

**VILLAGE OF LITTLE CHUTE**

**RESOLUTION NO. 2 , SERIES OF 2017**

**A RESOLUTION GRANTING OF A STORM SEWER EASEMENT UPON LOT #34 OF VILLAGE NORTH SUBDIVISION.**

**WHEREAS**, the Little Chute Engineering Department has recommended that the public interest is best served by retaining an easement for storm water drainage as described below; and

**WHEREAS**, the Little Chute Board of Trustees has reviewed the attached easement finding it to serve the public interest.

**NOW, THEREFORE BE IT RESOLVED**, by the Little Chute Board of Trustees as follows:

1. That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to the Village of Little Chute, hereafter referred to as "Grantor" by the Village of Little Chute, hereafter acknowledged, said "Grantee", the receipt of which is hereby acknowledged, said grantor does hereby grant, bargain, sell, transfer, and convey unto the Grantee, its successors and assigns a perpetual easement with the right of use, operate, inspect, repair, maintain, replace or remove storm sewer, over, across and through the lands of the Grantors situated in the Village of Little Chute, Outagamie County, State of Wisconsin, said lands being issued as follows:

**PART OF LOT 34, VILLAGE NORTH SUBDIVISION, VILLAGE OF LITTLE CHUTE, OUTAGAMIE COUNTY, WISCONSIN**  
**SEE LEGAL DESCRIPTION EXHIBIT "A" ATTACHED HERETO, ALL OF ITS TERMS AND CONDITIONS INCORPORATED HEREIN BY REFERENCE**

2. Together, with the right of ingress and egress over the adjacent lands of the Grantor, his successors and assigns, for the purposes of this easement. The easement shall be described on Exhibit "A" attached, being a map of the easement area.
3. The consideration hereinabove recited shall constitute payment in full for any damages present or future to the lands of the Grantor, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein as storm sewer (and/or surface drainage). The Grantee covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to adjacent lands of the Grantor, his successors and assigns.

4. The grant and others provisions of this easement shall constitute a covenant running with the land for the benefit of the Grantee, its successors and assigns. For the sole and exclusive use of storm sewer and/or surface drainage. Any other use shall be authorized in writing by the Grantor.
5. That the Village Clerk, and/or Village Administrator, and/or Village President are hereby authorized to execute and record easement documents on behalf of the Village of Little Chute.

Introduced, approved and adopted: January 18, 2017

**VILLAGE OF LITTLE CHUTE**

By:

  
Michael R. Vanden Berg, Village President

Attest:

  
Laurie Decker, Village Clerk