

AGREEMENT FOR VOLUNTARY RIGHT OF WAY DONATION

PROJECT NO: 22219.00.00 COUNTY: Brookings PARCEL NO: N/A

This agreement made and entered into this 28 day of June, 2016 by and between Brookings County acting by and through the Brookings County Commission, hereinafter referred to as COUNTY, and David G. Berndt Et Ux. & Dawna F. Berndt, whose postal address is 47922 206th Street White, SD 57276, hereinafter referred to as DONOR.

WHEREAS, COUNTY needs the following easements for construction, operation and maintenance of a highway:

Perpetual Easement: 0.06 acres more or less in the NE 1/4 of Sec. 24-T111N-R49W (between project stations 9+20 Lt. & 10+70 Lt.)

Temporary Easement: None.

NOW THEREFORE, DONOR understands his/her right to have an appraisal prepared and his/her right to receive just compensation for the above described perpetual and/or temporary easement in accordance with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970, as amended. DONOR does hereby voluntarily grant and donate to COUNTY, for and in consideration of and other good and valuable consideration, the adequacy of which is hereby acknowledged by DONOR, the above described easements as shown on the plans for construction of the above cited PROJECT.

Stipulations of conditional donation:

DONOR agrees that the erection of fences, structures or obstacles within the perpetual easement will not be permitted.

DONOR grants permission to COUNTY or COUNTY'S agent to enter upon above described easement upon approval of this AGREEMENT.

The perpetual easement shall be in effect until the highway is abandoned by proper action of the Brookings County Commission and the temporary easement shall be in effect until construction of the project is completed.

IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT to be executed.

Attest: County Auditor

By: David Berndt Donor

By: Chairman of County Commission

By: Donor

STATE OF COUNTY OF

By: Donor

On this 28 day of June in the year of 2016, before me, Richard Birk, a Notary Public within and for said County and State, personally appeared David Berndt known to me to be the person(s) described and executed the foregoing instrument and acknowledged to me that he executed the same for the purpose therein stated.



My Commission Expires: August 10, 2021 Richard Birk Notary Public

STA. 9+20 - 33' LT. TO 50' LT. TO
 STA. 10+70 - 33' LT. TO 50' LT.
 PERMANENT EASEMENT FOR CONSTRUCTION
 OF 67'-0" PRESTRESSED CONCRETE DOUBLE
 TEE BRIDGE CONTAINING 0.06 ACRES, MORE
 OR LESS (TO BE OBTAINED BY BROOKINGS
 COUNTY W/O FEDERAL PARTICIPATION).

DAVID G. BERNDT ETUX.
 & DAWNA F. BERNDT
 47922 206TH ST.
 WHITE, SD 57276
 (605) 629-4521

SEC. 24-T111N-R49W

STA. 9+34.50 TO STA. 10+51.50
 INSTALL CLASS B RIPRAP & TYPE B
 DRAINAGE FABRIC (SEE SHEET 27
 OF 29).

STA. 9+74.75 TO STA. 10+25+25
 IN-PLACE 50.5' LONG x 31.8' WIDE
 TWO-SPAN CONCRETE DECK UNIT
 BRIDGE (TO BE REMOVED AS
 INCIDENTAL WORK, STRUCTURE)

STATE OF SOUTH DAKOTA	PROJECT 22219.00.00	SHEET No. 16	TOTAL SHEETS 29
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STA. 8+00 - 33' LT. TO 65' LT. TO
 STA. 12+00 - 33' LT. TO 65' LT.
 TEMPORARY EASEMENT FOR MAINTENANCE
 OF 67'-0" PRESTRESSED CONCRETE DOUBLE
 TEE BRIDGE CONTAINING 0.24 ACRES, MORE
 OR LESS (TO BE OBTAINED BY BROOKINGS
 COUNTY W/O FEDERAL PARTICIPATION).

END PROJECT
 STA. 12+58.14
 700± SOUTH OF NW CORNER
 OF SEC. 19 - T111N - R48W

STA. 9+20 - 33' RT. TO 50' RT. TO
 STA. 10+70 - 33' RT. TO 50' RT.
 PERMANENT EASEMENT FOR CONSTRUCTION
 OF 67'-0" PRESTRESSED CONCRETE DOUBLE
 TEE BRIDGE CONTAINING 0.06 ACRES, MORE
 OR LESS (TO BE OBTAINED BY BROOKINGS
 COUNTY W/O FEDERAL PARTICIPATION).

STA. 7+73.10 - 33' RT. TO 65' RT. TO
 STA. 12+00 - 33' RT. TO 65' RT.
 TEMPORARY EASEMENT FOR MAINTENANCE
 OF 67'-0" PRESTRESSED CONCRETE DOUBLE
 TEE BRIDGE CONTAINING 0.26 ACRES, MORE
 OR LESS (TO BE OBTAINED BY BROOKINGS
 COUNTY W/O FEDERAL PARTICIPATION).

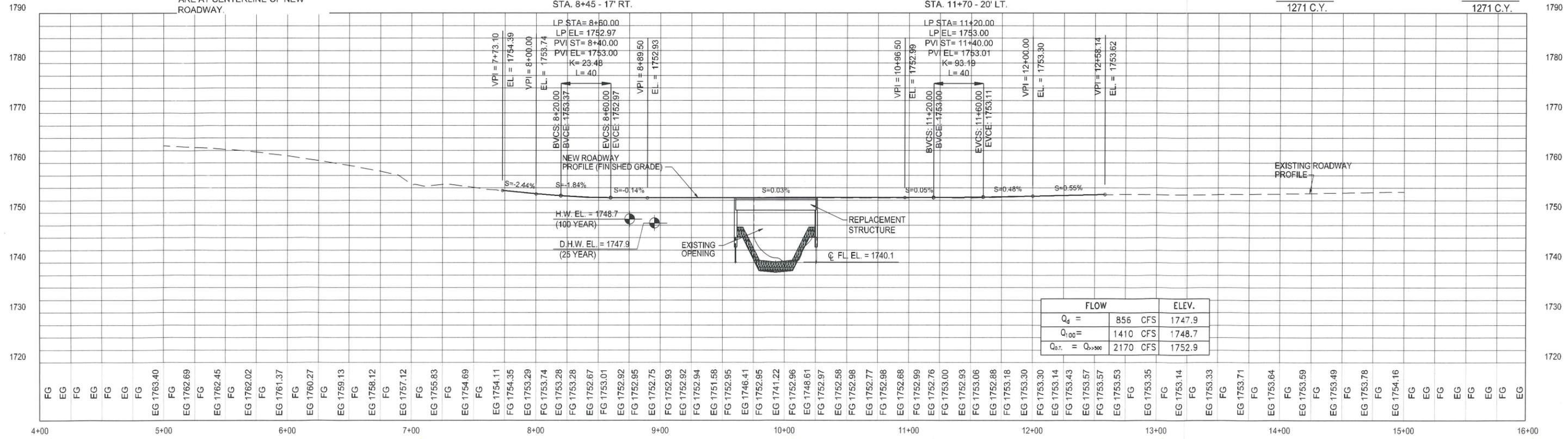
BEGIN PROJECT
 STA. 7+73.10
 1,175± SOUTH OF NW CORNER
 OF SEC. 19 - T111N - R48W

NOTE:
 ROADWAY ELEVATIONS SHOWN
 ARE AT CENTERLINE OF NEW
 ROADWAY.

BENCHMARK No. 1
 ELEV. = 1751.32
 5/8" DIA. REBAR
 STA. 8+45 - 17' RT.

BENCHMARK No. 2
 ELEV. = 1750.66
 5/8" DIA. REBAR
 STA. 11+70 - 20' LT.

EXCAVATION	= 600 C.Y.	EMBANKMENT	= 978 C.Y.
SALVAGE TOPSOIL	= 275 C.Y.	+30%	= 293 C.Y.
BORROW	= 396 C.Y.		
	1271 C.Y.		1271 C.Y.



ROADWAY PROFILE

