



JOHNS, FLAHERTY & COLLINS, SC

Good neighbors. Great lawyers.

205 5th Avenue S., Suite 600
P.O. Box 1626
La Crosse, WI 54602-1626
Phone: 608-784-5678
Fax: 608-784-0557

August 19, 2020

501 Empire Street, Suite 102
P.O. Box 50
Holmen, WI 54636-0050
Phone: 608-526-9320
Fax: 608-526-6394

VIA E-MAIL: clerk@townofcampbell.org

Email:
general@johnsflaherty.com
Web: www.johnsflaherty.com

Cassie Hanan, Clerk
TOWN OF CAMPBELL

ATTORNEYS

RE: Town of Campbell – Easement Deed for Drainage

Robert P. Smyth
Maureen L. Kinney
Terence R. Collins
Brent P. Smith *
Ellen M. Frantz
Steven P. Doyle
Sonja C. Davig
Brian G. Weber
Joseph G. Veenstra
Brandon J. Prinsen
Anthony R. Gingrasso *
David A. Pierce
Ellen R. Atterbury
Katelyn K. Doyle

Dear Cassie:

At long last, please find enclosed, the easement deed that has been recorded.
Thanks.

Very truly yours,

JOHNS, FLAHERTY & COLLINS, S.C.

Brent P. Smith
email: brent@johnsflaherty.com

James P. Gokey
1949-1998
Michael L. Stoker
1956-2011
Daniel T. Flaherty
1923-2013

BPS/djk

RETIRED

Robert D. Johns, Jr.
Gregory S. Bonney
Peder G. Arneson

Enclosure

PARALEGALS

Lisa L. Felt
Jane R. Peterson

* Admitted to the
Minnesota Bar



EASEMENT DEED FOR DRAINAGE

For and in consideration of One Dollar (\$1.00), the receipt of which is hereby acknowledged, the City of La Crosse, La Crosse County, State of Wisconsin, does hereby grant to the Town of Campbell, La Crosse County, Wisconsin, a municipal corporation, its successors and assigns, a temporary drainage easement to maintain, operate, and repair appurtenant facilities for the drainage of stormwater run-off within a strip though and over the following described real estate, to wit:

-SEE ATTACHED LEGAL DESCRIPTION-EXHIBIT A-

This easement is granted on the following conditions:

1. The above grade structures, such as buildings, fences, towers, power poles, bill boards, or any other structure that impedes or redirects the flow of storm water run-off are not permitted in the easement without approval of the City of La Crosse, Board of Public Works and the Town of Campbell.
2. Town of Campbell may, at the Town's option, cut brush and trees and/or mow grass and weeds in drainage easement.
3. If the Town of Campbell disturbs grassed areas for maintenance, replacement or removal, the Town will restore with seed and/or sod at the Town's expense within three weeks of when the disturbance occurred.
4. Concrete rubble, asphalt rubble, stone or rock exceeding 6" in the largest dimension, demolition debris or other rubble shall not be placed within the easement.
5. This easement is created for conveyance of storm water run-off.
6. The City of La Crosse may terminate such easement with 60 days notice to the Town of Campbell.
7. The Town of Campbell agrees to work with the City of La Crosse for future storm water needs downstream of this easement and agrees to share in the costs of future construction and maintenance projects downstream of this easement on a flow proportional basis.

1752249

LACROSSE COUNTY
REGISTER OF DEEDS
CHERYL A. MCBRIDE

RECORDED ON
08/12/2020 02:28PM

REC FEE: 30.00

EXEMPT #:

PAGES: 7

#48

Return to:

Name and Return Address

Brent P. Smith
Johns & Flaherty, S.C.
205 Fifth Avenue South, Ste. 600
P.O. Box 1626
La Crosse, WI 54602-1626

4-86-0 / 4-87-0

Parcel Numbers

TIMOTHY KABAT

By: *Timothy Kabat*
Title: Mayor, City of La Crosse

STATE OF WISCONSIN)

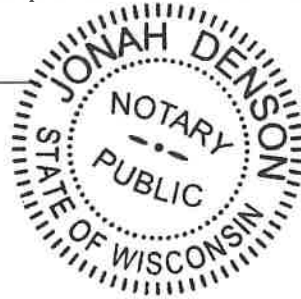
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COUNTY OF LA CROSSE)

SUBSCRIBED and **SWORN** to before me this 11th day of August, 2020, the above named Timothy Kabat to me known to be the persons who executed the foregoing instrument and acknowledged the same.

[Signature]

Notary Public, La Crosse County, State of Wisconsin
My commission: 3-16-2024



TERI LEHRKE

By: *Teri Lehrke*
Title: City Clerk, City of La Crosse

STATE OF WISCONSIN)

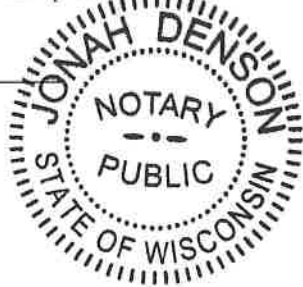
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COUNTY OF LA CROSSE)

SUBSCRIBED and **SWORN** to before me this 6th day of August, 2020, the above named Teri Lehrke to me known to be the persons who executed the foregoing instrument and acknowledged the same.

[Signature]

Notary Public, La Crosse County, State of Wisconsin
My commission: 3-16-2024



THIS INSTRUMENT DRAFTED BY:

Brent P. Smith
JOHNS & FLAHERTY, S.C.
205 Fifth Avenue South, Suite 600
La Crosse, WI 54601
(608) 784-5678

EXHIBIT A
LEGAL DESCRIPTION - EASEMENT

Part of Lots 3 and 4 Block 5, Ashland Addition located in the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 7, Town 16 North, Range 7 West, Town of Campbell, La Crosse County, Wisconsin.

EXHIBIT B.
MAP OF EASEMENT AREA

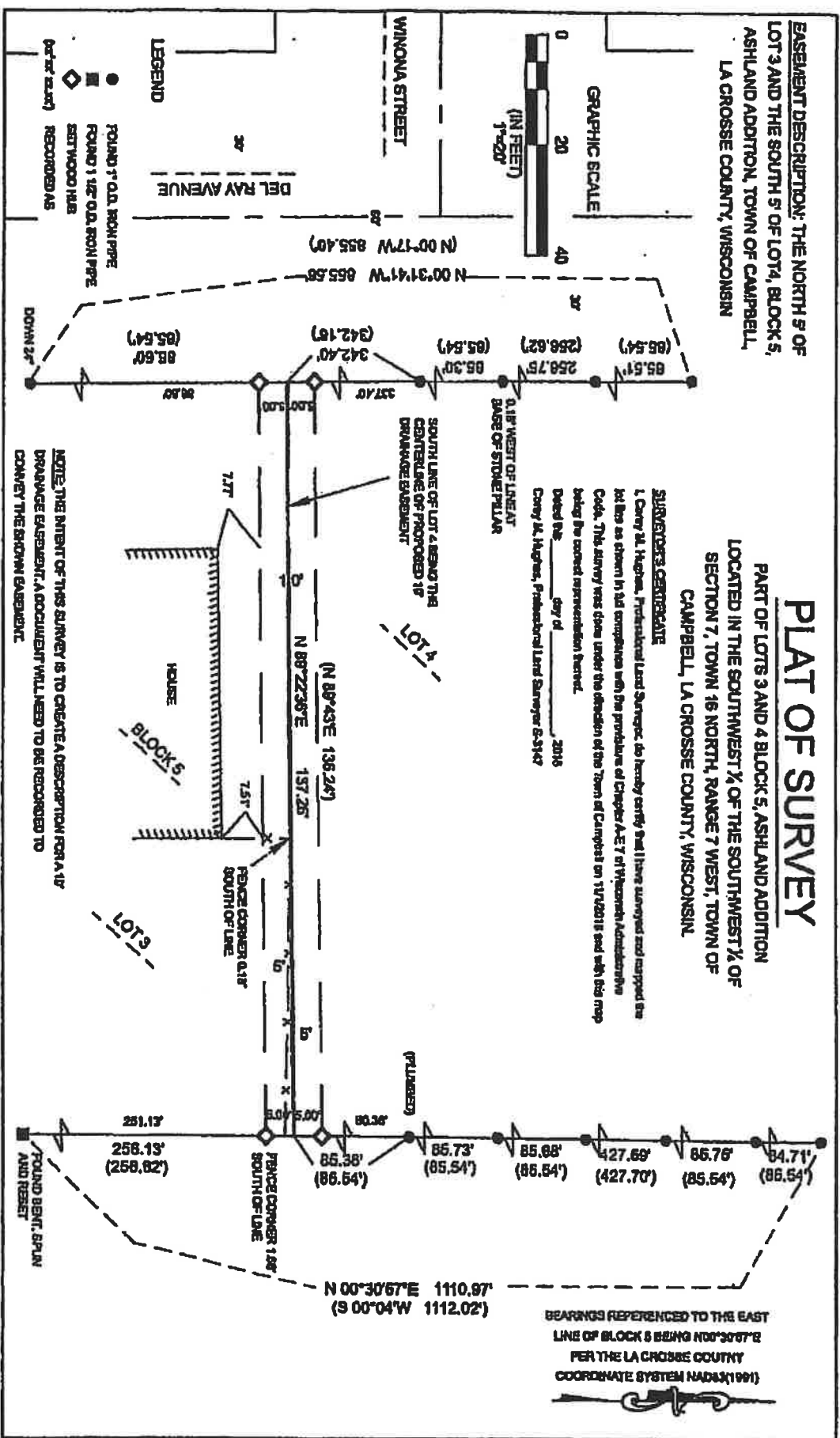
EASEMENT DESCRIPTION: THE NORTH 5' OF LOT 3 AND THE SOUTH 5' OF LOT 4, BLOCK 5, ASHLAND ADDITION, TOWN OF CAMPBELL, LA CROSSE COUNTY, WISCONSIN

PLAT OF SURVEY

PART OF LOTS 3 AND 4 BLOCK 5, ASHLAND ADDITION LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 7, TOWN 16 NORTH, RANGE 7 WEST, TOWN OF CAMPBELL, LA CROSSE COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE
 I, Cheryl M. Hughes, Professional Land Surveyor, do hereby certify that I have surveyed and mapped the plat and as shown in said comparison with the provisions of Chapter A-27 of Wisconsin Administrative Code. This survey was done under the direction of the Town of Campbell on 11/20/2018 and with the map being the correct representation thereof.
 Dated this _____ day of _____, 2018
 Cheryl M. Hughes, Professional Land Surveyor S-3142

BEARINGS REFERENCED TO THE EAST LINE OF BLOCK 5 BEING N00°30'67"E PER THE LA CROSSE COUNTY COORDINATE SYSTEM MADE 3/1991



19-1589

Resolution authorizing the Mayor and City Clerk to sign Easement Deed For Public Utilities (Storm) to the Town of Campbell for Del Ray Avenue Drainage.

RESOLUTION

WHEREAS, the Town of Campbell requested a drainage easement from the City of La Crosse that will drain water from the Del Ray Avenue/Winona Street intersection; and

WHEREAS, the drainage path proposed has historically been used to drain this area; and

WHEREAS, the Utility and Engineering Department staff have determined there will be no detrimental impact from the drainage easement on the City of La Crosse.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of La Crosse that it hereby authorizes the Mayor and City Clerk to sign Easement Deed for Public Utilities (Storm).

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the same.

BE IT FURTHER RESOLVED that the Director of Engineering and Public Works and Utility Manager are hereby authorized to effectuate this resolution.

I, Teri Lehrke, certify that this resolution was duly and officially adopted by the Common Council of the City of La Crosse on December 12, 2019.



Teri Lehrke, City Clerk
City of La Crosse, Wisconsin