STATE OF IOWA, MADISON COUNTY, ss.

Inst. No. 322 Filed for Record this 9 day of Sept. 19 82 8:00 AM
Book 113 Page 563 Recording Fee none Mary E. Welty, Recorder, By Shirley H. Henry Deputy

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AGREEMENT

This agreement made and entered into this 7th day of September, 1982. by and between John Ringgenberg, etux of Madison County, Party of the First Part and Madison County, by its Board of Supervisors, Party of the Second Part.

Party of the Second Part hereby grants permission for the Party of the First Part to enter upon county right of way to excavate and construct a temporary impoundment terrace with inlet riser, adequate outlet tile and appurtenances on and adjacent to the county road right of way on the East side of county rock road approximately 100 feet North of the Southeast corner of Section 32, T-75N, R-27W of the 5th P.M., Civil Township Scott, Madison County, Iowa. All work shall be in compliance with the Secondary Road Department Standard Specifications and any area disturbed within said right of way shall be returned to as good a condition in every way as it was before said work was done.

A deviation from said standard specifications will be permitted in that the low elevation of the top of said temporary impoundment terrace may be constructed to an elevation higher than the inlet flowline elevation of the roadway culvert adjacent thereto and the Party of the First Part agrees in doing so to keep clean and free of silt and debreis the Easterly road ditch immediately behind said terrace and maintain said ditch so as not to impede the natural flow of surface water through said roadway culvert at his own expense.

Party of the First Part agrees to maintain said temporary impoundment terrace with inlet riser, outlet tile and appurtenances at his own expense and if the road is rebuilt and/or widened at any time in the future to pay for any and all expense associated with removal or relocation of permitted private drainage system that might be incurred at that time.

TIM WADDINGTON NOTARIAL SEAL Iowa

Compared

John Ringgenberg
Party of the First Part

Subscribed and sworn to before me this 26 day of August 1982

Tim Waddington
Notary in and for Madison County, Iowa

MADISON COUNTY, IOWA
Party of the Second Part

BY: Shirley Carlson ATTEST: Lenora K. Addy
Chairman, Board of Supervisors Madison County Auditor

Date: 9/7/82 Date: 9-7-82