

000252

Amendment to Restrictive Covenants  
For Baraboo Business Park

Document Number

Document Title

757717

Name and Return Address:

J. BOHL  
135 4<sup>TH</sup> ST  
BARABOO, WI 53913

REGISTRAR'S OFFICE  
SAUK COUNTY WI  
RECEIVED FOR RECORD

AT 11:20 O'CLOCK A M

ON OCT. 3 20 01

*Dee Bailey*  
REGISTRAR  
11.00 CHS

Parcel Identification Number (PIN)

Recording Area

Re: The lands described in Volume 7 of Certified Survey Map No. 1698 in the Office of the Sauk County Register of Deeds.

Restrictive Covenants for the Baraboo Business Park, recorded on May 21, 1986, in Reel 420, Image 126-143 as Document Number 485572 in the Office of the Sauk County Register of Deeds.

WHEREAS, pursuant to Resolution No. 2001-56 adopted by the Baraboo Common Council on July 10, 2001, Article IX, shall be amended by adding the following provision to said Article IX:

In the event any purchaser of land in the Business Park is required to sell any such lands, voluntarily or involuntarily, pursuant to a condemnation proceeding, the lands subject to the condemnation shall first be offered for sale, in writing, to the City of Baraboo at the price per acre paid for such land by said purchaser, together with the cost of any improvements thereon paid for by the purchaser and any special assessments paid by the purchaser relating to such land, with interest at the rate of 3% per annum on the purchase price from the date of payment of the purchase price of said land by the purchaser, and 3% per annum on the cost of improvements from the date of payment of any cost for improvements on said lands by the purchaser and 3% per annum on the cost of any special assessment from the date of payment of any special assessment paid by the purchaser relating to such lands to the date of repurchase by the City. The seller shall pay any unpaid real estate taxes and real estate taxes for the year of closing shall be pro-rated. The seller shall furnish title insurance at seller's expense for the amount of the purchase price. The procedures for accepting or rejecting such offer and for closing shall be as provided in this subsection, Article IX. If the City of Baraboo is the condemnor, the lands subject to the condemnation shall be sold to the City at the same price and terms as provided in this Amendment.

Dated this 28 day of September, 2001.

CITY OF BARABOO, WISCONSIN

By:

*Dean D. Steinhorst*  
Dean D. Steinhorst, Mayor

By:

*Cheryl M. Giese*  
Cheryl M. Giese, City Clerk

## ACKNOWLEDGMENT

State of Wisconsin )

) ss

Sauk County )

Personally came before me the above named Dean D. Steinhorst, and Cheryl M. Giese on the 28 day of September, 2001, known to me to be the Mayor and City Clerk, respectively and the persons who executed the foregoing instrument and acknowledge the same.

Notary Public, Sauk County, Wisconsin.  
My commission is permanent.

*James C. Bohl*  
James C. Bohl

This instrument drafted by James C. Bohl, City Attorney.