

STATE OF WISCONSIN  
Town of Springfield  
Marquette County

2-2014

Resolution to Approve the Agreement made between James D. Buchholz and the Town of Springfield

WHEREAS, Dakota Road is a town road with very limited use in the Town of Springfield and is more particularly described as follows: Dakota Road at its dead end, Section One (1), Town of Springfield, Marquette County, Wisconsin; and

WHEREAS, James D. Buchholz owns property at the terminus of Dakota Road and leases land on the south side of the road and all of said land is used for agricultural purposes and serviced by an irrigation system; and

WHEREAS, James D. Buchholz requested permission from the Town of Springfield for the arm of his irrigation system to cross Dakota Road at its dead end on a limited basis. James D. Buchholz agreed to erect a barricade to close Dakota Road at its dead end when the irrigation system arm approaches the road and to remove and store said barricade on his leased land when the irrigation system arm is not extended across the road. James D. Buchholz accepts liability for any damages caused by his use of the roadway; and

WHEREAS, James D. Buchholz has in writing accepted all liability for any damages caused by his use of the roadway and its closing.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Springfield shall temporarily close the dead end portion of Dakota Road in Section One (1), Town of Springfield, Marquette County, Wisconsin, for the purposes described above. Such road closure will not hinder or obstruct the public's use of the road, as the dead end portion of Dakota Road is rarely used.

The town clerk shall properly publish this resolution as required under s. 60.80, Wis. stats.

Adopted this 13th day of August, 2014.

Terry Janke Chairman  
Terry Janke, Town Chairman

Debra Kemnitz Clerk  
Debra Kemnitz, Town Clerk

## AGREEMENT

Agreement made this 13<sup>th</sup> day of August, 2014 by and between the **TOWNSHIP OF SPRINGFIELD**, Marquette County, Wisconsin ("Township") and **JAMES D. BUCHHOLZ** ("Buchholz").

## RECITALS

- A) "Dakota Road", a town road, extends into and dead ends in Section One (1), Town of Springfield.
- B) Said road has very limited use.
- C) **Buchholz** owns land at the terminus of the road and leases lands on the South side of the road. All of said land is used for agricultural purposes.
- D) The land is serviced by an irrigation system.

## COVENANTS

In consideration of the covenants contained herein, the said **Township** does hereby give permission for the arm of the system to cross said road on a limited basis.

**Buchholz** hereby covenants to:

- 1) As the arm approaches the road, erect barricade to close said road.
- 2) As the arm leaves the road, remove and store said barricade on his leased land.

## **TOWNSHIP OF SPRINGFIELD**

By: Terry Janke, Chairman  
Terry Janke, Chairman

And: Debra Kemnitz  
Debra Kemnitz, Clerk

James D. Buchholz  
James D. Buchholz

Debra Kemnitz  
Notary Public  
Expiration 6-14-15  
Debra Kemnitz  
8-13-14