

*Silt Site*

RESOLUTION NO. 52

WHEREAS, the Town of Delavan, Walworth County, Wisconsin, (hereinafter "Town"), is desirous of implementing the Delavan Lake Improvement Project; and

WHEREAS, Del-Prairie Stock Farms, Inc. (hereinafter "Del-Prairie"), and/or James Holt, (hereinafter "Holt"), is the owner(s) and/or lessee(s) of certain real estate located in the Town of Delavan; and

WHEREAS, K. & C. Ramm (hereinafter "Ramm"), is the owner/lessor of certain lands in the Town of Delavan;

WHEREAS, an agreement between Del-Prairie, Holt, Ramm and the Town of Delavan to use the aforesated real estate shall facilitate the implementation of the Delavan Lake Improvement Project.

NOW THEREFORE, be it resolved as follows:

1. Del-Prairie, Holt, and Ramm hereby agree to provide the Town with access to property owned or leased by them (as depicted in the shaded portions of the plat maps attached hereto, legal descriptions of which shall be inserted and added hereto as though fully set forth herein) for the purpose of disposal of Delavan Lake dredge spoils through land spreading upon said property.

2. It is acknowledged by Del-Prairie, Holt, and Ramm that the particular real estate to be used herein is agricultural in nature and therefore Del-Prairie, Holt, and Ramm shall obtain a benefit from the disposal of said dredge spoils, which shall be the consideration for this agreement. No other compensation shall be paid under the terms of this agreement.

3. The Town shall cause the aforesated dredge spoils to be transported to and spread upon the aforesated real estate at no cost to Del-Prairie, Holt, or Ramm.

4. Del-Prairie, Holt, and Ramm, their successors and assigns, shall release and forever discharge the Town from any claim, whether by condemnation, inverse condemnation, trespass, nuisance, or any other action at law or otherwise, for the Town's use of the aforesated real estate in accordance with the terms of this agreement.

5. The signature of the Town Chairman, Del-Prairie, Holt, and Ramm on this resolution shall constitute an agreement as set forth herein which shall bind each of the parties and their respective agents and representatives.

6. The Town Clerk shall pay for and cause this agreement to be recorded with the Walworth County Register of Deeds once legal descriptions have been attached hereto.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Town of Delavan Chairman

Attest:

\_\_\_\_\_  
Town Clerk

\_\_\_\_\_  
Date

\_\_\_\_\_  
Authorized Representative of Del-  
Prairie Stock Farms, Inc.

\_\_\_\_\_  
Date

\_\_\_\_\_  
James Holt

\_\_\_\_\_  
Date

\_\_\_\_\_  
K. Ramm

# SEC. 9 - T 2 N R 16 E - DELAVAN



