

### PERMANENT EASEMENT FOR DRAINAGE

THIS EASEMENT FOR DRAINAGE, executed and delivered to the Board of County Commissioners of Sedgwick County, Kansas (hereinafter, "County") by Kuhn Co., a Kansas general partnership (hereinafter, "Owner").

WITNESSETH:

That for and in consideration of the sum of FIFTY THOUSAND DOLLARS AND NO CENTS \$\*\*\*\$50,000.00 \*\*\* and other good and valuable consideration, the receipt of which is hereby acknowledged, Owner hereby grants, bargains, sells and conveys to County a permanent easement in, over, across and upon the following described premises, to wit:

The East 150.00 feet of the West 180.00 feet of the North 1350.00 feet of the East Half of the Northwest Quarter of Section 26, Township 28 South, Range 1 East of the Sixth Principal Meridian, Sedgwick County, Kansas.

The above described contains 4.649 acres, more or less.

SEE ATTACHED EXHIBIT A.

Furthermore, in return for said consideration, Owner hereby grants the County all rights of removal, use and ownership to any earth which shall be removed from said channel for making channel change, and no further compensation shall be due Owner for any such removal or use of said earth by County.

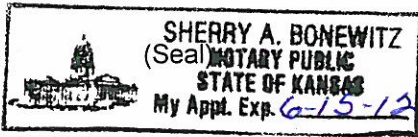
OWNER(S)  
KUHNS CO., A Kansas general partnership

Dale V. Kuhn  
Dale V. Kuhn, General Partner

STATE OF KANSAS )  
COUNTY OF SEDGWICK ) ss:

This instrument was acknowledged before me on 2-23 - 2012 by Dave V. Kuhn a General Partner of the Kuhn Co., A Kansas general partnership.

Sherry A. Bonewitz  
Notary Public  
My appointment expires: 6-15-12



ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

RECOMMENDED:

BOARD OF COUNTY COMMISSIONERS  
OF SEDGWICK COUNTY, KANSAS

\_\_\_\_\_  
DAVID C. SPEARS, P.E., DIRECTOR,  
PUBLIC WORKS/COUNTY ENGINEER

\_\_\_\_\_  
TIM R. NORTON, CHAIRMAN  
SECOND DISTRICT

APPROVED AS TO FORM:

ATTEST:

Robert W. Parnacott  
ROBERT W. PARNACOTT, ASSISTANT  
COUNTY COUNSELOR

\_\_\_\_\_  
KELLY B. ARNOLD, COUNTY CLERK

## EXHIBIT A

This exhibit becomes part of the original Permanent Drainage Agreement between KUHN CO., a Kansas a general partnership and the Board of County Commissioners of Sedgwick County dated February 23, 2012.

Sedgwick County will leave approximately 3,000 cubic yards of fill dirt on the property for use by the owner to build a drive and install a culvert. He requests no sandy soil.

There is currently a wheat crop planted on the property. It is being farmed by tenant farmer Greg Rau, 13901 E. 47<sup>th</sup> South, Derby, KS, 67037. The price for the wheat will be paid at the going price of wheat when it is harvested in mid-June or early July. Mr. Rau will notify the county once the wheat has been harvested. Mr. Rau will be paid for the wheat growing in the easements and one half acre of wheat where the dirt will be piled.