96-3508

DELAWARE COUNTY, IOWA
FILED

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BOOK 8 PAGE 19

RECORDER

21.00

This document prepared by: (X) Christine Schlichte, City Clerk, PO Box 40, Ryan, IA 52330 319-930-2051

DATE 5-6-98 BOOK 8 PAGE 19

AGREEMENT

IT IS HEREBY AGREED by and between the City of Ryan, County of Delaware, State of Iowa, hereinafter referred to as the Party of the First Part and the Trustees of Hazel Green Township and of the Hazel Green Township Fire Protection District of Hazel Green Township, County of Delaware, State of Iowa, hereinafter referred to as the Party of the Second Part of said Township which represents the following described geographical area located and situated in Hazel Green Township, County of Delaware, State of Iowa:

LIST OF PROPERTY SERVED IN HAZEL GREEN TOWNSHIP IS ATTACHED

1. It is agreed that the Party of the First Part will furnish fire protection to the Party of the Second Part in, to and for the aforesaid described geographical area in Hazel Green Township, County of Delaware, State of Iowa.

2. It is agreed that the Party of the First Part shall own, maintain, and house all fire protection equipment under this said agreement and shall comply with all of the laws, rules and regulations of the State of Iowa concerning said fire protection equipment.

3. It is agreed that the Party of the Second Part through and by the Trustees of Hazel Green Township, County of Delaware, State of Iowa, shall for each year of this said agreement levy an annual tax of Fifty Cents (.5000) per One Thousand Dollars ($1,000.00) of assessed value against all of the taxable property in and of the aforesaid described geographical area in consideration of and as and for payment by the Party of the Second Part to the Party of the First Part for said fire protection being provided unto the Party of the Second Part by the Party of the First Part for the aforesaid described geographical area and that said annual tax levy by the Party of the Second Part shall be reviewed at the end of this contract expiration date. Commencing with the Fiscal Year of 1998 - 99, the said tax levy the Party of the Second Part for the years of July 1, 1998 through June 30, 2000 shall levy for said annual fire protection shall be Fifty Cents (.5000) per One Thousand Dollars (1,000.00) of assessed value against all of the taxable property in and of the aforesaid described geographical area in Hazel Green Township, County of Delaware, State of Iowa. This said agreement shall be in effect for the period of five (5) years commencing July 1, 1998 and will terminate on June 30, 2000.

4. It is agreed that the Party of the Second Part shall transmit to the Party of the First Part all monies collected, pursuant to the annual tax levy and assessment heretofore agreed to by the Party of the Second Part in Paragraph 3 of this said agreement, on a semi-annual basis and within thirty (30) days subsequent to the acquisition of such tax monies by the Party of the Second Part and the Party of the First Part shall receipt for the same in the official records of the Party of the First Part maintained by the Party of the First Part concerning said fire protection for the Party of the Second Part.

5. It is agreed that the Party of the First Part and the Party of the Second Part shall make available to and exchange with each of said parties the official records of each of said parties concerning the annual tax levy, expenses of fire equipment and all other matters attendant to and associated with this said Agreement.

6. It is agreed that the Party of the First Part will seek mutual assistance agreements with neighboring fire departments.

7. That the Clerk of the City of Ryan, County of Delaware, State of Iowa, shall record this said Agreement in the Office of the Recorder of Delaware County, Iowa with the original recorded copy being retained by the Party of the First Part and an exact copy of said original copy being retained by the Party of the Second Part.

Approved by the City Council of the City of Ryan, Delaware County, State of Iowa

30 day of April A.D. 1998

Dennis Glynn 4-30-98
MAYOR Date
(Dennis Glynn)

Christine Schlichte 4-30-98
CITY CLERK Date
(Christine Schlichte)

Approved by the Board of Trustees of Hazel Green Township, Delaware County, State of Iowa

29 day of 4 A.D. 1998

James L. Shover 4/29/98
TOWNSHIP TRUSTEE Date

Albert A. Zumbach 4-29-98
TOWNSHIP TRUSTEE Date

Elmer J. Zumbach 4/29/98
TOWNSHIP TRUSTEE Date

Howard J. Kirkwood 4/29/98
TOWNSHIP CLERK Date

On this 30 day of April, 1998, before me, Dean Cox Jr., a Notary Public in and for the State of Iowa, personally appeared Dennis Glynn and Christine Schlichte, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Ryan, Iowa, and Albert Zumbach, James Shover, Elmer Zumbach and Howard Kirkwood to me personally known, and, who, being by me duly sworn, did say that they are the Township Trustees and Township Clerk, respectively, of the Board of Trustees of Hazel Green Township, Delaware County, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in Ordinance No. ____ passed (~~or the resolution adopted~~) by the City Council, under Roll Call No. ____ of the City Council on the 6 day of April, 1998 and that Dennis Glynn, Christine Schlichte, Albert Zumbach, James Shover, Elmer Zumbach and Howard Kirkwood acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

passed by regular motion

DEAN E. COX, JR. NOTARIAL SEAL IOWA MY COMMISSION EXPIRES 12-22-2000

Dean Cox Jr.
Notary Public:
My commission expires 12-22-2000

Hazel Green Township List of Property Served by Ryan Fire Dept.

ALL OF SECTIONS 3,4,5,6,7,8,9,10,14,15,16,17,19,20,21,22,27 and 29;all of SECTION 2 except the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4), and the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4); the West half (W 1/2) and the Southeast Quarter (SE 1/4), and the North half of the Northeast Quarter (N 1/2 NE 1/4), and the Southwest Quarter)SW 1/4) of the Northeast Quarter (NE 1/4), and the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4), of SECTION 11; the Southwest Quarter (SW 1/4), and the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4), and the West Three Quarters (W 3/4) ofthe West half (W 1/2) of the Northeast Quarter (NE 1/4), and the East half (E 1/2) of the Northwest Quarter (NW 1/4), and the West half (W 1/2) of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4), of SECTION 12; the North half (N 1/2) of the Northwest Quarter (NW 1/4) of SECTION 13; The West half (W 1/2), and the Northeast Quarter (NE 1/4), and the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of SECTION 23; the West half (W 1/2), and the South half (S 1/2) of the Southeast Quarter of SECTION 26; the North half (N 1/2), and the North half (N 1/2) of the Southwest Quarter (SW 1/4) of SECTION 28; the North half (N 1/2) of SECTION 29; the North half (N 1/2) of SECTION 30; the North half (N 1/2) of the Northwest Quarter (NW 1/4) of SECTION 32; the North half (N 1/2) of the Northeast Quarter (NE 1/4), and the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of SECTION 34; all of SECTION 35 except the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of SECTION 35, and all of SECTION 18 except the CITY OF RYAN, IOWA, all in TOWNSHIP 87 NORTH, RANGE 5, WEST OF THE 5th P.M.

This is an amended contract due to the changes in the Hazel Green Township Fire Protection District, of Hazel Green Township, as of September 10, 1997.