

PROJECT NO: _____ CITY: _____ PARCEL NO: _____

This agreement made and entered into this _____ day of _____, 20____
by and between _____ (City) acting by and through the _____
City Commission, hereinafter referred to as CITY, and _____
_____, whose postal address is _____
_____, hereinafter referred to as DONOR.

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

Perpetual Easement: _____

Temporary Easement: _____

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 CITY, for and in
consideration of \$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: _____

DONOR agrees that the erection of fences, structures or obstacles within
the perpetual easement will not be permitted.

DONOR grants permission to CITY or CITY'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 _____ City 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: _____
City Finance Officer

By: _____
Donor

By: _____
Mayor

By: _____
Donor

STATE OF _____
COUNTY OF _____

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

My Commission Expires: _____
Notary Public

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

PROJECT NO: _____ CITY: _____ PCN: _____
LANDOWNER: _____

NAME OF NEGOTIATOR: _____
TITLE: _____

The following was 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: _____ AM / PM Date: _____
Visit Location: _____
List people present during meeting: _____

Notes of the Discussion: _____

Call/Visit Number: 2
Time: _____ AM / PM Date: _____
Visit Location: _____
List people present during meeting: _____

Notes of the Discussion: _____

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.

RIGHT-OF-WAY CERTIFICATE

PW103007-05

TO: Urban Systems Engineer
Office of Local Transportation Programs - SDDOT
700 Broadway Avenue East
Pierre, South Dakota 57501-2586

RE: Project No. _____, PCN _____ in _____

This is to certify that the City Commission/Council of _____
(City), South Dakota has acquired all necessary right of way and temporary
construction easements required for the construction of Project Number
_____, PCN _____ in _____ (City), in accordance with the
provisions of the Uniform Relocation Assistance & Real Property Acquisition
Policies Act of 1970 as amended. Relocation assistance was _____ was not
_____ (mark one) required on this project and, if so, was accomplished in
accordance with State and Federal directives.

We also certify that all improvements (utilities, fence, etc.), to be
removed under right of way negotiations have been moved or will be moved by
the date of the letting or that the necessary agreement has been reached
with the owner(s) involved.

DATED THIS _____ DAY OF _____, 200____.

CITY COMMISSION/COUNCIL

OF _____ (CITY)

ATTEST: _____ BY: _____
CITY CLERK OR FINANCE OFFICER MAYOR OR CITY MANAGER

NOTE: Please return to the above address at least 45 days prior to
the date the contract is to be let.