

STATE OF MINNESOTA
COUNTY OF OLMSTED

DISTRICT COURT
THIRD JUDICIAL DISTRICT

Case Type: Civil Other/Misc.

Court File #55-CV-15-6531

Wilmar Investments, LLC,

Plaintiff,

vs.

Cascade Township,

Defendant.

**STIPULATION OF DISMISSAL WITH
PREJUDICE, ORDER FOR JUDGMENT
AND JUDGMENT**

Plaintiff, Wilmar Investments, LLC, by its counsel, Robert G. Benner Dunlap & Seeger, P.A., and Defendant, Cascade Township, by its counsel, Kenneth H. Bayliss of Quinlivan & Hughes, P.A., hereby stipulate and agree by and between the parties hereto through their respective counsel that the above-entitled action may be and hereby is dismissed on the merits with prejudice as to the property at issue in the Complaint located in Section 11, Township 107 North, Range 14 West (the "Section 11 property") and without prejudice as to the property at issue in the Complaint located in Section 14, Township 107 North, Range 14 West (the "Section 14 property"), in each instance, and without costs, disbursements, or attorney fees to any party. This dismissal includes both Plaintiff's claims and the Defendant's counterclaim. Accordingly, they hereby apply jointly to the Court for an order directing entry of a judgment of dismissal to be entered herein in the form attached.

DUNLAP & SEEGER, P.A.

Dated: November 5, 2018

/s/ Robert G. Benner
Robert G. Benner
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QUINLIVAN & HUGHES, P.A.

Dated: November 5, 2018

/s/ Kenneth H. Bayliss
Kenneth H. Bayliss
Attorney ID# 157569
Attorneys for Defendant Cascade
Township
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ORDER DIRECTING ENTRY OF JUDGMENT
DISMISSING CIVIL ACTION

Upon the stipulation of the parties herein, it is hereby ordered that the clerk of this Court shall enter forthwith judgment dismissing the above entitled action and all claims herein, together with any counterclaims and cross-claims herein, with prejudice as to the Section 11 property, without prejudice as to the Section 14 property, and in each instance, on the merits and without costs, disbursements, or attorney's fees to any party.

BY THE COURT 11/14/2018 10:26:55 AM



Dated: _____

Judge of District Court

JUDGMENT

IT IS HEREBY ADJUDGED AND DECREED, that the above-entitled action shall be dismissed on the merits with prejudice as to the Section 11 property and without prejudice as to the Section 14 property, immediately, and in each instance, without costs, disbursements or attorney fees to any party.

BY THE COURT:

Julie M. Rosta 2018.11.15
11:40:34 -06'00'

Dated: _____

District Court Administrator
Olmsted County

Filed in District Court 2018.11.15
State of Minnesota 11:40:50 -06'00'