AFFIDAVIT OF INTEREST NOTICE OF WAIVER

Document Number

Document Title

The **CITY OF LA CROSSE, WISCONSIN**, a Wisconsin municipal corporation (the "City"), for the purpose of notification, hereby swears and avers to the following:

- 1. Pursuant to that certain Real Estate Conveyance Agreement for the Industrial Development of Lot 4 in the Airport Industrial Park dated as of April 10, 1997 (the "Conveyance Agreement"), by and between the City and Helgesen Family Limited Partnership, a Wisconsin partnership ("Helgesen"), and recorded in the Office of the Register of Deeds for La Crosse County, Wisconsin on November 23, 1997 in Volume 1179 of Records, page 453 as Document No. 1173578, the City sold to Helgesen and Helgesen purchased from the City, Lot 4 of the Airport Industrial Park, City of La Crosse, La Crosse County, State of Wisconsin (the "Property").
- 2. In accordance with Paragraphs 1 and 2 of the Conveyance Agreement, Helgesen agreed to construct two (2) individual buildings of certain specified size on the Property within certain specified time frames, which buildings were to be used for industrial and commercial purposes and not for warehousing (collectively, the Construction Requirements").
- 3. Notwithstanding Helgesen's failure to comply with or satisfaction of the Construction Requirements, the City hereby waives any requirements pursuant to Paragraph 2 of the Conveyance Agreement that the Property not be used for warehousing.

Recording Area

17-10530-50

Name and Return Address

Attorney Sean O'Flaherty O'Flaherty Heim Birnbaum Kirchner & Curtis Ltd. 201 Main Street, 10th Floor La Crosse, WI 54601

		Parcel Identification Number	
		This is not homestead	property.
Dated as of this day of July, 2017.		CITY OF LA CROSSE, a Wisconsin municipal co	rporation
*(SEAL)	*	
*(SEAL)		
AUTHENTICATION		ACKNOWLEDGMENT	_
Signature(s) <u>Tim Kabat, Mayor and Teri Lehrke, City</u> Clerk		STATE OF WISCONSIN))ss	
Clerk authenticated on		COUNTY OF LA CROSSE) Personally came before me on the above-named	
*		to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.	
THIS INSTRUMENT WAS DRAFTED BY:		*	
Attorney Amanda Halderson Jackson 201 Main Street, 10 th Fl, La Crosse, WI 54601		Notary Public, State of Wisconsin My Commission (is permanent)(expires:)