

AGREEMENT FOR VOLUNTARY RIGHT OF WAY DONATION

PROJECT NO: 22222.00.00 COUNTY: Brookings PARCEL NO: N/A

This agreement made and entered into this day of , 2016 by and between Brookings County acting by and through the Brookings County Commission, hereinafter referred to as COUNTY, and Medary Creek LLP, whose postal address is 21366 479th Ave. Aurora, SD 57002, hereinafter referred to as DONOR.

WHEREAS, COUNTY needs the following easements for construction, operation and maintenance of a highway: Perpetual Easement: None

Temporary Easement: 0.05 acres more or less in the NE1/4 of Sec. 10-T110N-R49W (between project stations 9+50 Rt. & 10+30 Rt.)

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: [Signature] Donor GENERAL PARTNER

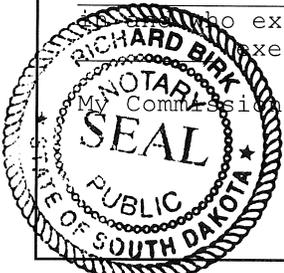
By: Chairman of County Commission

By: Donor

STATE OF COUNTY OF

By: Donor

On this 7 day of July in the year of 2016, before me, Richard Birk, a Notary Public within and for said County and State, personally appeared Al Kastenbach known to me to be the person(s) described who executed the foregoing instrument and acknowledged to me that he executed the same for the purpose therein stated.



My Commission Expires: August 10, 2021

[Signature] Notary Public

STA. 9+50 - 50' LT. TO 75' LT. TO  
STA. 10+30 - 50' LT. TO 75' LT.  
TEMPORARY EASEMENT FOR CONSTRUCTION  
OF DOUBLE 9' x 4' PRECAST BOX CULVERT  
CONTAINING 0.05 ACRES, MORE OR LESS.

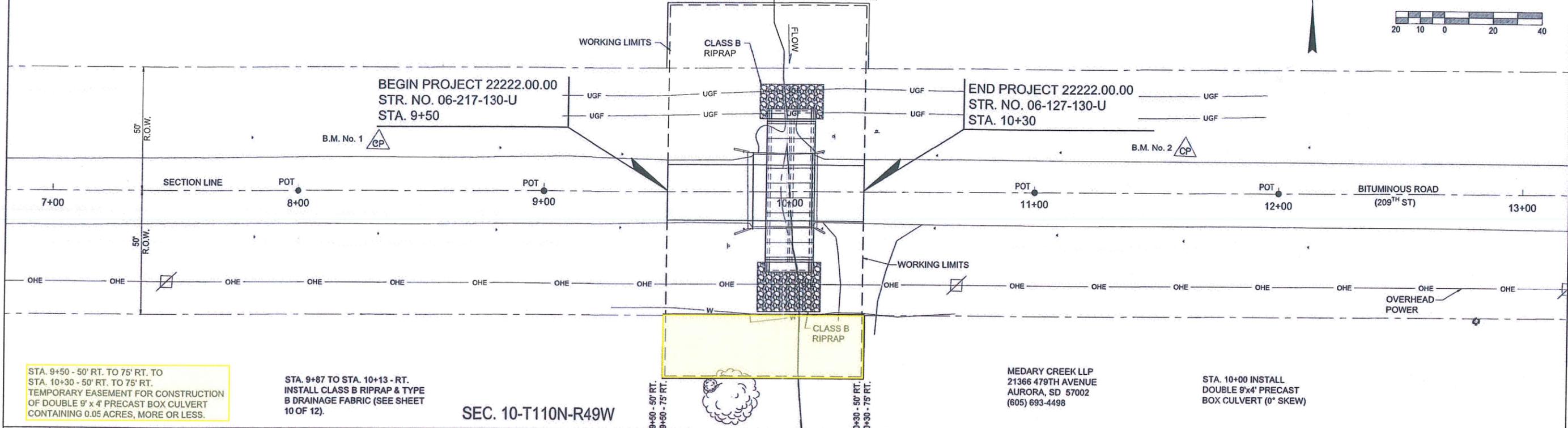
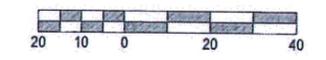
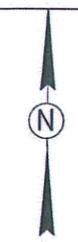
STA. 9+87 TO STA. 10+13 - LT.  
INSTALL CLASS B RIPRAP & TYPE  
B DRAINAGE FABRIC (SEE SHEET  
10 OF 12).

**SEC. 3-T110N-R49W**

CHARLES G. SHORT  
21473 478TH AVENUE  
AURORA, SD 57002  
(605) 693-4117

STA. 9+88.50 TO STA. 10+07.50  
IN-PLACE 19' LONG x 30' WIDE SINGLE  
SPAN STEEL STRINGER BRIDGE (TO  
BE REMOVED AS INCIDENTAL WORK,  
STRUCTURE)

STATE OF SOUTH DAKOTA	PROJECT	SHEET No.	TOTAL SHEETS
	22222.00.00	9	12



STA. 9+50 - 50' RT. TO 75' RT. TO  
STA. 10+30 - 50' RT. TO 75' RT.  
TEMPORARY EASEMENT FOR CONSTRUCTION  
OF DOUBLE 9' x 4' PRECAST BOX CULVERT  
CONTAINING 0.05 ACRES, MORE OR LESS.

STA. 9+87 TO STA. 10+13 - RT.  
INSTALL CLASS B RIPRAP & TYPE  
B DRAINAGE FABRIC (SEE SHEET  
10 OF 12).

**SEC. 10-T110N-R49W**

MEDARY CREEK LLP  
21366 479TH AVENUE  
AURORA, SD 57002  
(605) 693-4498

STA. 10+00 INSTALL  
DOUBLE 9'x4' PRECAST  
BOX CULVERT (0° SKEW)

