE Area") for construction access and staging purposes during the period of the City's Lakeview Water Tower demolition and construction project; and

WHEREAS, the City's contractor has recently determined that it requires additional area (approximately 3,825 sq. ft.) on the west side of the TLE Area to set up its lifting and staging equipment; and

WHEREAS, the County agrees to allow for the expansion of the TLE Area on the terms and conditions hereinafter set forth.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The "Approved Plans" referenced in the TLE are hereby supplemented by Exhibit F attached hereto and hereby made a part of the TLE.
2. The TLE Area is expanded by the 45 ft. x 85 ft. area denoted on Exhibit F as the "TLE Expansion Area."
3. All other provisions of the TLE remain in full force and effect.

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RETURN TO: City of Madison  
EDD – Office of Real Estate Services  
P.O. Box 2983  
Madison, WI 53701-2983

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Tax Parcel No.: 251-0809-253-0099-1 (part of)

IN WITNESS WHEREOF, the parties have entered into this Amendment to Temporary Limited Easement Agreement as of the date first set forth above.

**COUNTY OF DANE**

By: \_\_\_\_\_  
Scott McDonell, County Clerk

State of Wisconsin     )  
                                  )ss.  
County of Dane         )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015, the above named Scott McDonell, County Clerk of the County of Dane, acting in said capacity and known by me to be the person who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public, State of Wisconsin

\_\_\_\_\_  
(print or type name of notary)  
My Commission: \_\_\_\_\_

**CITY OF MADISON**

By: \_\_\_\_\_  
Paul R. Soglin, Mayor

By: \_\_\_\_\_  
Maribeth L. Witzel-Behl, City Clerk

State of Wisconsin     )  
                                      )ss.  
County of Dane         )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015, the above named Paul R. Soglin, Mayor of the City of Madison, acting in said capacity and known by me to be the person who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public, State of Wisconsin

\_\_\_\_\_  
Print or Type Name  
My Commission: \_\_\_\_\_

State of Wisconsin     )  
                                      )ss.  
County of Dane         )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015, the above named Maribeth L. Witzel-Behl, City Clerk of the City of Madison, acting in said capacity and known to me to be the person who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public, State of Wisconsin

\_\_\_\_\_  
Print or Type Name  
My Commission: \_\_\_\_\_

Execution of this Amendment to Temporary Limited Easement Agreement by the City of Madison is authorized by City of Madison Common Council Substitute Resolution Enactment No. RES-14-00617 File ID No. 34816, adopted August 5, 2014.

Drafted by the City of Madison Office of Real Estate Services

Project No. 10409

## **EXHIBIT A**

### The County's Property

Lot 1, Certified Survey Map No. 12189, as recorded in the Dane County Register of Deeds in Volume 75, Page 171 of Certified Survey Maps, City of Madison, Dane County, Wisconsin.