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AMENDMENT TO AGREEMENT

This Amendment to Agreement hereby amends an AGREEMENT entered into between Madison County, Iowa, and the City of Earlham, Iowa, on the 4th day of November, 1974. This Amendment to Agreement adds certain provisions to said original Agreement.

WHEREAS, it is necessary for Madison County to be the contracting authorities for all work to be done within the corporate limits of the City of Earlham, and

WHEREAS, it is necessary for the City of Earlham to comply with certain statutory provisions of the Code of Iowa concerning said provisions.

NOW, THEREFORE IT IS AGREED AS FOLLOWS:

a.- The City of Earlham expressly agrees that Madison County shall be the contracting authorities for all work done within the corporate limits on that portion "County Road" d/b/a Madison Avenue as set forth in the AGREEMENT.

1.- All work shall be done in strick compliance with the plans developed by the City of Earlham.

2.- Any required deviation from the plans must have prior approval from the City of Earlham and their engineer.

3.- All costs applicable to the City of Earlham as set forth in the AGREEMENT shall be paid by the contracting authorities.

4.- The City of Earlham will promptly reimburse Madison County for all applicable expenses upon proper billing.

5.- Madison County will administer the necessary construction supervision to insure plan and specification compliance. All applicable costs for said supervision will be reimbursed upon proper billing.

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RECORDER
MADISON COUNTY, IOWA
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#2. Amendment to Agreement

b.- Madison County expressly agrees to do all things necessary to enable the City of Earlham to effectuate the following provisions.

1.- The parties agree that after execution of this Amendment, the AGREEMENT and Amendment to Agreement shall be filed with the Secretary of State of the State of Iowa in accordance with Section 28E.8 (1977).

2.- After this AGREEMENT and Amendment to Agreement have been filed with the Secretary of State, it shall then be recorded with the Madison County Recorder in accordance with the provisions of the Code of Iowa, Section 28E.8 (1977).

3.- All work done within the corporate limits of the City of Earlham under said AGREEMENT shall be administered by a joint board consisting of the members of the City Council and the Board of Supervisors of the County. Except as provided in the AGREEMENT and the Amendment to Agreement, the Board shall administer all undertakings in connection with the project.

c.- The parties hereto shall approve this Amendment to Agreement by resolution which shall authorize the Mayor and Clerk of the City and the Supervisors of the County to execute this Amendment to Agreement.

d.- It is expressly agreed between Madison County, Iowa, and the City of Earlham, Iowa, that this Amendment to Agreement shall by this reference become a part of the original AGREEMENT and the above parties do hereby ratify and confirm said AGREEMENT.

Dated this 17th day of April, 1978.

MADISON COUNTY, IOWA.

BY _____

BY Elton Hansmann

BY Shirley Cockrum

ATTEST: George F. Abrahams
(George Abrahams, Auditor)

CITY OF EARLHAM, IOWA.

BY Neil Schardein
(Neil Schardein, Mayor)

ATTEST:
Carolyn Treadway
(Carolyn Treadway, Clerk)

TOWN SEAL