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AGREEMENT

Document Number

Document Title

V1843P284

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OBERNDORFER LAW OFFICES
5900 NORTH PORT WASHINGTON ROAD
BAY SHORE MALL - SUITE 134
MILWAUKEE, WISCONSIN 53217-4581

#19-

15-030-08-018.00 *

15-030-08-014.00 *

Parcel Identification Number (PIN)

15-030-08-006.00 *

15-030-08-007.00

15-030-08-009.00

15-030-08-016.00 *

15-030-08-017.00 *

U 1 8 4 3 P 2 8 5

AGREEMENT

This Agreement, entered into this 20th day of February, 2003 by and between **Robert L. Auxer**, hereinafter referred to as **Auxer**, 2228 West Sunnydale Lane 108N, Mequon, Wisconsin 53092, **Michael S. and Sandra L. Berman**, hereinafter referred to as **Berman**, 2220 West Sunnydale Lane 108N, Mequon, Wisconsin, 53092, **John L. and Georgia D. Schmitt**, hereinafter referred to as **Schmitt**, 2212 West Sunnydale Lane 108N, Mequon, Wisconsin 53092 and **Rebekah Beaudry**, hereinafter referred to as **Beaudry**, 2208 West Sunnydale Lane 108N, Mequon, Wisconsin 53092 recites as follows:

WHEREAS the above-identified parties are the owners of the real estate identified by address after their respective names which real estate is located in Ozaukee County, Wisconsin, the legal descriptions for which are contained on Exhibit A which is attached hereto and made a part hereof, and

WHEREAS said real estate is located on a private roadway, the responsibility for which, insofar as permitted access (ingress and egress) and roadway and sewer maintenance is concerned, is controlled by the parties hereto and

WHEREAS the parties desire to set forth their agreement and understanding relative to their responsibilities in connection with said property ownership

NOW THEREFORE, it is mutually agreed as follows:

1. The parties shall share the cost of sewer and road maintenance as follows:

- A. **Beaudry** - 6.68%
- B. **Schmitt** - 33.33%
- C. **Berman** - 26.66%
- D. **Auxer** - 33.33%

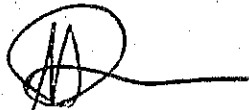
(Note: At such time as **Schmitt** sells Lot 2 of Certified Survey Map Number 3453, the new owner of said parcel shall be responsible for 20% and **Schmitt** 13.33% of said costs.)

2. The new owner of Lot 2 of Certified Survey Map Number 3453 shall be permitted to hook up to the existing private sewer.

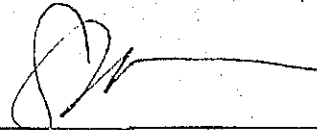
U 1 8 4 3 P 2 8 6

3. All parties shall have unrestricted access to their premises over the existing roadway as identified in various recorded Certified Survey Maps pertaining to the parties' parcels including Certified Survey Map Number 890 recorded in the Ozaukee County Register of Deeds Office in Vol. 4, page 189-190 as Document No. 290592.
4. The roadway shall be kept open to regular and emergency vehicular traffic at all times, and no one shall park thereon or permit others to obstruct traffic thereon, except as may be otherwise permitted by any applicable ordinance of the City of Mequon.

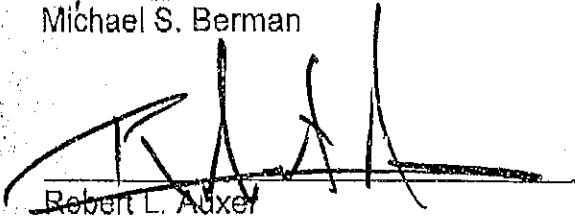
This Agreement shall run with the land and be binding upon the parties hereto and their heirs, personal representatives, successors and assigns.



Michael S. Berman



Sandra L. Berman



Robert L. Auxer

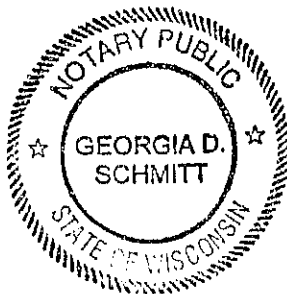


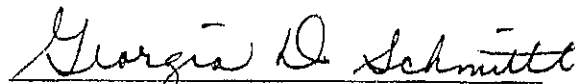
Rebekah Beaudry

ACKNOWLEDGMENT

State of Wisconsin)
) ss.
Ozaukee County)

Personally came before me this 19 day of Feb., 2003 the above named Michael S. Berman, Sandra L. Berman, Robert L. Auxer and Rebekah Beaudry to me known to be the persons who executed the foregoing instrument and acknowledge the same.




Georgia D. Schmitt
Notary Public, Ozaukee County, Wis.
My commission: 7-17-05

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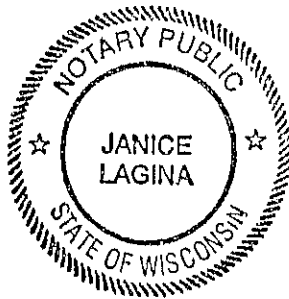
John L. Schmitt

Georgia D. Schmitt

ACKNOWLEDGMENT

State of Wisconsin)
) ss.
Milwaukee County)

Personally came before me this 2nd day of February, 2003 the above named John L. Schmitt and Georgia D. Schmitt to me known to be the persons who executed the foregoing instrument and acknowledge the same.



Janice Lagina
JANICE LAGINA
 Notary Public, Milwaukee County, Wis.
 My commission: July 17, 2005

This instrument was drafted by:

Attorney Michael H. Oberndorfer
Wisconsin State Bar No. 01011138
OBERNDORFER LAW OFFICES
5900 N. Port Washington Road, Suite 134
Milwaukee, WI 53217-4581
(414) 964-6870 Fax (414) 964-6871

Parcel One

Parcel 2 of Certified Survey Map being a re-division of Parcel 3 in Certified Survey Map recorded April 14, 1967 in Volume 1 of Certified Survey Maps, pages 280, 281 and 282 as Document No. 215079, and Parcel 3 in Certified Survey Map recorded February 8, 1968 in Volume 1 of Certified Survey Maps, pages 396, 397, and 398 as Document No. 220321, being in the SE 1/4 of NW 1/4 of Section 30, T 9 N, R 22 E, in the City of Mequon, Ozaukee County, Wisconsin, as recorded in the office of the Register of Deeds for Ozaukee County, Wisconsin on July 25, 1974 at 11:06 A.M. in Volume 2 of Certified Survey Maps, pages 605-607 as Document No. 265575. Together with a ten foot wide easement for sanitary sewer purposes over Parcel 1 of Certified Survey Map No. 265575 which easement is bounded and described as follows: Commencing at the Northwest corner of said Parcel 2, thence South 00° 02' 11" West, 190.00 feet to a point; thence South 89° 21' 44" East, 100 feet to the point of beginning of said easement; thence continuing South 89° 21' 44" East 10.68 feet to a point; thence South 21° 08' 11" West, 182.42 feet to a point; thence North 00° 02' 11" East, 27.78 feet to a point; thence North 21° 08' 11" East, 152.76 feet to the point of beginning. Also together with an easement for private road purposes for ingress and egress over the West 45 feet of the East one-half (E. 1/2) of the West one-half (W. 1/2) of the South East One-quarter (SE. 1/4) of the North West One-quarter (N.W. 1/4) of Section 30, in Township 9 North, Range 22 East, in the City of Mequon, County of Ozaukee, State of Wisconsin.

Parcel Two

The North fifty feet of Parcel 1 of Certified Survey Map No. 265575, being a re-division of Parcel 3 in Certified Survey Map recorded April 14, 1967 in Volume 1 of Certified Survey Maps, pages 280, 281 and 282 as Document No. 215079, and Parcel 3 in Certified Survey Map recorded February 8, 1968 in Volume 1 of Certified Survey Maps, pages 396, 397, and 398 as Document No. 220321, being in the SE 1/4 of the NW 1/4 of Section 30, T 9 N, R 22 E, in the City of Mequon, Ozaukee County, Wisconsin.

Parcel 1 of Certified Survey Map No. 890 recorded June 7, 1977 at 2:09 p.m. in Volume 4 of Certified Survey Maps on page 189 as Document No. 290592 being a part of Parcel 1 in Certified Survey Map recorded July 25, 1974 in Volume 2 of Certified Survey Maps, pages 605, 606, 607 as Document No. 265575, being in the SE 1/4 of the NW 1/4 of Section 30, Town 9 N, R 22 E, in the City of Mequon, Ozaukee County, Wisconsin.

Parcel 2 of Certified Survey Map No. 890 being a part of Parcel 1 in Certified Survey Map recorded July 25, 1974 in Volume 2 of Certified Survey Maps on pages 605-606-607 as Document No. 265575, being in the Southeast 1/4 of the Northeast 1/4 of Section 30, T 9 N., R. 22 E, in the City of Mequon, Ozaukee County, Wisconsin, recorded June 7, 1977 at 2:09 P.M. in Volume 4 of Certified Survey Maps on page 189 as Document No. 290592.

Parcel 2 of CERTIFIED SURVEY MAP No. 216, recorded in the Ozaukee County Registry on February 8, 1968 in Volume 1 of Certified Survey Maps on pages 396-398 inclusive, as Document No. 220321 and being a redivision of Parcels 1 and 2 in Certified Survey Map recorded on April 14th, 1967 in Volume 1 of Certified Survey Maps, page 280-281-282 as Document No. 215079, all in the NW 1/4 of Section 30, Township 9 North, Range 22 East, in the City of Mequon, Ozaukee County, Wisconsin, and corrected by Resolution No. 372, dated August 6, 1974 and recorded on August 15, 1974 in Volume 348, page 145, as Document No. 266059, together with an Easement for ingress and egress to Sunnydale Lane over the West forty-five feet (45') of Parcel 1 of the Certified Survey Map referred to above.

That part of Lot One (1), Certified Survey Map recorded in Volume 1, Page 396 in Document No. 220321, being a redivision of Parcels One (1) and Two (2) in Certified Survey Map recorded April 14, 1967, in Volume 1 of Certified Survey Maps, Pages 280-281-282 as Document No. 215079, all in the Northwest One-quarter (1/4) of Section Thirty (30), Township Nine (9) North Range Twenty-two (22) East, in the City of Mequon, Ozaukee County, Wisconsin, bounded and described as follows:

Commencing at the Northwest corner of said lot; thence South 89° 20' 54" East 180.01 feet; thence South 00° 02' 11" West 75.00 feet; thence North 89° 20' 54" West 180.01 feet; thence North 00° 02' 11" East 75.00 feet to the point of beginning.