

WATERMAIN AND INGRESS/EGRESS EASEMENT

KNOW ALL MEN BY THESE PRESENTS that in the consideration of the sum of \_\_\_\_\_ and other good and valuable consideration, the receipt whereof is hereby acknowledged, that the City of La Crosse, Wisconsin, a municipal corporation, does hereby grant unto Birdd Land Investments, Inc., their successors and assigns, the right to use the property for water utility purposes. Water utility purposes means the ability to lay, maintain, operate, repair and remove water facilities. Water utility purposes specifically excludes any other utilities on the property including, without limitation, storm water utilities. This easement applies to the following real estate described in Exhibit A.

This easement is granted on the following conditions:

1. Standard concrete or asphalt pavement, such as for driveways, parking lots, etc. may be placed in the easement. The Grantee will be responsible for removal and replacement, if required for utility maintenance or replacement.
2. Above grade structures, such as buildings, towers, power poles, signs, etc. are not permitted in the easement without approval of the Board of Public Works.
3. The grantee is responsible for any repairs, damages, losses or replacements to the vegetation if it is disturbed for utility maintenance, replacement or removal. The grantee will provide erosion control measures until vegetation is reestablished.
4. If the grantee disturbs grassed areas for utility maintenance, replacement or removal, the grantee will restore with seed and/or sod at the City's option.
5. The City may, at the City's option, cut brush and trees and/or mow grass and weeds in utility easements.
6. The ground surface grade in the easement may not be changed more than one foot without prior approval of the Board of Public Works.
7. Valve boxes, manholes (personnel access ports), curb stop boxes, sewer cleanouts, pull boxes, etc. in the easement must be accessible and maintained at surface grade.

This easement shall only apply and benefit the property described on Exhibit A and shall not extend beyond this parcel, including future connections to the water system through this parcel.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2022.

BY: \_\_\_\_\_  
Mitch Reynolds, Mayor

This space is reserved for recording data

Return to

City Attorney  
400 La Crosse St  
La Crosse WI 54601

Parcel Identification Number/Tax Key Number

BY: \_\_\_\_\_  
Nikki Elsen, City Clerk

STATE OF WISCONSIN        )  
  )ss.  
COUNTY OF LA CROSSE    )

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 2022, the above named Mitch Reynolds and Nikki Elsen to me known to be the persons who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public, La Crosse County, WI  
My commission expires: \_\_\_\_\_.

This instrument drafted by: Stephen F. Matty, City Attorney, 400 La Crosse Street, La Crosse, WI 54601.