

AGREEMENT FOR VOLUNTARY RIGHT OF WAY DONATION

PROJECT NO: P1774(0A) PCN: 02SE COUNTY/CITY: Rapid City PARCEL NO: E 14

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 Paul M. ~~Reichen~~ Reichen, whose postal address is 503 E. North 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: _____

Temporary Easement: Construction Easement in the west 4 feet of Lot 9 and Lot 10, Block 11, Schnasse Addition, N 1/2, SW 1/4, SEC 31, T2N, R8E, Black Hills Meridian as shown in Exhibit A.

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 THOUSAND DOLLARS (\$1,000.00) and ~~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: Paul M Rezich By: _____
Name: Paul M Rezich Its: County Commission Chairperson/
City Mayor
By: _____ Attest:
Name: _____

County Auditor/City Finance Officer
[County/City Seal]

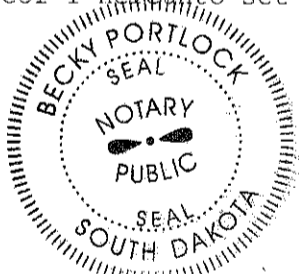
DONOR ACKNOWLEDGMENT

STATE OF South Dakota)
COUNTY OF Meade) ss

On this the 25th day of January in the year of 2012, before me, Becky Portlock a Notary Public, within and for said County and State, personally appeared Paul Rezich

_____ 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.



Becky Portlock
Notary Public

[Notary Seal]

My Commission Expires: May 20, 2017

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

PROJECT NO: P1774(04) PCN: 02SE COUNTY/CITY: Rapid City
LANDOWNER: Paul Rezich

NAME OF NEGOTIATOR: Todd Peckosh
TITLE: Project Manager

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

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

Call/Visit Number: 1
Time: 9:00 AM/PM Date: 1/11/12
Visit Location: 503 EAST NORTH STREET RAPID CITY SD
List people present during meeting: PAUL REZICH, TODD PECKOSH & MIKE MAHONEY (KL&J)

Notes of the Discussion: OWNER WANTS TO REVIEW EASEMENT & WILL CONTACT KL&J TO SIGN.

Call/Visit Number: 2
Time: _____ AM/PM Date: 1/25/12
Visit Location: KLJ
List people present during meeting: Paul Rezich, Becky Portlock (KLJ)

Notes of the Discussion: Owner agreed to easement depicted and executed the document

Call/Visit Number: 3
Time: _____ AM/PM Date: _____
Visit Location: _____
List people present during meeting: _____

Notes of the Discussion: _____

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

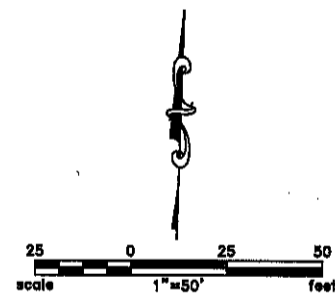
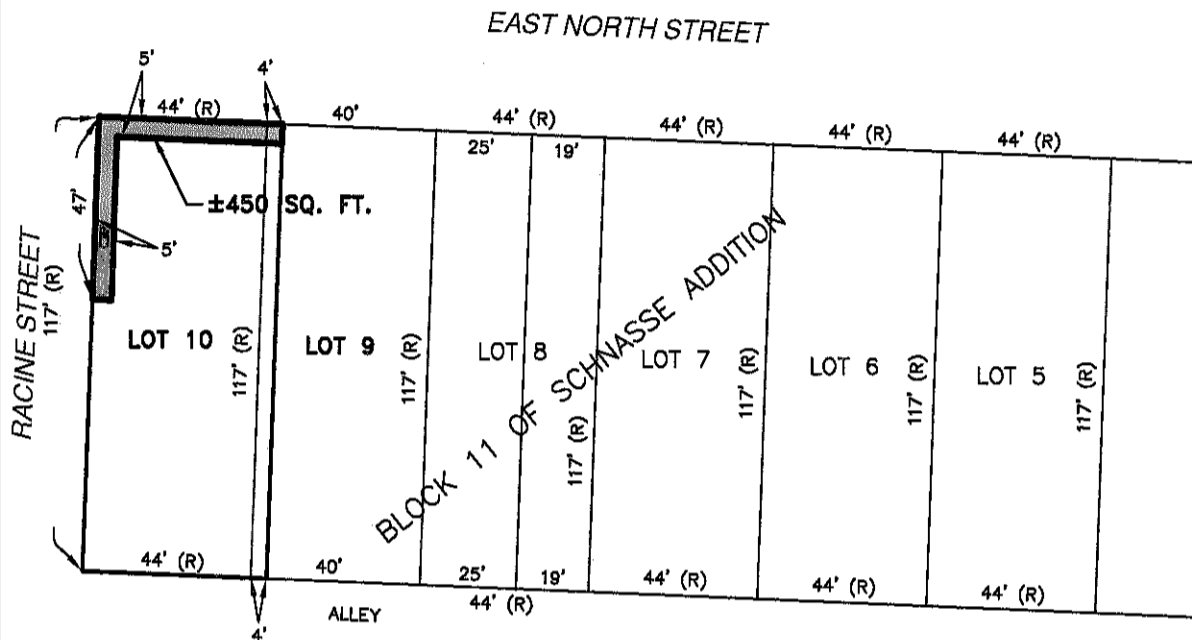
Notes of the Discussion: _____

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.

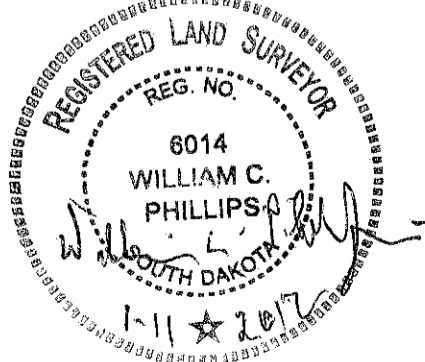
EXHIBIT A

5' WIDE TEMPORARY CONSTRUCTION EASEMENT

LOCATED IN THE WEST 4 FEET OF LOT 9 AND LOT 10 IN
 BLOCK 11 OF SCHNASSE ADDITION TO THE CITY OF RAPID CITY IN THE N1/2 OF THE
 SW1/4 OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 8 EAST
 OF THE BLACK HILLS MERIDIAN
 RAPID CITY, PENNINGTON COUNTY, SOUTH DAKOTA



I, WILLIAM C. PHILLIPS, PROFESSIONAL LAND SURVEYOR, S.D. NO. 6014,
 DO HEREBY CERTIFY THAT THE EASEMENT LOCATION SHOWN HEREON WAS
 MADE BY ME, OR UNDER MY DIRECTION, FROM NOTES MADE IN THE FIELD
 AND RECORD DOCUMENTS, THE SAME IS TRUE AND CORRECT TO THE BEST
 OF MY KNOWLEDGE AND BELIEF.



- (R) RECORD DIMENSION PER PLAT BOOK NO. 1, PAGE 3.
- TEMPORARY CONSTRUCTION EASEMENT

PREPARED BY:
 KADRMAS, LEE & JACKSON, INC.
 330 KNOLLWOOD DRIVE
 RAPID CITY, SD 57701-6611
 (605) 721-5553

Kadmas
Lee &
Jackson
Engineers Surveyors
 Planners