

**DEPARTMENT OF THE ARMY
RIGHT-OF-ENTRY FOR CONSTRUCTION**

Parcel J Remediation (Project, Installation, or Activity)	Outagamie County Parcel: 320 (Tract Number or Other Property Identification)
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The undersigned, hereinafter called the "Owner," hereby grants to the UNITED STATES OF AMERICA, hereinafter called the "Government," a right-of-entry upon the following terms and conditions:

1. The Owner hereby grants to the Government, its agents, and assigns an irrevocable right to enter upon the lands described in Exhibit A, (part of Parcel 320, less than 0.01 Acres), at any time from the 31st of May 2023 to the 30th of September 2023, to access the USACE fee parcel in Exhibit A.

2. This right-of-entry includes the right of ingress and egress on other lands of the Owner not described below, provided that such ingress and egress is necessary and not otherwise conveniently available to the Government.

3. All tools, equipment, buildings, improvements, and other property taken upon or placed upon the land by the Government shall remain the property of the Government and may be removed by the Government at any time within a reasonable period after the expiration of this right-of-entry.

5. In the event that the Government does not acquire title or other necessary interest in said land prior to the expiration of this permit or right-of-entry, or other renewal thereof, the parties agree that, if any action of the Government's employees or agents in the exercise of this right-of-entry results in damage to the real property, the Government will, at its option, either repair such damage or make an appropriate settlement with the Owner. In no event shall such repair or settlement exceed the fair market value of the fee interest of the real property at the time immediately preceding such damage. The Government's liability under this clause may not exceed appropriations available for such payment and nothing contained in this agreement may be considered as implying that Congress will at a later date appropriate funds sufficient to meet deficiencies. The provisions of this clause are without prejudice to any rights the Owner may have to make a claim under applicable laws for any other damages than provided herein. If the Government does acquire such title or other necessary interest, damages would be limited to the decrease in the fair market value of the owner's remainder caused by such damage.

The land affected by this right-of-entry is located in the County of _____ Outagamie _____, State of _____ Wisconsin _____, and is described as follows:
_____ Exhibit A _____

WITNESSES MY HAND AND SEAL this _____ day of _____, 20 _____

Signature

Title

UNITED STATES OF AMERICA

By: _____
MICHAEL B. ROHDE
Chief, Real Estate
Real Estate Contracting Officer

NOTE: THE CERTIFICATE OF AUTHORITY must be executed by an individual other than by the person who signed the agreement. The individual must certify that the official who signed the agreement was authorized to act in that capacity.

CERTIFICATE OF AUTHORITY

I, _____, do hereby certify that I am the
(someone other than the person signing the agreement)

_____ of the _____
(my position of responsibility within the organization)

_____ and that _____,

who signed the agreement on behalf of the _____

was at the time of signature its _____,
(position held)

and that the person who executed the agreement on behalf of the

_____ acted within his/her statutory authority.

IN WITNESS WHEREOF, I have made and executed this certification

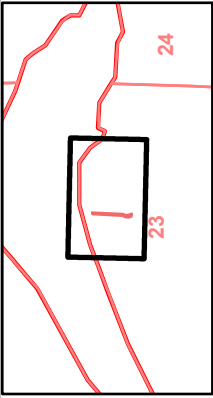
this _____ day of _____, 2023.

(Name)

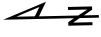
(Title)

DACW 35-9-23-2007

EXHIBIT A
PROJECT MAP



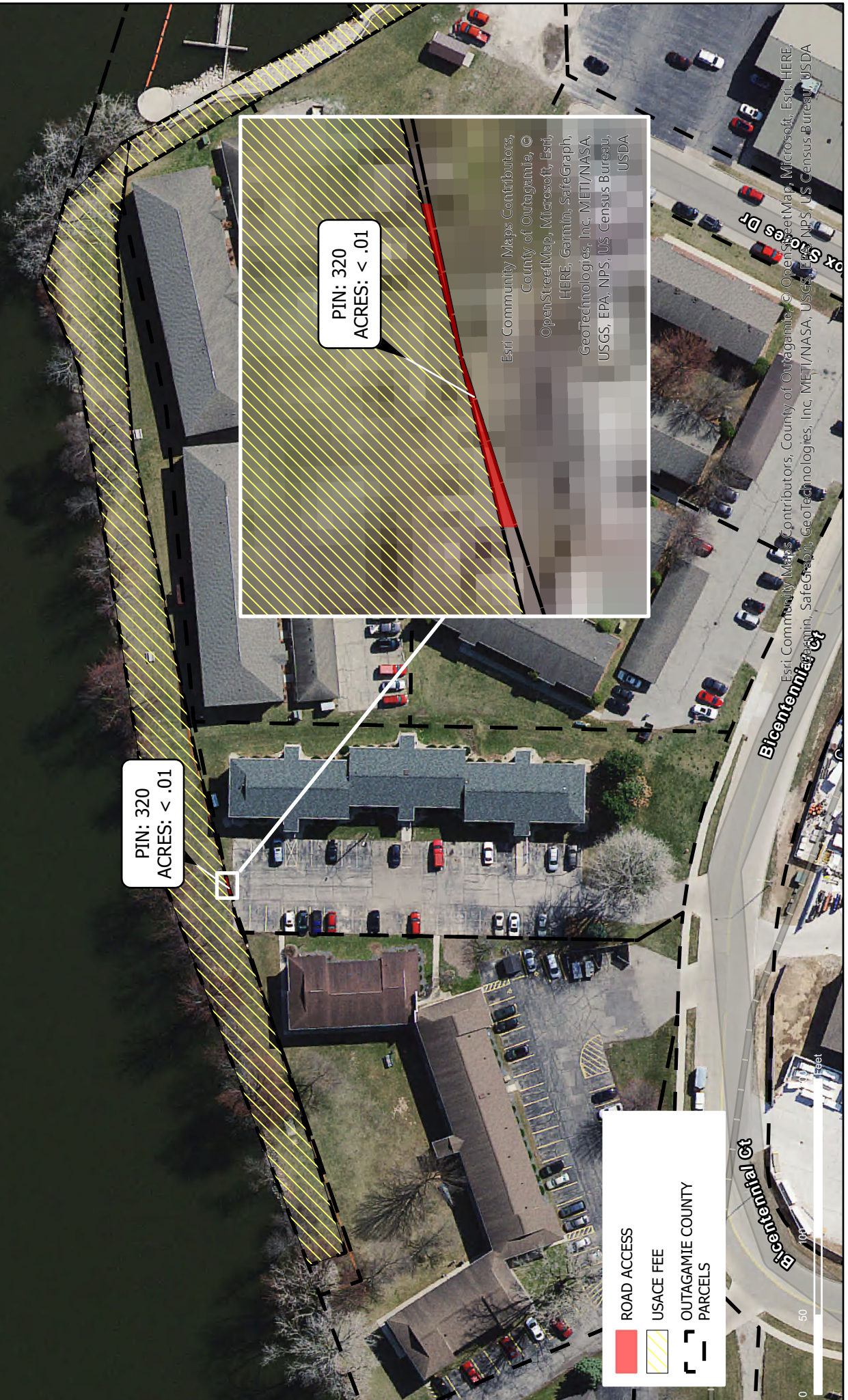
PARCEL J REMEDIATION
 DACW35-9-23-2007
 EXHIBIT A
 OUTAGAMIE COUNTY, WI



US Army Corps
 of Engineers®




Center: 88°16'33"W 44°16'52"N

3/9/2023



PIN: 320
 ACRES: < .01

PIN: 320
 ACRES: < .01

-  ROAD ACCESS
-  USACE FEE
-  OUTAGAMIE COUNTY PARCELS

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