

## PERCENT BASED CONSERVATION PRACTICE ASSISTANCE CONTRACT

### General Information

<b>Organization:</b> Le Sueur Soil and Water Conservation District	<b>Contract Number:</b> CWF-MDM-17-40-01	<b>Other state or non-State funds?</b> <input checked="" type="checkbox"/> YES <input type="checkbox"/> No	<b>Amendment</b> <input type="checkbox"/> <b>Board Meeting Date(s):</b>	<b>Canceled</b> <input type="checkbox"/> <b>Board Meeting Date(s):</b>
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\*If contract amended, attach amendment form(s) to this contract.

### Applicant

<b>Land Occupier Name</b> Le Sueur County Drainage Authority Darrell Pettis	<b>Address</b> 88 South Park Avenue	<b>City/State</b> Le Center	<b>Zip Code</b> 56057
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\*If a group contract, this must be filed and signed by the group spokesperson as designated in the group agreement and the group agreement attached to this form.

### Conservation Practice Location

<b>Township Name:</b> Montgomery	<b>Township No.:</b> 111	<b>Range No.:</b> 23	<b>Section No.:</b> 35	<b>Section No.:</b> 1/4, 1/4 W1/2 of SW1/4
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### Contract Information

I (we), the undersigned, do hereby request cost share assistance to help defray the cost of installing the following practice(s) listed on the second page of this contract. It is understood that:

1. The land occupier is responsible for full establishment, operation, and maintenance of all practices and upland treatment criteria applied under this program to ensure that the conservation objective of the practice is met and the effective life, a minimum of 10 years, is achieved. The specific operation and maintenance requirements for the conservation practice listed are described in the operation and maintenance plan prepared for this contract by the technical assistance provider.
2. Should the land occupier fail to maintain the practice during its effective life, the land occupier is liable to the State of Minnesota for the amount up to 150% of the amount of financial assistance received to install and establish the practice unless the failure was caused by reasons beyond the land occupier's control, or if conservation practices are applied at the land occupier's expense that provide equivalent protection of the soil and water resources.
3. If title to this land is transferred to another party before expiration of the aforementioned life, it shall be the responsibility of the land occupier who signed this contract to advise the new owner that this contract is in force and to notify other parties to the contract of the transfer.
4. Practice(s) must be planned and installed in accordance with technical standards and specifications of the:

NRCS Tech. Guide

5. Increases in the practice units or cost must be approved by the organization board through amendment of this contract as a condition to increase the cost-share payments.
6. This contract, when approved by the organization board or council, will remain in effect unless canceled or amended by mutual agreement, except where installations of practices covered by this contract have not been installed by 12/2019, this contract will be automatically terminated on that date.
7. Items of cost for which reimbursement is claimed are to be supported by invoices/receipts for payments and will be verified by the organization board as practical and reasonable. The invoices must include the name of the vendor; materials, labor or equipment used; the component unit costs and the dates the work was performed. The organization board has the authority to make adjustments to the costs submitted for reimbursement.

### Applicant Signatures

The land occupier's signature indicates agreement to:

1. Grant the organization's representative(s) access to the parcel where the conservation practice will be located.
2. Obtain all permits required in conjunction with the installation and establishment of the practice prior to starting construction of the practice.
3. Be responsible for the operation and maintenance of conservation practices applied under this program in accordance with an operation and maintenance plan prepared by the technical assistance provider.
4. Not accept cost-share funds, from state sources in excess of 75.0%, or state and federal sources that when combined are in excess of 0.0% of the total cost to establish the conservation practice.
5. To provide copies of all forms and contracts pertinent to any other state or non-state programs that are contributing funds toward this project.

Date 6/11/18	Land Occupier Dunn P - Co. Administrator
Date 6/11/18	Landowner, if different from applicant Francis J Budin
	Address, if different from applicant information: 39445 151 <sup>ST</sup> AVE MONTGOMERY MN 56069

**Conservation Practice**

The primary practice for which cost-share is requested is: 657

Eligible Component Standards & Names  Storage and Treatment Wetland	Engineered Practice: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Total Project Cost Estimate  \$48,598.00
	Ecological Practice: <input type="checkbox"/> YES <input type="checkbox"/> NO	

**Technical Assessment and Cost Estimate**

I have the appropriate technical expertise and have reviewed the site where the above-listed practice is to be installed and find it is needed and that the estimated quantities and costs are practical and reasonable.

Date 6/11/18	Technical Assistance Provider Angela T. Jones
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**Amount Authorized for Financial Assistance**

The organization board or council has authorized the following for financial assistance, total not to exceed 75.0% of the total cost to establish the conservation practice.

Amount	Program Name	Fiscal Year
\$36,448.50	MDM/GBERBA	17

Board Meeting 6/12/2018	Authorized Signature 	Total Amount Authorized \$36,448.50
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## AMENDMENT TO CONSERVATION PRACTICE ASSISTANCE CONTRACT

Organization Le Sueur Soil and Water Conservation District	Contract Number CWF-MDM-17-40-01	Amendment Number LSC-Amend_19-02  Board meeting date: <u>12/12/2019</u>	Amendment Type Date: <input checked="" type="checkbox"/> Amount: <input type="checkbox"/> Land Occupier: <input type="checkbox"/> Practice: <input type="checkbox"/> Other: <input type="checkbox"/>
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Amendment requests that are received outside the executed State grant agreement date, outside the contract practice install date, or grant program policies BWSR staff must be consulted and a grant agreement amendment may be required.

State Grant Agreement Expiration Date: 12/31/20    Original Contract Install Date: 12/1/19

Amended Contract Install Date (if applicable): 12/31/20

Original Total Amount Authorized: \$36,448.50                      Amended Total Amount Authorized: \$50,000.00

The parties whose names are signed below hereby agree that the above-referenced Conservation Practice Assistance Contract is amended as follows:

**IT IS AGREED THAT:** The grant expiration date has been extended from 12/31/2019 to 12/31/2020. So the project is being amended to extend the contract from 12/31/19 to 12/1/2020.

The original contract, as numbered, shall remain in full force and effect, except for those changes made necessary by this amendment.

This amendment is to take effect on the date of the last signature hereto.

Date <u>12/12/2019</u>	Land Occupier <i>Francis J. Budin</i>
Date <u>12/12/2019</u>	Landowner, if different from applicant <i>Dan R</i>

**Technical Assessment and Cost Estimate**

I have viewed the site where the above listed are to be installed and find that they are needed, and that the amended estimated quantities, costs or completion date described above are practical and reasonable.

Date <u>11/25/19</u>	Technical Assistance Provider <i>Ryan T. Jones</i>
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**Organization Approval**

Board Meeting Date <u>12-12, 19</u>	Authorized Signature <i>Jim Frank</i>
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**\*Attach this form to the Conservation Practice Assistance Contract**

# AMENDMENT TO CONSERVATION PRACTICE ASSISTANCE CONTRACT

Organization Le Sueur Soil and Water Conservation District	Contract Number CWF-MDM-17-40-01	Amendment Number LSC-Amend-19-01  Board meeting date: <u>5-14, 2019</u>	Amendment Type Date: <input type="checkbox"/> Amount: <input checked="" type="checkbox"/> Land Occupier: <input type="checkbox"/> Practice: <input type="checkbox"/> Other: <input type="checkbox"/>
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Amendment requests that are received outside the executed State grant agreement date, outside the contract practice install date, or grant program policies BWSR staff must be consulted and a grant agreement amendment may be required.

State Grant Agreement Expiration Date: 12/31/19    Original Contract Install Date: 12/1/19

Amended Contract Install Date (if applicable): 12/31/19

Original Total Amount Authorized: \$36,448.50                      Amended Total Amount Authorized: \$50,000.00

The parties whose names are signed below hereby agree that the above-referenced Conservation Practice Assistance Contract is amended as follows:

**IT IS AGREED THAT:** The original cost estimate from June 2018 only included construction cost. One of the requirements for Storage and Treatment Wetlands is an easement to be held with the county ditch authority. Easement costs and updated design estimates have increased the project overall to: \$75,195. The breakdown between the construction estimate is: \$54,564, and Estimated easement value for 5.53 acres is: \$20,631.

This amendment is to increase the cost share from \$36,448.50 to the max cost share of \$50,000.

The original contract, as numbered, shall remain in full force and effect, except for those changes made necessary by this amendment.

This amendment is to take effect on the date of the last signature hereto.

Date	Land Occupier
4/17/19	D R Co ADMINISTRATION
Date	Landowner, if different from applicant
4/17/19	Francis J. Burdin

**Technical Assessment and Cost Estimate**

I have viewed the site where the above listed are to be installed and find that they are needed, and that the amended estimated quantities, costs or completion date described above are practical and reasonable.

Date	Technical Assistance Provider
4/24/19	Ryan T. Jensen

**Organization Approval**

Board Meeting Date	Authorized Signature	Contract Approved by GBERBA Policy/Exec Board <u>[Signature]</u> 5-10-19
5-14, 19	<u>[Signature]</u>	Contract Approved by GBERBA Technical Committee <u>[Signature]</u> 4-24-19

\*Attach this form to the Conservation Practice Assistance Contract