

EASEMENT FOR USE OF  
COUNTY ROAD RIGHT-OF-WAY

THIS EASEMENT AGREEMENT is made and entered into between BROOKINGS COUNTY, SOUTH DAKOTA, a South Dakota public corporation (hereinafter "County") and GOLDEN DAKOTA FARMS LLC. (hereinafter "Easement Tenant".)

*Company Name*

Name: NICO COETZEE Address: 48188 221 STREET City: ELKTON  
Landline: 605 997-5059 Mobil: 620 451 1892 Email: KSDAIRY@PLD.COM

RECITALS:

WHEREAS, Easement Tenant, operates a Concentrated Animal Feeding Operation, located in Section 3, Township SPRINGCREEK, Range 10848, ~~Brookings County,~~ Moody County, South Dakota; and

WHEREAS, as part of its manure disposal system, Easement Tenant uses hoses or pipe to transport manure to other locations for purposes of treatment or disposal; and

WHEREAS, Easement Tenant desires to place one of its manure hoses or pipes across the right-of-way and under the road surface of Brookings County Road 31/483 at the location as shown in Exhibit "A", attached hereto and by this reference incorporated herein; and

WHEREAS, County is willing to grant to Easement Tenant an Easement for the use of such right-of-way for such purposes on the terms and conditions as hereafter set forth.

THEREFORE, in consideration of the mutual agreements herein set forth, the Parties agree as follows:

1. County does hereby grant to Easement Tenant the non-exclusive right to use the Brookings County Road 31/483 right-of-way for the purposes of placing a manure disposal hose or pipe at the location identified in Exhibit "A" under the following conditions:
  - a. The exact location and manner of placing the culvert for such manure hose or pipe shall be as approved by the Brookings County Highway Superintendent;
  - b. The culvert shall be a minimum size of N.A.;
  - c. The culvert shall be ( bored under) ( trenched under) the road surface;
  - d. The Easement Tenant shall pay all costs for the installation of such culvert and manure hose or pipe;
  - e. The culvert and manure hose or pipe shall be placed so as to prevent the manure from entering areas of drainage and the culvert shall be sloped so that the manure will flow to one end in the event of a leak;
  - f. The Easement Tenant shall at all times at its sole cost properly maintain the manure hose of pipe and culvert so as to prevent leaks;
  - g. The Easement Tenant or agent acting on behalf of the Easement Tenant shall inspect the manure hoses or pipes and culvert on a daily basis while land application of wastewater or manure is occurring. This inspection is to ensure that the manure hoses or pipes are not leaking and runoff from the land application site and irrigation system is not







# PARNELL TWP

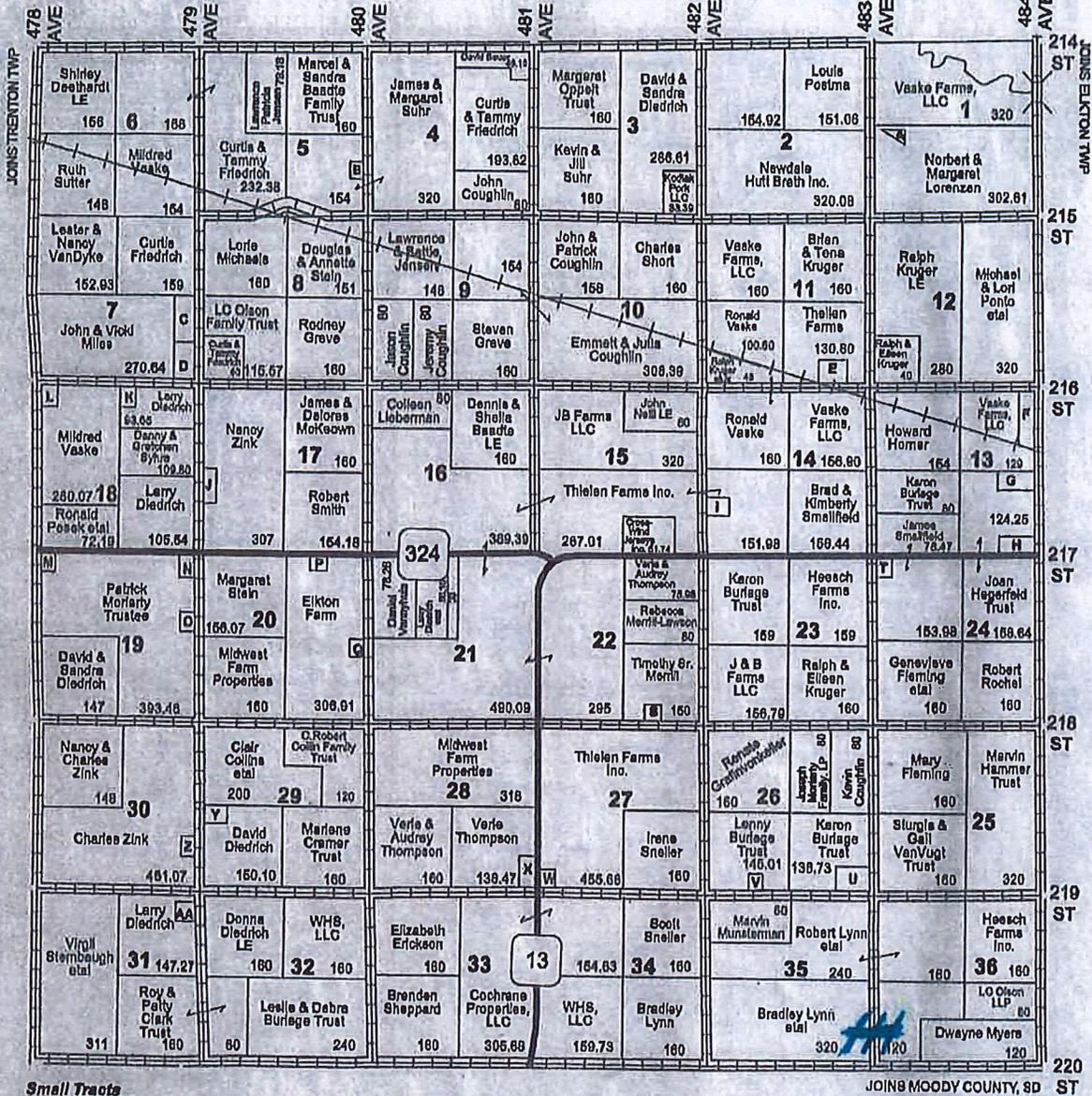
## LAND OWNER

*Exhibit A* R 48 W

T 109 N

JOINING ALTON TWP

LAND OWNER & RURAL RESIDENT MAPS



**Small Tracts**

- Section 1 A South Dakota State - 20.02
- Section 5 B Brett & April Flemming - 5
- Section 7 C Spencer & Jennifer Diedrich - 29.35
- Section 7 D Ryan & Danielle Schleichel - 10.86
- Section 11 E Taylor Krueger - 20.70
- Section 13 F Hargerfeld Farms Inc. - 25
- Section 13 G Crosswind Jerseys, LLC - 16.59
- Section 13 H Wesley & Wanda VanDyke - 18.60
- Section 14 I Crosswind Jerseys - 7
- Section 17 J Alan & Janet Clark - 13
- Section 18 K Daniel & Jonda Weise - 5.01
- Section 18 L Michael Short - 11.93
- Section 19 M Ryan & Danielle Jaacks - 8.16
- Section 19 N Mark Johnson - 5
- Section 19 O Troy & Shannon Rasmussen - 11.79
- Section 20 P Thomas & Marie Schmit - 6.42
- Section 20 Q Daniel & Dana Stein - 7.49
- Section 21 R Thilen Farms Inc. - 7.50
- Section 22 S Charles Hamling - 10
- Section 24 T Roger & Reva Brown - 5.58
- Section 28 U Robert Lynn - 23.27
- Section 28 V Arto Jurens - 14.99
- Section 27 W John Cox - 10
- Section 28 X Brent & Carrie Thompson - 20.82
- Section 29 Y Diedrich Bros. Inc. - 8.80
- Section 30 Z Barry & Tammy Anderegg - 8.93
- Section 31 AA Diedrich Bros. Inc. - 12.73

R52W	R51W	R50W	R49W	R48W	R47W
LANTON	PRETOW	REELA	ADDA	BAR LANE	LAKE FOREST
BRIDGE	OSAFORD	RYLAND	AYTON	BRIDGE	
BALCON	YOLLA	BROOKING	ALBUCA	ALTON	BRIDGE
LAVE BAY	OLD	SEAFY	TYNTER	HARREL	BRIDGE