

DOCUMENT # 526525

Recorded
 July 12, 2010 10:15 AM
 CYNTHIA A MEUDT
 REGISTER OF DEEDS
 GREEN COUNTY, WISCONSIN
 Fee Amount: \$30.00



PERMANENT EASEMENT AGREEMENT

Dated as of July 6, 2010.

2302400580022

Tax parcel no.

Return to:

Dale E. Hustad

N9525 Hustad Vly Rd

Mt. Horeb, WI 53572

WHEREAS Timothy A. Schmitt and Wanda G. Schmitt are the owners of the following described real estate (hereinafter called "Parcel A"):

Lot Twenty-two (22) of Certified Survey Map No. 2143 as recorded in the Office of the Register of Deeds of Green County, Wisconsin, in Vol. 7, Page 95. Located in the Town of New Glarus, Green County, Wisconsin.

WHEREAS the Town of New Glarus desires to make repairs to Blue Vista Lane within the Blue Vista Lane right of way.

WHEREAS Timothy A. Schmitt and Wanda G. Schmitt, for good and valuable consideration as detailed below, hereby grant an easement to the Town of New Glarus consisting of a strip of land twelve (12) feet wide and twenty (20) feet long that lies parallel to the right of way of Blue Vista Lane, along the Southeastern boundary of Parcel A. More clearly illustrated on attached Exhibit.

1. Purpose: The purpose of this easement is to allow for the repairs to Blue Vista Lane roadway, along with grading, ditching and associated work by contractors under contract with the Town of New Glarus and subcontractors thereof.

2. Access: The Town of New Glarus or its agents shall have the right to enter the easement area for the purpose of exercising its rights therein.

3. Buildings or Other Structures: The owner of Parcel A agrees that no structures, trees or bushes will be erected or planted in the easement area or in such close proximity thereto so as to interfere with the purpose of said easement.

4. Exercise of Rights: It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.

5. Easement Permanent: The easement herein granted shall be binding upon the owner of Parcel A and his/her successors in interest in Parcel A as a covenant running with Parcel A for the benefit of the Town of New Glarus or its successors in interest or agents in perpetuity.

6. Construction specifications: The Town of New Glarus, its agents or successors in interest shall strive to preserve as many of the existing trees and shrubs that do not interfere with the repair work to Blue Vista Lane roadway. All ground cover that is disturbed shall be re-seeded by the Town of New Glarus or its agents or successors in interest. Erosion control practices shall be utilized to minimize erosion during construction.

7. **Consideration:** The owners shall not bear any of the construction costs.

IN WITNESS WHEREOF, Timothy A. Schmitt and Wanda G. Schmitt as owners of Parcel A and Keith Seward as Chairman of the Town of New Glarus and Pattie Salter as Clerk of the Town of New Glarus executed this Agreement as of the date first herein written.

Dated: June 3, 2010.

[Signature]
Timothy A. Schmitt, owner

[Signature]
Wanda G. Schmitt, owner

[Signature]
Keith Seward, Town Chairman

[Signature]
Pattie Salter, Town Clerk

Subscribed and sworn to before me by Pattie Salter and Keith Seward on July 6, 2010.

[Signature]
Name printed: JANICE MANN
Notary Public, Wisconsin
My Commission (expires) (is) 1/27/13



Subscribed and sworn to before me by Timothy A. Schmitt and Wanda G. Schmitt on June 3, 2010.

[Signature]
Name printed: Patricia I. Salter
Notary Public, Wisconsin
My Commission (expires) (is) 6/15/2014



Drafted by Dale E. Hustad
Attorney at law
N9525 Hustad Valley Road
Mt. Horeb, WI 53572
(608) 527-2733

PERMANENT EASEMENT EXHIBIT

N8845 BLUE VISTA LANE
 PARCEL NO. 2302400580022
 TIMOTHY A SCHMITT & WANDA G SCHMITT

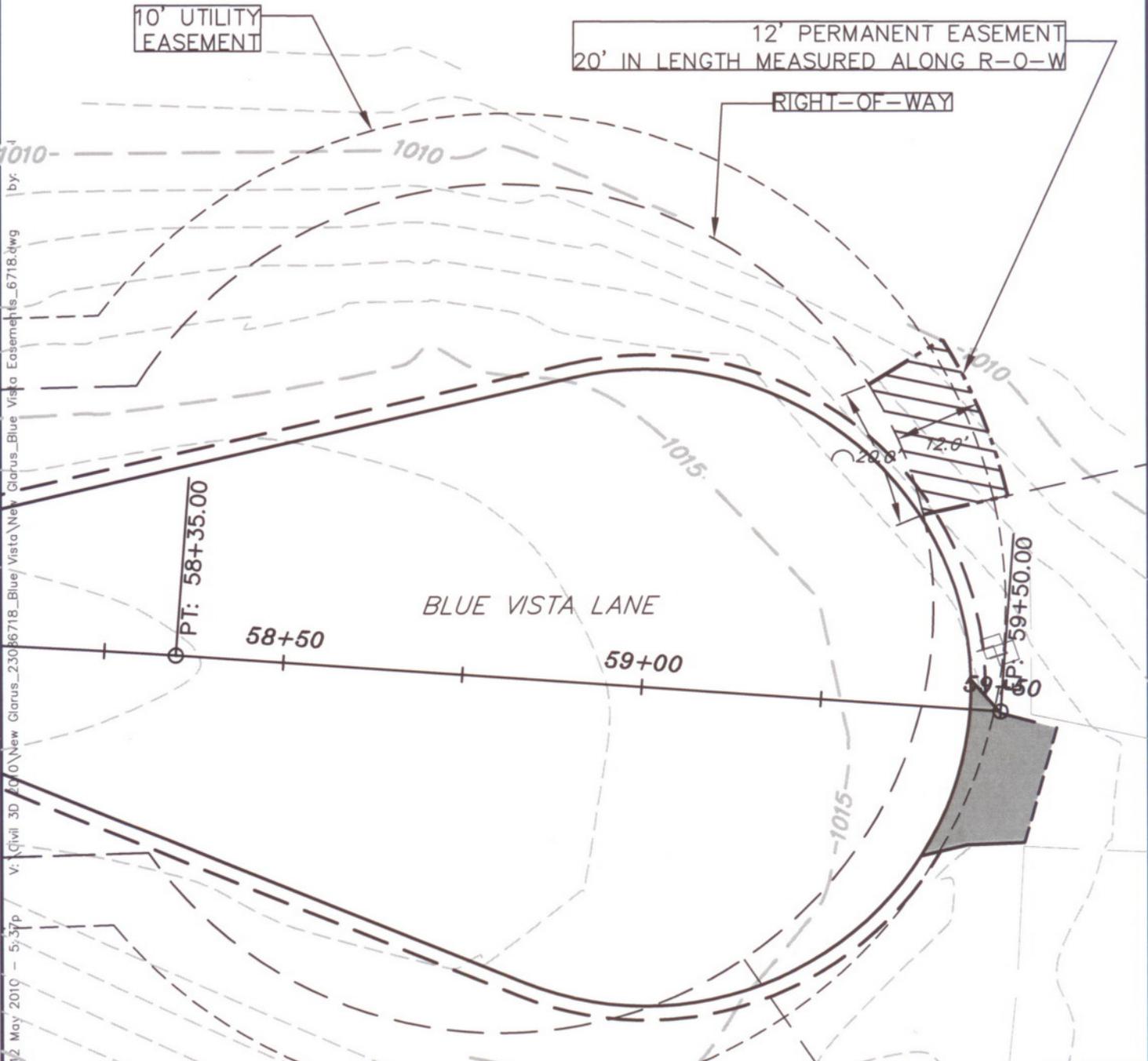
LEGEND



PERMANENT EASEMENT



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 12 May 2010 - 5:37p

vierbicher
 planners | engineers | advisors



REEDSBURG - MADISON - PRAIRIE DU CHIEN
 999 Fourier Drive, Suite 201 Madison, Wisconsin 53717
 Phone: (608) 826-0532 Fax: (608) 826-0530

REVISIONS	SCALE	1" = 20'	SHEET
	CHECKED		1 OF 1
	DRAFTER	RKOL	
	FILE		
JOB NO.	23086718.00	DATE	5-2010