RELEASE
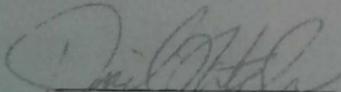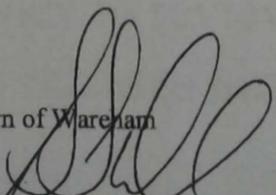
In consideration of the payment of Twenty-Five Thousand Dollars and 00/100 ($25,000.00) to the Town of Wareham, a Massachusetts municipal corporation with a usual place of business at Town Hall, 54 Marion Road, Wareham, Massachusetts 02571 (the "Town") paid by David Fletcher of 58 College Pond Road, Plymouth, Massachusetts 02360 ("Fletcher") and in consideration of Fletcher's placement of loam and mulch in several areas impacted by minor slope erosion as agreed by and between Fletcher and David Menard, Highway Superintendent of the Town during a site visit in December 2017, which placement shall be completed no later than April 30, 2018, the Town hereby releases and discharges Fletcher from all 1) actions, including administrative actions to enforce the Town's and others governmental laws, bylaws, ordinances, and rules and regulations, 2) causes of actions, 3) claims, 4) fines, and 5) demands for, upon, by reason of, arising out of, or in connection with any damage, loss or injury, including diminution in value and lack of lateral support and erosion, which may have been caused to or sustained by Town property depicted as Lot 1029 on the Town's Assessors' Map 113 in consequence of Fletcher's removal of earth materials from his property depicted as Lot 1000 on the Town's Assessors' Map 115. This release extends to any claim by the Town for fees in connection with earth materials sold by Fletcher.

This release extends and applies to all unknown, unforeseen, unanticipated and unsuspected injuries, damages, loss and liability, and the consequences of them, as well as those disclosed and known to exist.

It is further agreed and understood that the payment of Twenty-Five Thousand Dollars and 00/100 ($25,000.00) and work to be performed by Fletcher is not to be construed as an admission of any liability.

Executed this __18__ day of January, 2018

_____
David Fletcher

Town of Wareham

By: _____
Name: Derek Sullivan
Title: Town Administrator
Duly authorized by the Board of Selectmen