DELAWARE COUNTY IOWA
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DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12, 98

(X) City of Ryan, Kim Downs, City Clerk, PO Box 40, Ryan, Iowa, 563-932-2051

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:

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 ¼) of the Northeast Quarter (NE ¼), and the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼); the West one-half (W½), the Southeast Quarter (SE ¼), the North one-half (N ½) of the Northeast Quarter (NE 1/4), the Southwest Quarter (SW ¼), of the Northeast Quarter (NE ¼), and the East one-half (E ½) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼), of SECTION 11: the Southwest Quarter (SW ¼), the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼), the West three-fourths (W¾) of the West one-half (W ½) of the Northeast Quarter (NE ¼), the East one-half (E ½) of the Northwest Quarter (NW ¼) and the West one-half (W ½) of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of SECTION 12: the North one-half (N ½) of the Northwest Quarter (NW ¼) of SECTION 13; the West one-half (W ½), the Northeast Quarter (NE ¼), and the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) of SECTION 23; the West one-half (W ½), and the South one half (S ½) of the Southeast Quarter (SE ¼) of SECTION 26; the North one-half (N ½) and the North one-half (N ½) of the Southwest Quarter (SW ¼) of SECTION 28; the North one-half of SECTION 30; the North one-half (N ½) of the Northwest Quarter (NW ¼) of SECTION 32; the North one half (N ½) of the Northeast Quarter (NE ¼), the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼), the East one-half (E ½) of the Southeast Quarter (SE ¼), and the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of SECTION 34; all of SECTION 35 except the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼); and all of SECTION 18, except that portion lying within the city limits of Ryan; all being in Township 87 North, Range 5, West of the 5th P.M., Delaware County, Iowa.

1. It is agreed that the Party of the First Part will furnish fire protection and emergency services 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 and emergency services equipment under this said agreement and shall comply with all of the laws, rules and regulations of 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 Sixty ¾ Cents (.6075) 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 Party 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. The said annual tax levy the Party of the Second Part for each of the years of July 1, 2005 through June 30, 2010 shall levy for said annual fire protection shall be Fifty-two 3/3 Cents (.5275) 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; and shall levy for said annual emergency services, provided by the Ryan First Responders, shall be Eight Cents (.08) 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 by and between the Party of the First Part and the Party of the Second Part shall be in effect for the period of Five (5) years beginning July 1, 2005 and will terminate on June 30, 2010.

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 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 and emergency services 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 operation and maintenance of fire equipment and all other matter 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, State of Iowa with the original recorded copy being retained by the Party of the First Part and an exact copy of said original recorded 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

10 day of JAN A.D. 2005

Mike Corcoran 1-10-05
Mayor Date
Mike Corcoran

Kim Downs 1/10/05
City Clerk Date
Kim Downs

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

4 day of FEB A.D. 2005

Myron D. Zumbach 2-4-05
Township Trustee Date

James L Shaw 1/31/05
Township Trustee Date

Rodney Bacon 2-3-05
Township Trustee Date

Sharon Bacon 2-3-05
Township Clerk Date

On this 7th day of February, 2005, before me, James Gudenkauf, a Notary Public in and for the State of Iowa, personally appeared Mike Corcoran, Mayor and Kim Downs, City Clerk, to me personally known,, and, who, being by me duly sworn, did say that they are the Mayor and the City Clerk, respectively, of the City of **Ryan, 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 minutes and passed by motion by the City Council, under Roll Call 1-D of the City Council on the 10 day of JAN, 2005; and Myron Zimbach, James Shaver, Rodney Bacon, and Sharon Bacon 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, State of Iowa, and that Mike Corcoran (Mayor), Kim Downs (City Clerk), Myron Zimbach(trustee) James Shaver (trustee) Rodney Bacon (trustee) Sharon Bacon (township clerk) 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.

Seal

NOTARIAL SEAL IOWA
JAMES GUDENKAUF
MY COMMISSION EXPIRES
02/28/07 # 708564

James Gudenkauf
Notary Public: of the State of Iowa
My commission expires 02/28/07