

AGREEMENT FOR VOLUNTARY RIGHT OF WAY DONATION

PROJECT NO: P 1648(03) CITY: Rapid City PARCEL NO: 16
This agreement made and entered into this day of , 20 09
by and between Rapid City acting by and through the City Council
City Commission/Council, hereinafter referred to as CITY, and Claude Saldanha
, whose postal address is

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

Temporary Easement: "Exhibit A" Temporary Easement for Construction
North 3' of Lot 44 and All of Lots 45-46 of Block 7 of Millard Addition
in the southeast 1/4 of Section 25, Township 2 North, Range 7 East, Black
Hills Meridian between station 4+20.78 and 5+13.26, 1838 sq. ft. more or
less. This easement expire 1-year from project completion.

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 Rapid City City Commission/Council 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: Claude Saldanha Donor

By: Mayor

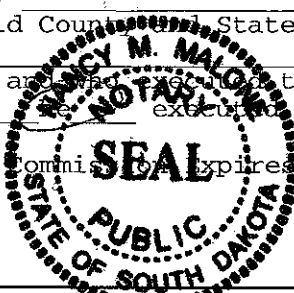
By: Donor

STATE OF South Dakota
COUNTY OF Pennington

On this 26th day of February in the year of 2010, before
me, Nancy M. Malone, a Notary Public within and for
said County, State, personally appeared Claude Saldanha
known to me to be the person(s) described
in and that executed the foregoing instrument and acknowledged to me that
executed the same for the purpose therein stated.

My Commission expires: 11-10-14

Nancy M. Malone Notary Public



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

PROJECT NO: P 1648(03) CITY: Rapid City PCN: H021
 LANDOWNER: Claude Saldanha

NAME OF NEGOTIATOR: Richard Sudmeier - FMG Inc.
 TITLE: Project Engineer

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: 9:21 AM Date: Feb. 4, 2010
 Visit Location: Phone Call
 List people present during meeting: Claude Saldanha and Richard Sudmeier

Notes of the Discussion: I called Claude because I noticed this parcel was sold and the previous easement agreement had not been filed yet. Therefore I contacted him and told him about the project. Claude seemed agreeable to the project and asked me to mail him the forms. I told them they had to be notarized and he said he would get to the bank for this.

I mailed him the form with a cover letter and the ROW brochure and a construction plan sheet with a return envelope.

Call/Visit Number: 2
 Time: 10:00 AM / PM Date: 2/26/10
 Visit Location: FMG's office
 List people present during meeting: Claude and Richard Sudmeier

Notes of the Discussion: Claude had questions about when the project start date was and when he could expect work to be done. Richard said he wasn't sure when the letting would be, but though it would start in the fall and be completed in 2011. He probably won't be affected at his property until 2011.

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: _____

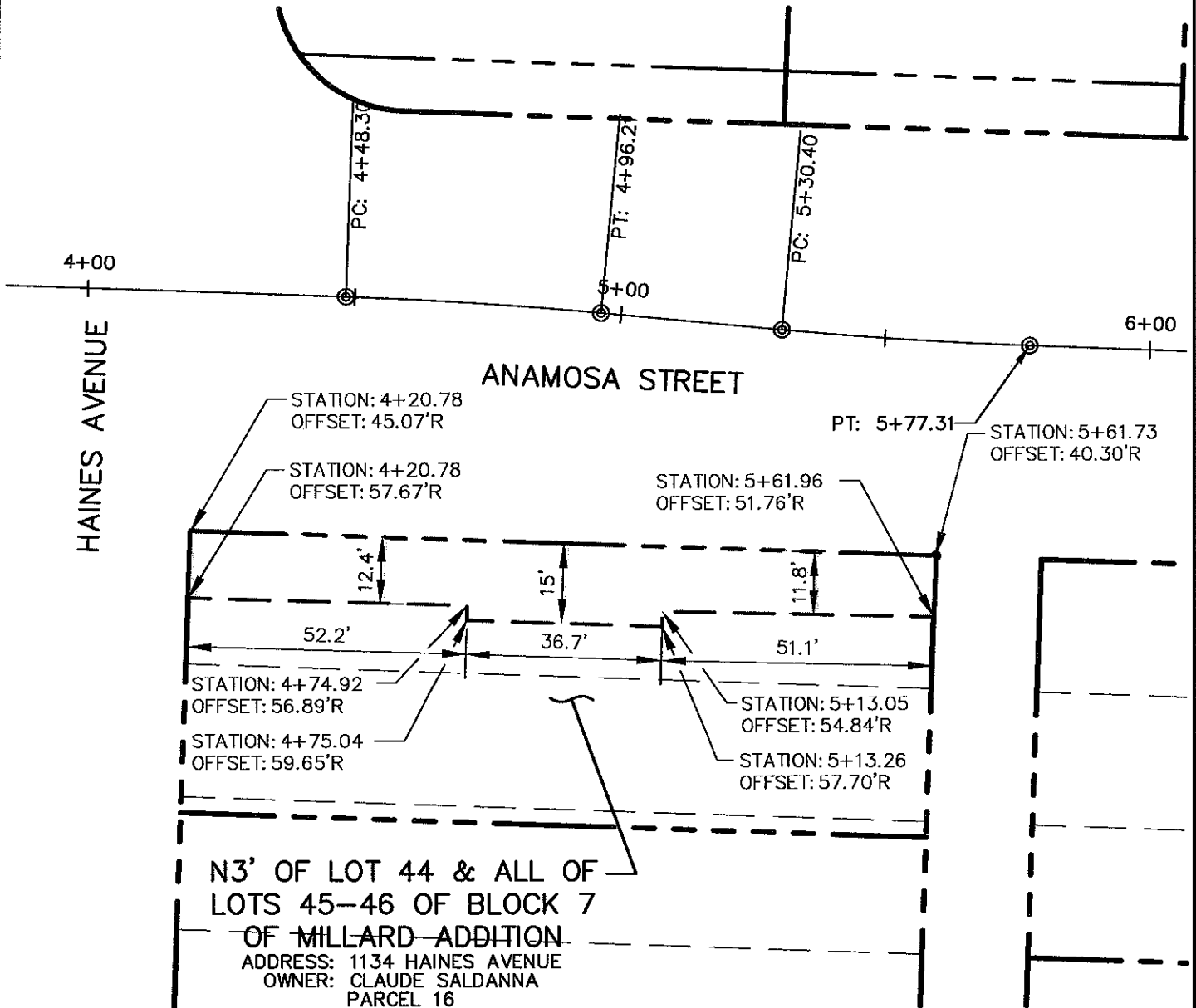
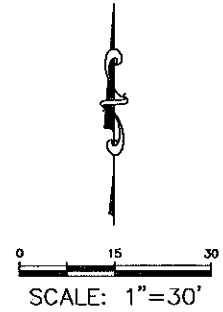
Visit Location: _____

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"



TEMPORARY EASEMENT FOR CONSTRUCTION
 N3' OF LOT 44 & ALL OF LOTS 45-46 OF BLOCK 7 OF MILLARD
 ADDITION, SE 1/4, SEC. 25, T2N, R7E, BHM
 RAPID CITY, PENNINGTON COUNTY, SOUTH DAKOTA
 OWNER: FEDERAL NATIONAL MORTGAGE ASSO.

JUNE 2008

Surveyed By: FMG, INC.
 Date: 1/06-2/08
 Drawn By: KJS
 Checked By: DW
 Location:
 SE1/4 SECTION 25,
 T2N, R7E, BHM



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