

B R O W N A N D
C A L D W E L L



April 23, 2001

City of Rapid City
c/o Mr. Dan Bjerke
Director of Public Works
Rapid City Public Works Department
300 Sixth Street
Rapid City, SD 57701

Subject: Agreement for Water Rights Engineering Services.

Dear Mr. Bjerke:

In accordance with our April 19, 2001 telephone conference call, Brown and Caldwell is pleased to present this proposal for water rights engineering services to the City of Rapid City. For convenience, this proposal is presented in a form that can be accepted and signed as an agreement between Brown and Caldwell and the City of Rapid City, hereinafter "Client."

The scope of services to be performed by Brown and Caldwell under this letter agreement will provide necessary engineering services for the transfer to the City of Rapid City of water rights associated with the Little Giant and Murphy Ditches as well as other water rights as requested by Client.

Compensation for services shall be on a time-and-expense basis. Time-related charges will be made in accordance with the enclosed hourly billing schedule for the period January 1, 2001 through December 31, 2001. Direct expenses shall have a 7.5% mark up applied to cover administrative costs. Total billing under this contract will not exceed \$15,000 unless amended in writing.

The work defined herein shall begin not more than seven calendar days after Brown and Caldwell receives the signed copy of this letter agreement from you. All work under this contract shall be completed according to a schedule agreed to by Client and Brown and Caldwell.

All work will be performed in accordance with Brown and Caldwell's attached **Standard Terms and Conditions (CL-L-TC) dated June 30, 1999**. To accept this proposal, please sign and date two copies and return one copy to Brown and Caldwell within ten days.

Environmental Engineering And Consulting • Analytical Services

7535 EAST HAMPDEN AVENUE, SUITE 403, DENVER, CO 80231-4838
(303) 750-3983 FAX (303) 750-1912

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We look forward to the opportunity to perform the work for you. Please call if you have questions.

Very truly yours,

BROWN AND CALDWELL, INC.

CITY OF RAPID CITY

By 

By _____

Name Robert J. Mahoney, P.E.

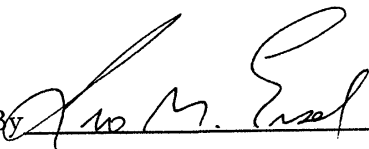
Name _____

Title Vice President

Title _____

Date 4/23/01

Date _____

By 

Name Leo M. Eisel, Ph.D., P.E.

Title Project Manager

Date 4/23/01

Attachment: CL-L-TC