

This instrument was drafted by
and should be returned to:
Brad Dallet
Husch Blackwell LLP
555 E. Wells Street, Suite 1900
Milwaukee, WI 53202

TERMINATION OF AGREEMENT

Parcel I.D. No: See Exhibit A

THIS TERMINATION is made as of the ___ day of _____, 2017, by and between the Village of Menomonee Falls (“Village”) and FRED-Jade, LLC, a Wisconsin limited liability company (“FRED”).

A. FRED is the owner of certain real estate located in the Village of Menomonee Falls, Waukesha, Wisconsin, as legally described on the attached Exhibit A (the “Property”).

B. A portion of the Property is subject to that certain Agreement dated April 1, 1985, and recorded April 8, 1985, in Reel 665, at Images 819-822, Document No. 1291813 (the “Holding Tank Agreement”).

C. The Village and FRED now wish to terminate the Holding Tank Agreement.

NOW THEREFORE, the Village and FRED hereby terminate the Agreement, and relinquish any and all right, title and interest in the Agreement.

(SIGNATURE PAGES FOLLOW)

FRED-JADE, LLC

By: FIDUCIARY REAL ESTATE DEVELOPMENT,
INC., its Manager

By: _____
Brett K. Miller, President and CEO

STATE OF WISCONSIN)
) ss.
WAUKESHA COUNTY)

Personally came before me this ____ day of _____, 2017, the above named Brett K. Miller, as President and CEO of Fiduciary Real Estate Development, Inc. to me known to be the person who executed the foregoing instrument and acknowledge the same.

Notary Public, State of Wisconsin
My commission: _____

VILLAGE OF MENOMONEE FALLS

By: _____
Name: _____
Its: _____

COUNTERSIGNED:

_____, Village Clerk

STATE OF WISCONSIN)
) ss.
WAUKESHA COUNTY)

Personally came before me this ____ day of September, 2017, the above named _____, as _____ and _____, as Village Clerk of the Village of Menomonee Falls to me known to be the person who executed the foregoing instrument and acknowledge the same.

Notary Public, State of Wisconsin
My commission: _____

Exhibit A

That portion of Lot 1 of Certified Survey Map No. _____, recorded October __, 2017, in Volume ____ of Certified Survey Maps on Pages ___ to ___ as Document No. _____, being a combination of Lands located in a part of the Northwest 1/4 and Northeast 1/4 of the Northeast 1/4 of Section 24, Town 8 North, Range 20 East, in the Village of Menomonee Falls, Waukesha County, Wisconsin.

Which was formally known as that part of the Northwest 1/4 of the Northeast 1/4 of Section 24, Town 8 North, Range 20 East, Village of Menomonee Falls, County of Waukesha, State of Wisconsin, described as follows, to-wit: Commencing at a point in the North line of said Northeast 1/4 Section 24, said point being 1179.32 feet South 89° 45' East of the North 1/4 corner of said Section; thence South 0° 10' West 500 feet to a point; thence South 89° 45' East and parallel to said North line 132 feet to a point; thence North 0° 10' East 500 feet to a point in the said North line of Section 24; thence North 89° 45' West along said North line 132 feet to the place of beginning.

Tax Key No: MNFV 0093.975

Address: N72 W12821 Good Hope Road