

	<b>AMENDMENT TO PERMANENT RAIL SPUR EASEMENT</b>
<b>Document No.</b>	

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V-23-1468.1 and V-23-1468.15  
 Parcel Identification Numbers

THIS AMENDMENT TO PERMANENT RAIL SPUR EASEMENT (this “**Amendment**”) made as of the \_\_\_\_ day of \_\_\_\_\_, 2022 by and between Belardi Family Investments, LLC, a Wisconsin limited liability company (“**Belardi**”), Signature Warehousing, LLC, a North Dakota limited liability company (“**Signature Warehousing**”), and the City of Milton, a Wisconsin municipal corporation (“**Grantee**” and collectively with Belardi and Signature Warehousing, the “**Parties**”). This Amendment amends that certain Permanent Rail Spur Easement, dated January 4, 2021, and recorded February 26, 2021, with the Rock County Register of Deeds as Document No. 2180349 (the “**Original Easement**”) as it relates only to the Belardi Property (defined below).

RECITALS:

A. Belardi owns that certain real property legally described on Exhibit A (“**Belardi Property**”);

B. Signature Warehousing owns that certain real property legally described on Exhibit B (“**Signature Warehousing Property**” and together with Belardi Property, the “**Property**”);

C. The Parties desire to amend the Original Easement as it relates to the Belardi Property and reaffirm the Original Easement as set forth in this Amendment.

AGREEMENT:

NOW, THEREFORE, in consideration of the recitals and mutual agreements that follow, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties, as the current parties of the Original Easement, agree that the Original Easement shall be, and hereby is, amended as follows:

1. Defined Terms. All capitalized terms used but not defined in this Amendment shall have the meaning set forth in the Original Easement.

2. Definition of "Easement Premises". The definition of Easement Premises as defined in the Original Easement is hereby amended so that the Exhibit B and C of the Original Easement is replaced with Exhibit C and D attached hereto.

3. No Other Modifications. All other terms and conditions of the Original Easement not expressly modified by this Amendment are hereby ratified and shall remain in full force and effect. In the event of any conflict between the terms and conditions of this Amendment and the terms and conditions of the Original Easement, the terms and conditions of this Amendment shall, in all cases, control.

4. Miscellaneous.

a. The Original Easement and this Amendment shall be deemed covenants running with the lands and the easement created under such documents shall benefit and encumber the Property, inure to the benefit of Grantee and its successors and assigns, and be binding upon all parties hereinafter obtaining any interest in the Property.

b. The Original Easement, as amended by this Amendment, represents the entire agreement of the Parties.

c. This Amendment may be executed in one or more counterparts which taken together shall constitute one binding instrument, notwithstanding the fact that all Parties have not signed the same copy.

*[SIGNATURE PAGES FOLLOW]*







**EXHIBIT A**  
**Legal Description of Belardi Property**

**[TO BE INSERTED]**

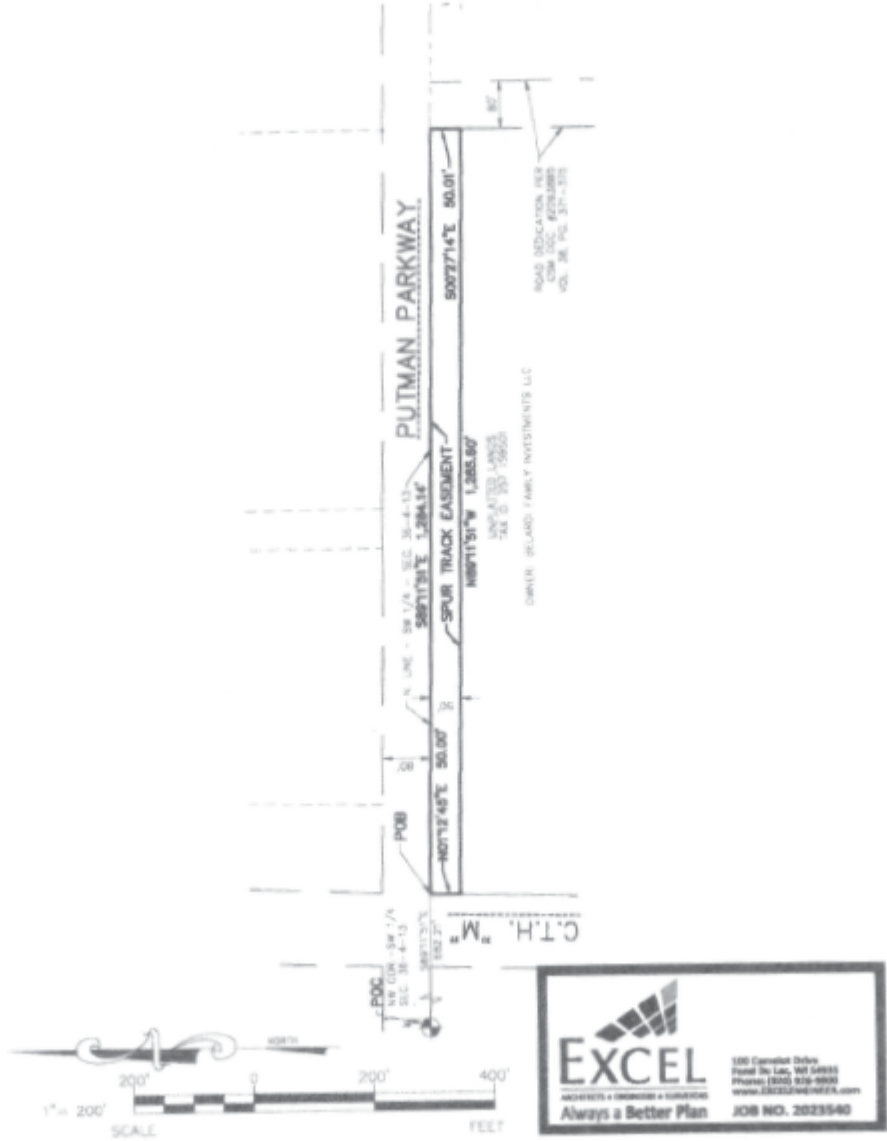
**EXHIBIT B**  
**Legal Description of Signature Warehousing Property**

**[TO BE INSERTED]**

# EXHIBIT C

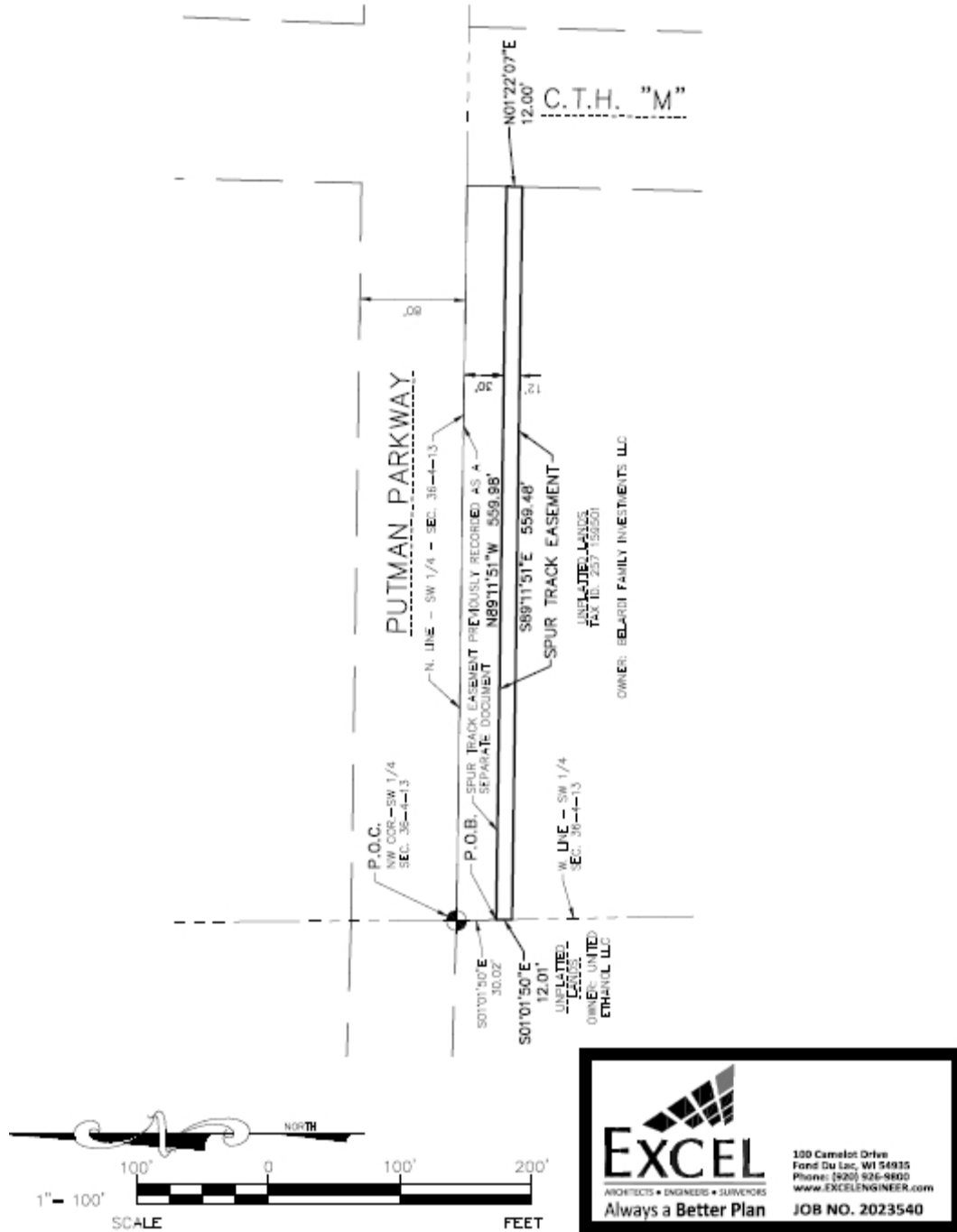
## Easement Premises Maps

### SPUR TRACK EASEMENT EXHIBIT – BELARDI





SPUR TRACK EASEMENT EXHIBIT – BELARDI



## **EXHIBIT D**

### **Easement Premises Legal Description**

#### **Signatue Warehousing Property East of CTH "M"**

Part of the Northeast 1/4 and Northwest 1/4 of the Southwest 1/4 of Section 36, Township 4 North, Range 13 East, City of Milton, Rock County, Wisconsin being more particularly described as follows:

Commencing at the Northwest corner of said Southwest 1/4; thence South 89°-11'-51" East along the North line of said Southwest 1/4, a distance of 682.21 feet to the Easterly right-of-way line of County Trunk Highway "M", said point also being the point of beginning; thence continuing South 89°-11'-51" East along said North line, a distance of 1,284.14 feet to the Westerly line of an 80 foot wide road dedicated as part of Certified Survey Map recorded December 14, 2017, in Volume 38 of Certified Survey Maps, Page(s) 371-375, in the office of the Register of Deeds for Rock County, Wisconsin, as Document No. 2093885; thence South 00°-27'-14" East along said Westerly line, a distance of 50.01 feet; thence North 89°-11'-51" West along a line 50.00 feet southerly of and parallel with said North line, a distance of 1,285.60 feet to said Easterly right-of-way line of County Trunk Highway "M"; thence North 01°-10'-12'-45" East along said Easterly line, a distance of 50.00 feet to the point of beginning.

#### **Belardi Property West of CTH "M"**

Part of the Northwest 1/4 of the Southwest 1/4 of Section 36, Township 4 North, Range 13 East, City of Milton, Rock County, Wisconsin being more particularly described as follows:

Commencing at the Northwest corner of said Southwest 1/4; thence South 01°-01'-50" East along the West line of said Southwest 1/4, a distance of 30.02 feet to the point of beginning; thence continuing South 01°-01'-50" East along said West line, a distance of 12.01 feet; thence South 89°-11'-51" East along a line 42.00 feet southerly of and parallel with the North line of said Southwest 1/4, a distance of 559.48 feet to the Westerly right-of-way line of County Trunk Highway "M"; thence North 01°-22'-07" East along said Westerly line, a distance of 12.00 feet; thence North 89°-11'-51" West along a line 30.00 feet southerly of and parallel with said North line, a distance of 559.98 feet to the point of beginning.