

RESTRICTIONS

PETITION 9575

Use black ink & print legibly

WHEREAS, PREMIER COOPERATIVE

is/are owner(s) of the following described real estate in the

Town of MAZOMANIE in Dane County,

further described as follows:

(Use reverse side if more space is needed for the complete property description.)

Property Description:

- A part of the SW 1/4 SE 1/4 of Section 15, Town of Mazomanie described as follows: Commencing at the South quarter corner of the said Section 15; thence due East 2.0 feet; thence East 240.0 feet to the centerline of US Highway 14; thence East 726.60 feet to the point of beginning; thence N02°20' East 300.0 feet; thence West 676.60 feet; thence N02°20' East 180.0 feet; thence East 711.60 feet; thence S02°20' West 480.0 feet; thence West 35.0 feet to the point of beginning.

Note: Property description submitted by applicant for petition #9575.

DANE COUNTY
REGISTER OF DEEDS

DOCUMENT #
4248012

10/26/2006 07:29AM

Trans. Fee:
Exempt #:

Rec. Fee: 15.00
Pages: 3

000025

Recording area

Name and return address:

PREMIER COOPERATIVE
501 W. MAIN ST.
MT. HOREB, WI 53572

PART OF 034/0806-154-9000-9

PARCEL IDENTIFICATION NUMBER(S)

3/15

WHEREAS, said owner(s) desires to place certain restrictions on the above-said real estate, to bind the owner(s) and those who may acquire title hereafter.

000026

WHEREAS, the restrictions provided herein shall be enforceable at law or equity against any party who has or acquires any interest in the land subject to these restrictions by the following who are named as grantees and beneficiaries with enforcement rights:

1. The County Government of Dane County, Wisconsin provided that the lands are under the jurisdiction of the County zoning ordinance at the time the enforcement action is commenced, and;
2. The Town Government of the Town of Mazomanie, Dane County, provided that the lands are within the jurisdiction of said Town at the time the enforcement action is commenced, and;
3. The owner(s) of record of any lands that are located within 300 feet of the subject property.

THEREFORE, the following restrictions are hereby imposed: *(Use reverse side or attachment if more space is needed.)*

1. Uses of the C-2 zoning lot are limited exclusively to grain, agricultural, and agronomy product storage, sales, processing and related uses, including parking and storage of vehicles associated with the grain facility, and sales and storage of landscape materials, and bulk propane.

The restrictions set forth herein may be amended or terminated in the following manner: 000027

1. The owner(s) of the subject property may submit a written petition calling for the amendment or termination of the restrictions. Such petition must be submitted to the Dane County Clerk who shall refer the petition to the Dane County Zoning and Natural Resources Committee (or successor committee), which shall then schedule and hold a public hearing on the petition.

The petition shall also be referred to the Town Government of the Town in which the subject property is located. The Zoning and Natural Resources Committee shall issue a written report on the petition to the County Board of Supervisors. The County Board shall, by majority vote, approve or reject the petition. Amendment or termination of the restrictions shall also require the approval of the Town Board.

2. Upon approval of the petition calling for amendment or termination of the restrictions, the owner(s) of the subject property shall draft the amendatory covenant instrument. The owner(s) shall then execute and record the amendatory covenant with the Dane County Register of Deeds.
3. A rezoning of the subject property to a different zoning district shall also act to terminate the restrictions set forth herein.

OCTOBER 25, 2006
Date

Andrew J. Fiene
Signature of Grantor (owner)

ANDREW J. FIENE
*Name printed (GEN. MGR./TREASURER, PREMIER COOPERATIVE)

Date

Signature of Grantor (owner)

*Name printed

Date

Signature of Grantor (owner)

*Name printed

Date

Signature of Grantor (owner)

*Name printed

This document was drafted by:
(print or type name below)

ANDREW J. FIENE

*Names of persons signing in any capacity must be typed or printed below their signature.
P&D form 2/20/2001

STATE OF WISCONSIN, County of DANE

Subscribed and sworn to before me on October 25, 2006 by the above named person(s).

Signature of notary or other person authorized to administer an oath James R. Thirion
(as per s. 706.06, 706.07)

Print or type name: JAMES R. THIRION

Title Controller Date commission expires: 8-16-2009