

AGREEMENT FOR VOLUNTARY RIGHT OF WAY DONATION

CITY ST05-1470
5000T PROJECT NO: P 1650 (00) PCN: 005 Q COUNTY/
CITY: RAPID CITY PARCEL NO: 2,3, 4,5

This Agreement is made and entered into by and between the County/City of RAPID CITY acting by and through its County/City Commission, hereinafter referred to as "COUNTY/CITY," and NATIONAL RELIEF CHARITIES, whose postal address is 2230 Eglw STREET RAPID CITY, SD, 57701, hereinafter referred to as "DONOR";

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

Perpetual Easement: LOT H1 IN PARCEL 2, LOT H1 AND H5 IN PARCEL 3, LOT H6 IN PARCEL 4 AND LOT H12 IN PARCEL 5.

Temporary Easement: 0.06 AC IN PARCEL 2, 0.04 AC IN PARCEL 3.

NOW, THEREFORE, DONOR and COUNTY/CITY hereby agree as follows:

1. DONOR does hereby voluntarily grant and donate to COUNTY/CITY, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged by DONOR, the above described easements as shown on the plans for construction of the above cited Project.

Stipulations of conditional donation:

2. DONOR understands DONOR'S right to have an appraisal prepared and DONOR'S right to receive just compensation for the above described perpetual and/or temporary easement in accordance with the Uniform Relocation Assessment and Real Property Acquisition Act of 1970, as amended.

3. DONOR shall not erect fences, structures, or obstacles within the perpetual easement.

4. DONOR grants permission to COUNTY/CITY or COUNTY'S/CITY'S agent to enter upon above described easement upon approval of this Agreement.

5. The perpetual easement shall be in effect until the highway is abandoned by the proper action of the COUNTY/CITY Commission and the temporary easement shall be in effect until one (1) year after construction of the Project is completed.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on this _____ day of _____ in the year _____.

Donor _____ County/City of _____

By: Shannon Albert
Name: Shannon Albert

By: _____
Its: County Commission Chairperson/
City Mayor

By: _____
Name: _____

Attest: _____
County Auditor/City Finance Officer

[County/City Seal]

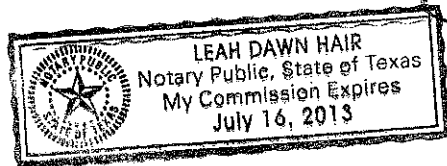
DONOR ACKNOWLEDGMENT

STATE OF Texas)
COUNTY OF Grayson) ss

On this the 29 day of March in the year of 2010, before me, Leah Hair, a Notary Public, within and for said County and State, personally appeared Shannon Albert

known to me to be the person(s) described in and who executed the foregoing instrument and acknowledged to me that he/she/they executed the same for the purposes therein stated.

In witness whereof I hereunto set my hand and official seal.



[Notary Seal]

Leah Dawn Hair
Notary Public
My Commission Expires: 7/16/2013

RECORD OF CALLS/VISITS AND DISCUSSION RECORD
TO ACCOMPANY DONATION FORM LG-ROW-1

PROJECT NO: P1650 (00) PCN: 005Q COUNTY/CITY: RAPID CITY
LANDOWNER: NATIONAL RELIEF CHARITIES

NAME OF NEGOTIATOR: _____
TITLE: _____

The following document(s) was/were shown and/or explained to the Landowner:

Construction Right of Way Right of Way Other
Plan Sheet Document(s) Brochures

Call/Visit Number: 1
Time: 1:00 AM/PM Date: 1/4/08
Visit Location: 2401 Eglin STREET - NEW AIRC FACILITY
List people present during meeting: JOHN VAN BEEK, CLAY RAMSEY

Notes of the Discussion: NRC IS IN FAVOR OF PROJECT BUT WOULD LIKE 4 THINGS CONSIDERED. (1) ACCESS TO LOT 2 OF OLD AIRC FACILITY. (2) TRUCKS IN & OUT OF REVISED ACCESS TO NEW FACILITY. (3) LOST PARKING REPLACED. (4) UNNEEDED ROW VACATED.

Call/Visit Number: 2
Time: 1:00 AM/PM Date: 4/14/08
Visit Location: 2401 Eglin STREET
List people present during meeting: JOHN VAN BEEK, CLAY RAMSEY

Notes of the Discussion: DISCUSSION ON PLANS, EASEMENTS AND PLATS FOR PARCELS 2 & 3 GIVEN TO CLAY. HE INDICATED PERSON WITH SIGNING AUTHORITY WOULD BE IN TOWN NEXT WEEK. VACATION OF UNNEEDED ROW WAS DISCUSSED.

Call/Visit Number: 3
Time: 9:00 AM/PM Date: 2/16/10
Visit Location: 2401 Eglin STREET
List people present during meeting: TOOD PECKOSH, CLAY RAMSEY.

Notes of the Discussion: DISCUSSION ON 25' SLIVERS OF ROW REQUESTED WHICH WAS PREVIOUSLY MISSED. PARCELS 3, 4 & 5. DISCUSSED TIMING OF VACATION OF UNNEEDED ROW. TOOD INDICATED THE THIS TYPICALLY TAKES PLACE AND THE END OF THE PROJECT.

Call/Visit Number: 4
Time: _____ AM/PM Date: _____
Visit Location: _____
List people present during meeting: _____

Notes of the Discussion: _____

Note: Please indicate in the Notes of Discussion, any agreement made as part of the donation, such as an additional approach, a load of gravel, etc.