

STATE OF WISCONSIN )  
 )ss.  
COUNTY OF ONEIDA )

**AFFIDAVIT**

**LOT SIZE DEED RESTRICTION**

\_\_\_\_\_ being duly sworn on oath, depose and state as follows:

1. I am the developer of the land division evidenced by the survey map prepared by \_\_\_\_\_ surveyor, dated \_\_\_\_\_ and identified as Map No. \_\_\_\_\_. A copy of said map is attached as Exhibit A and the legal description of all property included in the subdivision is attached as Exhibit B.
2. I am hereby restricting all of the property described in Exhibit B.
3. Pursuant to the terms of the Cassian Land Division and Subdivision Control Ordinance, I/we have exercised our option to create:

One off water lot smaller than 5 acres in area as permitted by paragraph 9c of the Cassian Land Division and Subdivision Control Ordinance. The lot created is identified as Lot No. \_\_\_\_\_ on Exhibit A.
4. I hereby declare that all lots in the subdivision evidenced by the attached Exhibit B are hereby restricted against any further division and may not be further subdivided.
5. This deed restriction shall be enforceable by the owners of any of the lots in said subdivision or by the Town of Cassian. Any person or entity violating the terms of this deed restriction shall be responsible for paying actual costs and attorney's fees incurred by the owner of any other lot in the subdivision or by the Town of Cassian in obtaining a court order to enforce the terms of this Deed Restriction.
6. This deed restriction is adopted and created in order to comply with the Cassian Land Division and Subdivision Control Ordinance. It should be interpreted consistent with said ordinance.

Dated this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Subscribed and Sworn to before  
me this \_\_\_\_\_ day of

\_\_\_\_\_  
\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires: \_\_\_\_\_