

AMENDED ITEMS—SEPTEMBER 16, 2013

CONSENT AGENDA:

d. Quit claim deed for easement right-of-way

SUGGESTED MOTION:

Move to authorize the chairman to sign a quit claim deed to convey an easement right-of-way to Butler Properties, Inc. located in Section 1, Mapleton Township.

REGULAR AGENDA:

2c. Road Department contract

SUGGESTED MOTION:

Move to authorize the chairman sign a contract with Key Contracting Inc. for concrete surfacing and incidentals of the south and west parking lot areas at the Highway Department.

4a. State Water Commission payment to City of Fargo

SUGGESTED MOTION:

Move to authorize the chairman to sign the approval letter for the State Water Commission to distribute funds in the amount of \$655,960 to the City of Fargo pursuant to the terms and conditions of Senate Bill 2020.

MEMORANDUM

RECEIVED

SEP. 11 2013

CASS COUNTY COMMISSION

TO: Cass County Commission

FROM: Jason Benson, Cass County Engineer

DATE: September 10, 2013

SUBJECT: Consent Agenda Item for September 16, 2013 Board of Commissioners Meeting: Quit Claim Deed

This is a Quit Claim Deed to convey right of way adjacent to 26th Street NW to the Butler Properties Inc. This Easement was acquired during the 2003 Rail Road crossing improvement project. Butler properties have platted Butler's Eighth Addition to the City of West Fargo and have dedicated right of way.

SUGGESTED MOTION: APPROVE QUIT CLAIM DEED TO CONVEY RIGHT-OF-WAY EASEMENT IN SECTION 1, MAPLETON TOWNSHIP TO BUTLER PROPERTIES, INC.

QUIT CLAIM DEED

THIS INDENTURE, made this ___ day of ____, 2013, between Cass County, North Dakota, Grantor, and Butler Properties, Inc., a North Dakota corporation, Grantee, whose post office address is 825 28th Street South, Unit E, Fargo, ND 58103.

WITNESSETH, That the Grantor, for and in consideration of the sum of One Dollar and other good and valuable consideration to Grantor in hand paid by Grantee, the receipt whereof is hereby acknowledged, does hereby **SELL, REMISE, RELEASE, AND QUIT-CLAIM** to Grantee, its successors and assigns, **FOREVER**, all its right, title, interest, claim or demand in and to the following tract or parcel of land lying and being in the County of Cass and State of North Dakota and described as follows, to-wit:

The East 27 feet of the West 60 feet of the North 400 feet of the NW1/4SW1/4 of Section 1, Township 139 North, Range 50 West, of the 5th Principal Meridian, Cass County, North Dakota; and

Lot Three, in Block One, of Butler's Eighth Addition to the City of West Fargo.

THIS DEED WAS DELIVERED IN ACCORDANCE WITH A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS OF CASS COUNTY, NORTH DAKOTA IN ORDER TO TERMINATE ANY INTEREST IT MAY HAVE IN THE ABOVE DESCRIBED PROPERTY PURSUANT TO THAT CERTAIN RIGHT OF WAY EASEMENT DATED MAY 2, 2003, RECORDED MAY 6, 2003, AS DOCUMENT NO. 1056059.

IN WITNESS WHEREOF, The Grantor has hereunto set its hand the day and year first above written.

CASS COUNTY, NORTH DAKOTA

By: _____
Vern Bennett, Chairman
Cass County Commission

STATE OF NORTH DAKOTA)
)SS
COUNTY OF CASS)

The foregoing instrument was acknowledged before me this ___ day of _____, 2013, by Vern Bennett, Chairman of the Board of Cass County, North Dakota, for and on behalf of the County.

Notary Public

The undersigned certifies that this conveyance is exempt from the provisions of North Dakota Century Code § 11-18-02.2 as it is a transfer by quit claim deed as enumerated in NDCC §11-18-02.2(7)(i).

Dated: _____

Authorized Agent for Grantee

This Instrument Should be Returned to:

Vogel Law Firm
218 NP Avenue
PO Box 1389
Fargo, ND 58107-1389

Exhibit 7

EX 17

140.

#1056059

RIGHT OF WAY EASEMENT
Dated May 2, 2003
Rec. May 6, 2003 at 1:26 P.M.

This Indenture, Made ** between David J. Butler, Gregory F. Butler and Gremada Industries, Inc., a corporation, Grantors, in the following shares and proportions: An undivided 20% interest in and to the whole thereof to David J. Butler; an undivided 20% interest in and to the whole thereof to Gregory F. Butler; and an undivided 60% interest in and to the whole thereof to Gremada Industries, Inc., a corporation, whether one or more, and the County of Cass, in the State of North Dakota, a municipal corporation, whose post office address is P.O. Box 2806, Fargo, North Dakota 58108-2806, Grantee;

WITNESSETH, that the said grantor for and in consideration of the sum of One Dollar and other good and valuable consideration to them in hand paid by Grantee, the receipt of which is hereby acknowledged, do by these presents, GRANT, BARGAIN, SELL and CONVEY, subject to the exceptions and reservations hereinafter set forth, unto said Grantee, and for a right-of-way for public road over and across said premises forever all that tract or parcel of land lying and being in the County of Cass, and State of North Dakota, and described as follows, to-wit:

A Permanent Easement across part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 139 North, Range 50 West, of the 5th Principal Meridian, Cass County, North Dakota described as follows: The East 27 feet of the West 60 feet of the North 400 feet. Excluding the North 100 feet of Railroad Right of Way.

Said tract contains 0.186 acres more or less, excluding all previously acquired easements.

TO HAVE AND TO HOLD THE SAME, Together with all hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said grantee, FOREVER. And the said grantor, for themselves, their heirs and assigns do covenant with the grantee, that there are well seized in fee of the land and premises aforesaid and have good right to sell and convey the same in manner and form aforesaid; that the same are free from all incumbrances, and the above granted and bargained land and premises for right of way as aforesaid, in the quiet and peaceable possession of the said Grantee, subject as aforesaid, against all persons lawfully claiming or to claim the whole or any part thereof, the said grantor will warrant and defend.

(Signed)

David J. Butler, as a 20% Share Holder

Acknowledged May 2, 2003 by David J. Butler, having an undivided 20% interest in and to the whole thereof, before Shari Arechigo, Notary Public, State of North Dakota (Notarial Seal) Commission expires Aug. 30, 2007.

(Signed)

Gregory F. Butler, as a 20% Share Holder

Acknowledged May 2, 2003 by Gregory F. Butler, having an undivided 20% interest in and to the whole thereof, before Jeanne Warner, Notary Public, State of North Dakota (Notarial Seal) Commission expires Feb. 7, 2007.

I certify that the requirement for a report or statement of full consideration paid does not apply because this deed is for one of the transactions exempted by subdivision e of subsection 6 of North Dakota Century Code Section 11-18-02.2.

Date 5/2/2003

(Signed)

Brian Busta, Agent

140--

(Signed)

Gregory F. Butler, as an officer of and for
Gremada Industries, Inc., a corporation

Acknowledged May 2, 2003 by Gregory F. Butler, as an officer of and for Gremada Industries, Inc., a corporation, before Jeanne Warner, Notary Public, State of North Dakota (Notarial Seal) Commission expires Feb. 7, 2007.

"The legal description was prepared by the Cass County Highway Department, P.I.O. Box 698, West Fargo, North Dakota 58078".

PLAT OF
BUTLER'S EIGHTH ADDITION
 TO THE CITY OF WEST FARGO,
 A REPLAT OF LOTS 1 & 2,
 BLOCK 2, BUTLER'S 4TH
 ADDITION TO THE CITY OF
 WEST FARGO; A VACATION OF
 PART OF 4TH AVENUE
 NORTHWEST; AND A PLAT OF
 PART OF THE SOUTHWEST
 QUARTER OF SECTION 1,
 TOWNSHIP 139 NORTH, RANGE
 50 WEST, CASS COUNTY,
 NORTH DAKOTA.

LEGEND

- IRON MONUMENT FOUND
- SET 5/8" X 1/8" IRON WITH YELLOW PLASTIC CAP #2050
- NOTES ARE LENGTH
- NOTES ARE RADIUS LENGTH
- LOT AREAS IN SQ. FT.
- ACCESS CONTROL

ALL UTILITY CASINGMENTS ALONG STREET R/W ARE 10' WIDE UNLESS OTHERWISE NOTED. UTILITY CASINGMENTS ALONG REAR LOT LINES ARE 10' WIDE UNLESS OTHERWISE NOTED.

GRAPHIC SCALE

(IN FEET)
 1 inch = 100 ft.

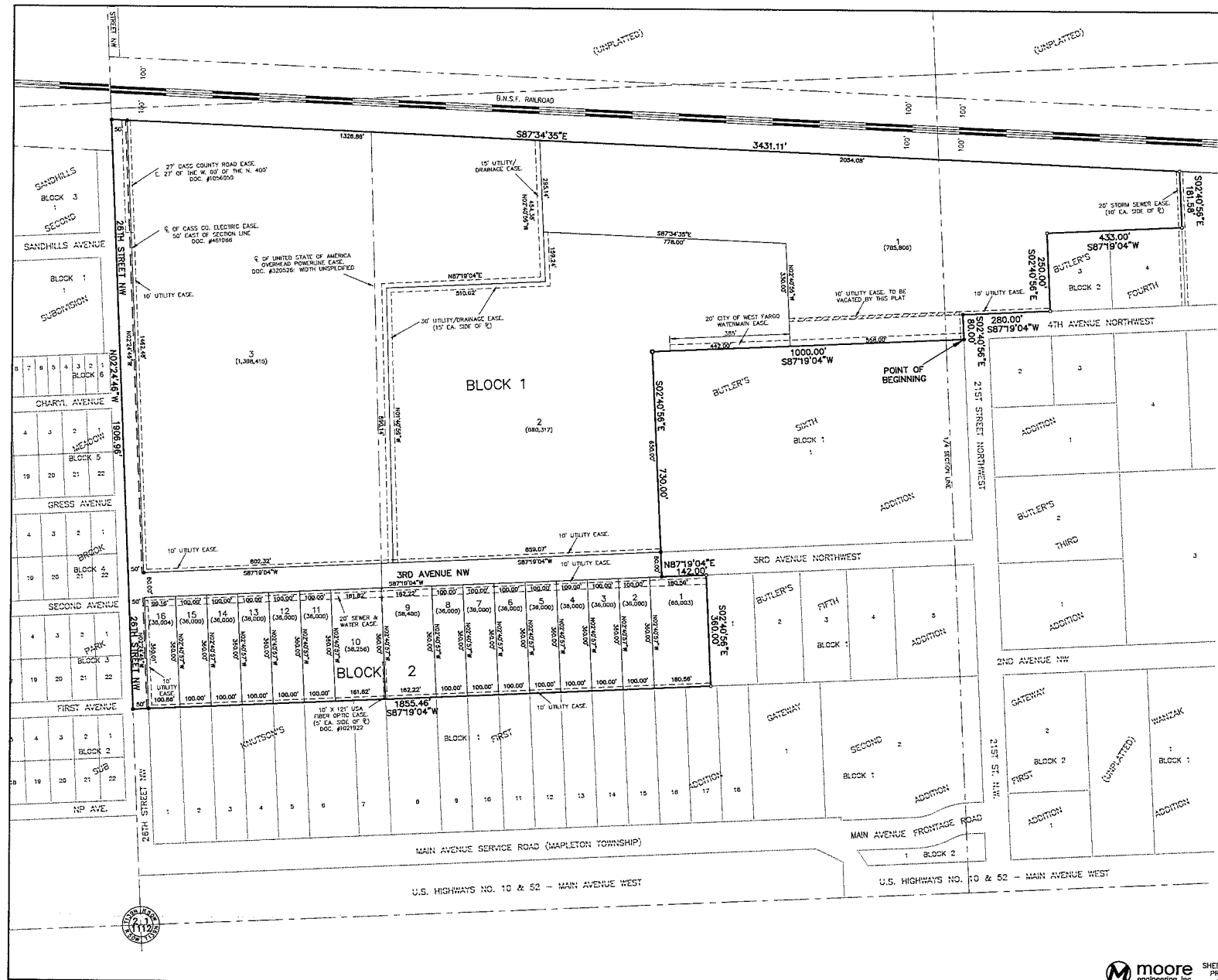
BASE OF BEARINGS: BUTLER'S SIXTH ADDITION TO THE CITY OF WEST FARGO AS RECORDED.



AUDITOR'S OFFICE
 COUNTY OF CASS, NORTH DAKOTA
 Terms and Special Assessments paid and interest accrued.
Official Seal
 Auditor Deputy

1398656
 Page: 1 of 2
 08/20/15 12:34 PM
 PLAT \$20.00

moore engineering, inc.
 SHEET 1 OF 2
 PROJ. NO. 17294



**PLAT OF
BUTLER'S EIGHTH ADDITION**
TO THE CITY OF WEST FARGO, A REPLAT OF LOTS 1 & 2, BLOCK 2,
BUTLER'S 4TH ADDITION TO THE CITY OF WEST FARGO; A VACATION OF
PART OF 4TH AVENUE NORTHWEST; AND A PLAT OF PART OF THE
SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 139 NORTH, RANGE 50
WEST, CASS COUNTY, NORTH DAKOTA.

CERTIFICATE

DAVID S. HEYER, BEING DULY SWORN, DEPOSES AND SAYS THAT HE IS THE REGISTERED LAND SURVEYOR WHO PREPARED AND MADE THE ATTACHED PLAT OF "BUTLER'S EIGHTH ADDITION TO THE CITY OF WEST FARGO, A REPLAT OF LOTS 1 & 2, BLOCK 2, BUTLER'S 4TH ADDITION TO THE CITY OF WEST FARGO; A VACATION OF PART OF 4TH AVENUE NORTHWEST; AND A PLAT OF PART OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 139 NORTH, RANGE 50 WEST, CASS COUNTY, NORTH DAKOTA; THAT SAID PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE SURVEY THEREOF; THAT ALL DISTANCES ARE CORRECTLY SHOWN ON SAID PLAT; THAT MONUMENTS HAVE BEEN PLACED IN THE GROUND AS INDICATED FOR THE GUIDANCE OF FUTURE SURVEYS AND THAT THE EXTERIOR BOUNDARY LINES OF SAID ADDITION ARE CORRECTLY DESIGNATED AND DESCRIBED AS FOLLOWS, TO WIT:

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 139 NORTH, RANGE 50 WEST, CASS COUNTY, NORTH DAKOTA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK 1, BUTLER'S SIXTH ADDITION TO THE CITY OF WEST FARGO, CASS COUNTY, NORTH DAKOTA;

THENCE SOUTH 87°19'04" WEST ALONG THE NORTH LINE OF SAID LOT 1 FOR A DISTANCE OF 1000.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 1;

THENCE SOUTH 02°40'56" EAST ALONG THE WEST LINE OF SAID LOT 1 AND THE SOUTHERLY EXTENSION THEREOF FOR A DISTANCE OF 730.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SAID 3RD AVENUE NORTHWEST IN THE CITY OF WEST FARGO;

THENCE NORTH 87°19'04" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID 3RD AVENUE NORTHWEST FOR A DISTANCE OF 142.00 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK 1, BUTLER'S FIFTH ADDITION TO THE CITY OF WEST FARGO;

THENCE SOUTH 02°40'56" EAST ALONG THE WEST LINE OF SAID LOT 1 FOR A DISTANCE OF 360.00 FEET TO A POINT ON THE NORTH LINE OF BLOCK 1, KNUTSON'S FIRST ADDITION TO THE CITY OF WEST FARGO;

THENCE SOUTH 87°19'04" WEST ALONG THE NORTH LINE OF SAID BLOCK 1 AND THE WESTERLY EXTENSION THEREOF FOR A DISTANCE OF 1,855.46 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHWEST QUARTER;

THENCE NORTH 02°24'48" WEST ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER FOR A DISTANCE OF 1,906.98 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THE BURLINGTON NORTHERN SANTA FE RAILROAD;

THENCE SOUTH 87°34'35" EAST ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID BURLINGTON NORTHERN SANTA FE RAILROAD FOR A DISTANCE OF 3,431.11 FEET TO THE NORTHEAST CORNER OF LOT 2, BLOCK 2, OF BUTLER'S FOURTH ADDITION TO THE CITY OF WEST FARGO;

THENCE SOUTH 02°40'56" EAST ALONG THE EAST LINE OF SAID LOT 2 FOR A DISTANCE OF 181.58 FEET TO THE NORTHEAST CORNER OF LOT 4 OF SAID BLOCK 2;

THENCE SOUTH 87°19'04" WEST ALONG THE NORTH LINE OF LOTS 4 AND 3, BLOCK 2, FOR A DISTANCE OF 433.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 3;

THENCE SOUTH 02°40'56" EAST ALONG THE WEST LINE OF SAID LOT 3 FOR A DISTANCE OF 250.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 3, SAID CORNER ALSO LYING ON THE NORTH RIGHT-OF-WAY LINE OF SAID 4TH AVENUE NORTHWEST IN THE CITY OF WEST FARGO;

THENCE SOUTH 87°19'04" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID 4TH AVENUE NORTHWEST FOR A DISTANCE OF 280.00 FEET TO A POINT ON THE NORTHERLY EXTENSION OF THE EAST LINE OF LOT 1, BLOCK 1, OF SAID BUTLER'S SIXTH ADDITION;

THENCE SOUTH 02°40'56" EAST ALONG THE NORTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 1 FOR A DISTANCE OF 80.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 1, THE POINT OF BEGINNING.

SAID TRACT CONTAINS 92.34 ACRES, MORE OR LESS, AND IS SUBJECT TO EASEMENTS, RESERVATIONS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD, IF ANY.

STATE OF NORTH DAKOTA)
COUNTY OF CASS)

David S. Heyer
DAVID S. HEYER
REGISTERED LAND SURVEYOR
REG. NO. 2086



STATE OF NORTH DAKOTA)
COUNTY OF CASS)

ON THIS 28th DAY OF Aug, 2013, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED DAVID S. HEYER, REGISTERED LAND SURVEYOR, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME AS HIS FREE ACT AND DEED.

Michael Sells
MICHAEL SELLS
Notary Public
State of North Dakota
My Commission Expires Oct. 1, 2016



NOTARY PUBLIC, CASS COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES: Oct 1, 2016

DEDICATION:

WE, THE UNDERSIGNED, DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE LAND DESCRIBED IN THE PLAT OF "BUTLER'S EIGHTH ADDITION TO THE CITY OF WEST FARGO, A REPLAT OF LOTS 1 & 2, BLOCK 2, BUTLER'S 4TH ADDITION TO THE CITY OF WEST FARGO; A VACATION OF PART OF 4TH AVENUE NORTHWEST; AND A PLAT OF PART OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 139 NORTH, RANGE 50 WEST, CASS COUNTY, NORTH DAKOTA; THAT WE HAVE CAUSED IT TO BE PLATTED INTO LOTS AND BLOCKS AS SHOWN BY SAID PLAT AND CERTIFICATE OF DAVID S. HEYER, REGISTERED LAND SURVEYOR, AND THAT THE DESCRIPTION AS SHOWN IN THE CERTIFICATE OF THE REGISTERED LAND SURVEYOR IS CORRECT. WE HEREBY DEDICATE ALL STREETS AND AVENUES AND ALL UTILITY, DRAINAGE, SEWER, WATER AND STORM SEWER EASEMENTS SHOWN ON SAID PLAT TO THE USE OF THE PUBLIC.

OWNER: ALL LOTS EXCEPT LOT 1, BLOCK 1:
BUTLER PROPERTIES, INC., A NORTH
DAKOTA CORPORATION

OWNER: LOT 1, BLOCK 1: CITY OF WEST FARGO

Gregory F. Butler
GREGORY F. BUTLER, ITS PRESIDENT

Rich Mattern
RICH MATTERN, PRESIDENT OF THE
WEST FARGO CITY COMMISSION

James Brownlee
JAMES BROWNLEE, CITY AUDITOR

STATE OF NORTH DAKOTA)
COUNTY OF CASS)

ON THIS 16th DAY OF August, 2013, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED GREGORY F. BUTLER, PRESIDENT, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING DEDICATION AND ACKNOWLEDGED TO ME THAT HE EXECUTED IN THE NAME OF BUTLER PROPERTIES, INC., A NORTH DAKOTA CORPORATION.

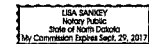
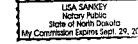
LSA SANNEY
NOTARY PUBLIC
State of North Dakota
My Commission Expires Sept. 29, 2017



STATE OF NORTH DAKOTA)
COUNTY OF CASS)

ON THIS 29th DAY OF August, 2013, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED RICH MATTERN, PRESIDENT OF THE WEST FARGO CITY COMMISSION, AND JAMES BROWNLEE, CITY AUDITOR, KNOWN TO ME TO BE THE PERSONS DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THE NAME OF THE CITY OF WEST FARGO.

LSA SANNEY
NOTARY PUBLIC
State of North Dakota
My Commission Expires Sept. 29, 2017



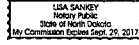
WEST FARGO PLANNING COMMISSION APPROVAL

THIS PLAT IN THE CITY OF WEST FARGO IS HEREBY APPROVED THIS 16th DAY OF Aug, 2013.

Tom McDougall
TOM McDOUGALL, CHAIRMAN
STATE OF NORTH DAKOTA)
COUNTY OF CASS)

ON THIS 28th DAY OF August, 2013, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE PERSONALLY APPEARED TOM McDOUGALL, CHAIRMAN OF THE WEST FARGO PLANNING COMMISSION, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN THE NAME OF THE WEST FARGO PLANNING COMMISSION.

LSA SANNEY
NOTARY PUBLIC
State of North Dakota
My Commission Expires Sept. 29, 2017



WEST FARGO CITY COMMISSION APPROVAL

THIS PLAT IN THE CITY OF WEST FARGO IS HEREBY APPROVED THIS 19th DAY OF August, 2013.

Rich Mattern
RICH MATTERN, PRESIDENT OF THE WEST FARGO CITY COMMISSION
STATE OF NORTH DAKOTA)
COUNTY OF CASS)

James Brownlee
JAMES BROWNLEE, CITY AUDITOR

ON THIS 28th DAY OF August, 2013, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED RICH MATTERN, PRESIDENT OF THE WEST FARGO CITY COMMISSION, AND JAMES BROWNLEE, CITY AUDITOR, KNOWN TO ME TO BE THE PERSONS DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THE NAME OF THE CITY OF WEST FARGO.

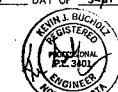
LSA SANNEY
NOTARY PUBLIC
State of North Dakota
My Commission Expires Sept. 29, 2017



CITY ENGINEER'S APPROVAL:

THIS PLAT IN THE CITY OF FARGO IS HEREBY APPROVED THIS 19th DAY OF Sept, 2013.

Kevin J. Bucholz
KEVIN J. BUCHOLZ, CITY ENGINEER



ON THIS 4 DAY OF Sept, 2013, BEFORE ME A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED KEVIN J. BUCHOLZ, CITY ENGINEER, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME AS HIS FREE ACT AND DEED.

Michael Sells
NOTARY PUBLIC, CASS COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES: Oct 1, 2016



1398656
Page: 2 of 2
9/2/2013 12:34 PM
PLAT 328300

RECORDING OFFICE, CASS COUNTY, ND
CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE.
ANGELA JONES, COUNTY RECORDS
by *Teresa A. Kelly*, Dep. 1398656
Remotely Notarized





RECEIVED

SEP 13 2013

MEMORANDUM

CASS COUNTY COMMISSION

**Highway
Department**

Jason Benson, P.E.
County Engineer

Richard S. Sieg
Superintendent

Thomas B. Soucy, P.E.
Design and Construction
Engineer

TO: Cass County Commission

FROM: Jason Benson, Cass County Engineer *JMB*

DATE: September 12, 2013

SUBJECT: Consent Agenda Item for September 16, 2013 Commission Meeting: Concrete Surfacing and Incidentals, Cass County Project MS1302

Attached is a contract with Key Contracting, Inc. which includes concrete surfacing and incidentals on the west end of Cass County Highway Dept. parking lot with the option bid to include concrete surfacing and incidentals on the south end of the Cass County Highway Dept. parking lot.

SUGGESTED MOTION: Authorize Chair to sign the contract.

1201 Main Avenue West
West Fargo, North Dakota
58078-1301

701-298-2370
Fax: 701-298-2395

CONTRACT APPROVAL REQUEST

COMPANY REQUESTING CONTRACT: Key Contracting, Inc., 245 7th Ave NE
West Fargo, ND 58078

DATE OF EXPECTED RETURN
TO THE COMMISSION OFFICE:

DATE OF REQUEST: September 12, 2013 September 16, 2013

DEPARTMENT HEAD REQUESTING SIGNATURE: *Jason Benson, 298-2372*
STATES ATTORNEY SIGNATURE: _____

STATES ATTORNEY COMMENTS: _____

PORTFOLIO COMMISSIONER SIGNATURE:

NOTE: Requests for bids for the Concrete Surfacing and Incidentals for the west and south end of the parking lot located at the Cass County Highway Dept., were opened on September 12, 2013. The Engineers estimate was \$359,892.00. Plans were purchased but no bid received from: Valley Grading, Inc.; Northern Improvement Company; Kaufman Construction. The bid received is as follows:

Key Contracting, Inc. (west end)	\$114,567.50
Option Bid (south end)	\$133,294.50
Total bid	\$247,862.00

SUGGESTED MOTION: AUTHORIZE CHAIRMAN TO SIGN CONTRACT WITH KEY CONTRACTING, ING. FOR THE TOTAL BID FOR CONCRETE SURFACING AND INCIDENTALS, SUBJECT TO STATE'S ATTORNEYS APPROVAL.

**CASS COUNTY HIGHWAY DEPARTMENT
CONTRACT**

This agreement made and entered into by Cass County, North Dakota, party of the first part, and Key Contracting, Inc., 245 7th Ave NE, West Fargo, ND 58078 party of the second part (hereinafter called Contractor), WITNESSETH:

1. That for and in consideration of the payments to be made by the party of the first part, the contractor promises and agrees to furnish and deliver all labor, equipment, and materials, and to pay or cause to be paid as they become due, all claims for any work, labor, materials, equipment, including equipment rental or repair, and other supplies or insurance premiums, all of which are attributable to or utilized in and about the improvement and construction of Project MS1302. In accordance and in conformity with the provisions of this contract, the project proposal, the standard specification, supplemental specifications, special provisions, and all of which are hereby made a part of this agreement as fully and to the same effect as if the same had been set forth in the body of this agreement. References in the Standard Specifications for Road and Bridge Construction, 2008 edition, to the North Dakota Department of Transportation or Department must be construed as referring to the owner. Likewise, a reference by the same works to engineer or director must be construed as referring to the owner of the project.

2. The party of the first part agrees and promises to pay to the Contractor for said work, when completed and accepted in accordance with the provisions of this contract, the price set forth in the said proposal, amounting approximately to Two Hundred Forty-Seven Thousand, Eight Hundred Sixty-Two and 00/100 (\$247,862.00) payments to be made as provided in said specifications upon presentation of the proper certificates of the County Engineer, or his representatives, and under the terms of this contract.

3. The said work shall be done in accordance with the terms of this contract, and the laws of the State of North Dakota, under direct supervision and to the entire satisfaction of the County Highway Department, subject at all times to the inspection and approval of the engineer.

4. The decision of the engineer upon questions connected with the execution of this agreement or any failure or delay in the prosecution of the work by the Contractor shall be final and conclusive.

5. In the employment of labor, other things being equal, preference shall be given to honorably discharged Veterans of the Armed Forces, and bona fide North Dakota residents, as determined by NDCC Section 43-07-20.

6. The Contractor shall begin construction work when so ordered by the Cass County Highway Department and shall maintain at all times thereon a maximum and efficient working force necessary to complete the work within the time established by this contract.

IN WITNESS THEREOF, the parties to this contract have set their hands and seal this _____ day of _____ 2013.

CASS COUNTY NORTH DAKOTA

Chairman, Cass County Board of Commissioners

Contractor

WITNESS TO CONTRACTOR'S SIGNATURE

By _____

Title _____

**Cass County Highway Department
Contract Bond**

Project No. MS1302

KNOW ALL MEN BY THESE PRESENTS, that we Key Contracting, Inc., 245 7th Ave NE, West Fargo, ND 58078
NAME AND ADDRESS OF SURETY

as surety, are held and firmly bound unto Cass County, North Dakota, as owner in the penal sum of Two Hundred Forty-Seven Thousand, Eight Hundred Sixty-Two and 00/100 (\$247,862.00) for the use of the owner and also for the use of any person having any lawful claim against the principal or any subcontractor on account of labor or supplies or materials as set forth in the conditions hereof; for the payment of which well and truly to be made we jointly and severally bind ourselves, and each of our heirs, executors, administrators, and successors, firmly by these presents.

WHEREAS, said principal has entered into a written contract with the owner for: _____

MS1302 Concrete Surfacing and Incidentals for parking lot located at the Cass County Highway Dept. in Cass County, North Dakota, which contract and incorporated plans and specifications are by this reference made a part hereof, and are hereinafter referred to as the contract.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS THAT if the principal shall: (1) perform all the terms, covenants and conditions of said contract; (2) protect the owner against any loss or damage from any cause arising out of said contract; (3) pay or cause to be paid all bills and claims against the principal or any subcontractor on account of labor or services performed and all materials, equipment or supplies furnished, whether directly or indirectly arising out of the performance of said contract; (4) pay all insurance premiums and all items for which payment under the terms of the contract is to be made or guaranteed by the principal; (5) have made or will make, prior to the commencement of any work by the principal or any subcontractor under such contract, full and true report to the Worker's Compensation Bureau of the payroll expenditures for the employees to be engaged in such work, and that the principal has paid, or will pay, the premium thereon prior to the commencement of such work; (6) pay or cause to be paid all contributions due to the Unemployment Compensation Division; and (7) pay or cause to be paid any and all taxes that may be assessed or levied or to be a charge against such contractor or any subcontractor under such contract by the state or any of its subdivisions; then this obligation shall be null and void; otherwise it will remain in full force and effect.

And the said surety hereby stipulates and agrees that any change, extension, alteration, deduction or addition, with or without notice to the surety, in or to the terms of said contract or the plans or the specifications accompanying the same as provided for therein, shall not in anywise affect the obligation and liability of said surety on this bond.

SIGNED and SEALED this _____ day of _____ 2013.

(SEAL OF PRINCIPAL)

PRINCIPAL

By: _____

Title: _____

SURETY

COMPLETE MAILING ADDRESS

(SEAL OF SURETY)

By: _____

Title: _____

COMPLETE MAILING ADDRESS

IMPORTANT NOTICE

An individual doing business under a firm name must give both names, and the individual shall designate himself as sole owner.

If a partnership, so state, and at least one member of such partnership must sign.

If a corporation, the full corporate name must be used and the execution must be by an officer of the corporation.

Any other person executing for the principal or surety must attach a power of attorney.

**NOTICE TO SURETY
Section 26.1-03-01, N.D.C.C. Provides:**

"Limitation on risks acceptable by company. An insurance company transacting an insurance business in this state may not expose itself to loss on any one risk or hazard to an amount exceeding ten percent of its paid-up capital and surplus if a stock company, or ten percent of its surplus if a mutual company, unless the excess is reinsured."

If excess reinsurance agreements are required on this bond, an affidavit executed by an officer of the surety shall be attached, stating that such reinsurance agreements have been entered into and are in effect at the time the bond is executed, giving the name and address of all companies with whom such agreements have been entered, and that copies of such reinsurance agreements will be furnished to the North Dakota commissioner of insurance.

ACKNOWLEDGMENT OF PRINCIPAL

State of _____

ss.

County of _____

On this _____ day of _____ 2013, before me a notary public in and for the state of _____, personally appeared _____, known to me to be _____ (title) of the principal described in the within instrument and who executed the same and acknowledged to me that the same was executed for and on behalf of said principal.

Notary Public, State of _____

(Notary Public must print or type name here.)

(NOTARY SEAL)

My Commission expires _____

ACKNOWLEDGMENT OF SURETY

State of _____

ss.

County of _____

On this _____ day of _____, 2013, before me a notary public in and for the state of _____, personally appeared _____, known to me to be _____ (title) of the surety described in the within instrument and who executed the same and acknowledged to me that the same was executed for and on behalf of said surety.

Notary Public, State of _____

(Notary Public must print or type name here.)

(NOTARY SEAL)

My commission expires _____

Approved as to form this _____ day of _____ 2013.

Cass County States Attorney

Approved by owner this _____ day of _____ 2013.

By _____
Chairman, Cass County Board of Commissioners



Finance Office

P.O. Box 2083
200 3rd Street North
Fargo, North Dakota 58107-2083
Phone: 701-241-1333
Fax: 701-241-1526

RECEIVED

SEP. 13 2013

CASS COUNTY COMMISSION

September 13, 2013

Dave Laschkewitsch
North Dakota State Water Commission
900 East Boulevard Avenue, Dept 770
Bismarck, ND 58505-0850

Dear Dave,

The City of Fargo is submitting eligible costs for reimbursement request # 20 pursuant to the terms and conditions of Senate Bill 2020. These costs are summarized in the attached cost summaries and are supported by detailed disbursement records included within this submission. This submission represents costs incurred from August 1, 2013 through August 31, 2013.

The total amount of claim for reimbursement is \$655,960.

In accordance with our previous discussions and clarification of matching requirements, we certify that \$37.28 million has been expended on the acquisition of homes and that these costs are eligible for the local matching share requirements of SB 2020. Records relating to these costs are on file with the City of Fargo in the Office of the City Auditor.

The Cass County Commission and the Cass County Joint Water Resource Board have approved our request for funds as required in SB 2020. Copies of their approval letters are included.

If you have any questions relating to our request, please contact me directly.

Sincerely,

A handwritten signature in black ink that reads "Kent Costin".

Kent Costin
Director of Finance

Required Local Approvals:

Cass County Commission

Cass County Joint Water Resource Dist.

City of Fargo
 State Water Commission Funds Reimbursement Worksheet
 Fargo Flood Control Project Costs

Time Period for This Request: August 1, 2013 - August 31, 2013

Drawdown Request No: 20	
Requested Amount:	\$ 641,260
Total Funds Expended This Period:	\$ 727,318
Total Funds Requested at 100% Match	555,202
Remaining Funds Requested at 50% Match	172,117
SB 2020 Matching Requirements	50%
Total Funds Requested at 50% Match	\$ 86,058
Correct Payment Request #17:	
Expense requested at 50% should have been requested at 100%	\$ 14,700
Total Funds Requested:	\$ 655,960

STATE AID SUMMARY:	
Summary of State Funds Appropriated	
Appropriations from 2009 Legislative Session	\$ 45,000,000
Appropriations from 2011 Legislative Session	30,000,000
Appropriations from 2013 Legislative Session	100,000,000
Total State Funds Appropriated	\$ 175,000,000
Less: Payment # 1 July, 2011	(8,526,912)
Less: Payment # 2 October, 2011	(7,430,957)
Less: Payment #3 December, 2011	(5,223,613)
Less: Payment #4 December, 2011 Final Reconciliation	(4,258,936)
Less: Payment #5 Feasibility Study	(3,842,830)
Less: Payment #6 April 2012	(1,198,923)
Less: Payment #7 June 2012	(469,615)
Less: Payment #8 July 2012	(44,877)
Less: Payment #9 August 2012	(537,633)
Less: Payment #10 September 2012	(670,802)
Less: Payment #11 October 2012	(1,223,235)
Less: Payment #12 November 2012	(1,047,164)
Less: Payment #13 December 2012	(1,105,306)
Less: Payment #14 January 2013	(104,102)
Less: Payment #15 February 2013	(45,225)
Less: Payment #16 March 2013	(178,581)
Less: Payment #17 May 2013	(1,404,041)
Less: Payment #18 June 2013	(946,908)
Less: Cass County Payment #1	(136,039)
Less: Payment #19 July 2013	(1,311,714)
Less: Payment #20 August 2013	(655,960)
Total Funds Reimbursed	\$ (40,363,373)
Total State Fund Balances Remaining	\$ 134,636,627

LOCAL MATCHING FUNDS SUMMARY:		
City of Fargo Matching Funds Expended To Date	\$	36,991,188
Cass County Matching Funds Expended To Date		291,500
Total Matching Funds Expended To Date	\$	37,282,688
Less: Match Used on Payment # 1		(8,526,912)
Less: Match Used on Payment # 2		(7,430,957)
Less: Match Used on Payment #3		(5,223,613)
Less: Match Used on Payment #4		(2,498,622)
Less: Match Used on Payment #6		(304,994)
Less: Match Used on Payment #11		(1,103,464)
Less: Match Used on Payment #12		(965,111)
Less: Match Used on Payment #12 - Overpayment Correction		7,183
Less: Match Used on Payment #13		(442,495)
Less: Match Used on Payment #16		(88,600)
Less: Match Used on Payment #17		(1,070,565)
Less: Match Used on Payment #17 - Sept 2013 Correction		(29,401)
Less: Match Used on Payment #18		(903,359)
Less: Match used on Cass County Payment #1		(136,039)
Less: Match Used on Payment #19		(1,219,200)
Less: Match Used on Payment #20		(555,202)
Balance of Local Matching Funds Available	\$	6,791,337

Fund 465 - 2009 Sales Tax Authorization

City of Fargo, North Dakota
Schedule of Permanent Levee Construction Eligible for State of North Dakota Funding
Period 8/1/2013 - 8/31/2013

Check Start Date: 8/1/2013
 Check End Date: 9/4/2013

Project Number	Account Number	Project Description	Description 1	Transaction Amount	Check Number	Check Date	Vendor Name
590200	465-3535-510.33-05	ENG SERV AGREE flood stdy	MICKELSON FIELD COMP PLAN	8,866.29	242237	8/21/2013	HOUSTON ENGINEERING INC
Total Project #590200				8,866.29			
594900	465-3535-510.33-05	FLOOD PROT-Timberline	TIMBERLINE ADDN FLOOD	3,806.69	242237	8/21/2013	HOUSTON ENGINEERING INC
Total Project #594900				3,806.69			
595800	465-3535-510.33-05	ENG SERV AGREE flood stdy	ROSE CREEK FLOOD CONTROL	19,102.05	242318	8/21/2013	ULTEIG ENGINEERS INC
Total Project #595800				19,102.05			
596200	465-3535-510.33-05	DR 27 IMP OAK CRK COPPER	DRAIN 27 AVE S-25 ST S	20,299.64	242237	8/21/2013	HOUSTON ENGINEERING INC
Total Project #596200				20,299.64			
604300	465-3535-510.33-05	DIKE CONST River Villi	RIVER VILI FLOOD PROTECT	21,568.53	242428	8/28/2013	KADRMAS LEE & JACKSON INC
	465-3535-510.33-05	DIKE CONST River Villi	RIVER VILI FLOOD PROTECT	599.42	242569	9/4/2013	KADRMAS LEE & JACKSON INC
Total Project #604300				22,167.95			
615300	465-3535-510.33-05	ENG SERV AGREE LEVY ACCRD	4 ST & WASTE POND LEVEE	40,586.01	242418	8/28/2013	HOUSTON ENGINEERING INC
	465-3535-510.33-05	ENG SERV AGREE LEVY ACCRD	Remove amount over SWC 10% admin Cap	(1,945.96)	242415	8/28/2013	HOUSTON ENGINEERING INC
Total Project #615300				38,640.05			
TOTAL DISBURSED IN PERIOD				\$ 112,882.67			

+ 59,234.00 - Fund 465 Land Cost
\$ 172,116.67 - Total Fund 465 Expense

\$ 172,116.67 - Total Fund 465 Expense
+ 555,201.75 - Total Fund 460 Expense
\$ 727,318.42 - Total Expense for Period

Fund 460 - 2013 Sales Tax Authorization

City of Fargo, North Dakota
Schedule of Permanent Levee Construction Eligible for State of North Dakota Funding
Period 8/1/2013 - 8/31/2013

Check Start Date: 8/1/2013
 Check End Date: 9/4/2013

Project Number	Account Number	Project Description	Description 1	Transaction Amount	Check Number	Check Date	Vendor Name
595803	460-3530-510.73-52	DIKE CONST N ROSE CREEK	PAY #1, PROJ #5958-03	413,968.00	242544	9/4/2013	INDUSTRIAL CONTRACT SERVICES INC
Total Project #595803				413,968.00			
617202	460-3530-510.73-20	DEMO LEVEE CONST-Oakcreek	DEMOLITION LEVEE CONST	69,933.75	242409	8/28/2013	H & S CONTRACTING INC
Total Project #617202				69,933.75			
TOTAL DISBURSED IN PERIOD				483,901.75			

+ 71,300.00 - Fund 460 Land Cost
\$ 555,201.75 - Total Fund 460 Expense

Fund 465 - 2009 Sales Tax Authorization

City of Fargo, North Dakota
Schedule of Permanent Levee Construction Eligible for State of North Dakota Funding
Period 8/1/2013 - 8/31/2013

Check Start Date: 8/1/2013
 Check End Date: 9/4/2013

Account Number	Project Number	Project Description	Description 1	Transaction Amount	Check Number	Check Date	Vendor Name
465-3535-510.33-05	590200	ENG SERV AGREE flood stdy	MICKELSON FIELD COMP PLAN	8,866.29	242237	8/21/2013	HOUSTON ENGINEERING INC
	594900	FLOOD PROT-Timberline	TIMBERLINE ADDN FLOOD	3,806.69	242237	8/21/2013	HOUSTON ENGINEERING INC
	595800	ENG SERV AGREE flood stdy	ROSE CREEK FLOOD CONTROL	19,102.05	242318	8/21/2013	ULTEIG ENGINEERS INC
	596200	DR 27 IMP OAK CRK COPPER	DRAIN 27 AVE S-25 ST S	20,299.64	242237	8/21/2013	HOUSTON ENGINEERING INC
	604300	DIKE CONST River Villi	RIVER VILI FLOOD PROTECT	21,568.53	242428	8/28/2013	KADRMAS LEE & JACKSON INC
	604300	DIKE CONST River Villi	RIVER VILI FLOOD PROTECT	599.42	242569	9/4/2013	KADRMAS LEE & JACKSON INC
	615300	ENG SERV AGREE LEVY ACCRD	4 ST & WASTE POND LEVEE	40,586.01	242415	8/28/2013	HOUSTON ENGINEERING INC
	615300	ENG SERV AGREE LEVY ACCRD	Remove amount over SWC 10% admin Cap	(1,945.96)	242415	8/28/2013	HOUSTON ENGINEERING INC
	Total Engineering Services				\$112,882.67		
TOTAL DISBURSED IN PERIOD				\$112,882.67			

+ 59,234.00 - Fund 465 Land Cost
\$ 172,116.67 - Total Fund 465 Expense

\$ 172,116.67 - Total Fund 465 Expense
+ 555,201.75 - Total Fund 460 Expense
\$ 727,318.42 - Total Expense for Period

Fund 460 - 2013 Sales Tax Authorization

City of Fargo, North Dakota

Schedule of Permanent Levee Construction Eligible for State of North Dakota Funding

Period 8/1/2013 - 8/31/2013

Date: 9/13/2013
Check Start Date: 8/1/2013
Check End Date: 9/4/2013

Account Number	Project Number	Project Description	Description 1	Transaction Amount	Check Number	Check Date	Vendor Name
460-3530-510.73-20	617202	DEMO LEVEE CONST-Oakcreek	DEMOLITION LEVEE CONST	69,933.75	242409	8/28/2013	H & S CONTRACTING INC
Total Site Improvements				\$69,933.75			
460-3530-510.73-52	595803	DIKE CONST N ROSE CREEK	PAY #1, PROJ #5958-03	413,968.00	242544	9/4/2013	INDUSTRIAL CONTRACT SERVIC
Total Flood Control				\$413,968.00			
TOTAL DISBURSED IN PERIOD				\$483,901.75			

+ 71,300.00 - Fund 460 Land Cost
 \$ 555,201.75 - Total Fund 460 Expense

State Water Commission Funds
Summary of Costs In Support of Local Match Requirements
As of 8/31/2013

Indicates property purchased in this reporting period

PROPERTY OWNERS		PROPERTY ADDRESS	PURCHASE AMOUNT	DATE CLOSED	Fund	Eligible Land Cost Included in Closing
CLOSED - 2009						
1	Such, Ryan & Jennifer	4633 Riverwood Drive N	\$ 109,990	8/29/2009	465	\$ 43,600
2	Miller, Larry & Elizabeth	1201 49th Avenue South	178,502	9/8/2009	465	20,500
3	Houglum, Bruce & Diane	1121 49th Avenue South	245,708	9/10/2009	465	19,800
4	Thorson, Thomas & Patricia	3632 River Drive South	435,052	9/11/2009	465	76,700
5	Danz, Greg & Renee	1342 South River Road	189,127	9/14/2009	465	55,200
6	Schultz, Robert & Jeanne	1135 49th Avenue South	213,534	9/17/2009	465	18,000
7	Towers, Bruce	3626 River Drive South	289,008	9/22/2009	465	76,200
8	Koudela, Frank & Rhoda	1141 49th Avenue South	228,690	9/22/2009	465	17,500
9	Anderson, Wayne & Pamela	3610 River Drive South	303,103	10/29/2009	465	67,900
10	Albrecht, Jay & Kristy	4477 Riverwood Drive North	73,083	10/21/2009	465	49,700
11	Burd, Kim	201 Lindenwood Drive South	390,828	11/6/2009	465	39,600
12	Cleary, Tim & Marcia	42 North Terrace	92,275	10/30/2009	465	18,300
13	Cleary, Tim & Marcia	44 North Terrace	68,343	10/30/2009	465	16,400
14	Harriet B. Greving Trust	510 Southwood Drive South	367,852	10/15/2009	465	67,700
15	Hawken, Kathleen	503 Southwood Drive South	699,661	10/27/2009	465	73,500
16	Lane, Mark & Elisia	49 South Terrace	74,819	10/30/2009	465	15,300
17	Mihlbauer, George & Arlette	41 South Terrace	93,174	10/16/2009	465	15,300
18	Nguyen, Son & Yvette	618 Southwood Drive	430,574	10/21/2009	465	49,500
19	Olson, Jay & Rita	814 Southwood Drive	402,969	10/20/2009	465	59,300
20	Poilras, Steve & Sue	135 South Terrace	101,603	10/19/2009	465	13,300
21	Syverson, Shirley	1522 South River Road	153,064	10/30/2009	465	46,300
22	Nelson, Kreig	1334 South River Road	233,417	11/16/2009	465	37,300
23	Poynter, Charley	3618 River Dr. S.	540,144	12/21/2009	465	76,000
24	McCulley, James & Margo	701 Harwood Dr. S.	1,150,523	12/21/2009	465	109,800
25	Block, Terry	3602 River Drive South	341,570	2/19/2010	465	65,000
25	2009 Totals		\$ 7,406,614			\$ 1,147,700
CLOSED - 2010						
1	Dr. Nageswararao Chalasani	2130 Sterling Rose Lane	\$ 692,153	3/15/2010	465	\$ 89,500
2	Andrew L. B. Noah	233 Lindenwood Dr. S.	233,518	3/17/2010	465	44,100
3	Eull, Nicholas	1 11th Ave. N.	217,234	3/17/2010	465	31,600
4	Briggs, Wayne	517 Southwood	289,589	3/19/2010	465	59,000
5	Auwarter, Collin	1037 Oak St. N.	130,342	3/18/2010	465	15,900
6	Butler, Francis	4332 Timberline Dr. S.	651,275	3/17/2010	465	73,800
7	Hughes, Phillip	723 North River Rd.	96,347	3/22/2010	465	7,400
8	Lucero, Steven & Cheryl	17 South Terrace N	155,018	8/30/2010	465	19,900
9	Gorman, Steve & Mary	810 Southwood Drive	292,033	8/31/2010	465	74,500
10	BDH Property	33-35 South Terrace N	134,999	9/7/2010	465	13,900
11	Ormbreck, Harlan & Sharon	1330 South River Road	208,724	9/3/2010	465	43,700
12	C&L Properties, LLC	1141 48th Avenue	199,722	9/15/2010	465	105,000
13	Smith, Arron & Doreen	23 South Terrace North	170,258	9/17/2010	465	15,100
14	Baldwin, Jerry & Jill	706 Southwood Drive	452,775	9/16/2010	465	49,500
15	Sax, Dana & Cheryl	31 South Terrace North	161,536	9/29/2010	465	14,000
16	Thomas, Paula	718 Southwood Drive	306,718	9/29/2010	465	49,500
17	Heidt, Dorothy	Land	1,035	10/13/2010	465	1,035
18	Meyers, Melissa & Garzoli, Josh	37 South Terrace North	176,532	11/1/2010	465	15,300
19	Rutherford, James	Easement	400	11/3/2010	465	400
20	Anderson, Sandra	Easement	400	11/3/2010	465	400
21	Lileks, Ralph	Easement	400	11/3/2010	465	400
22	Ruhlend, David & Alison	806 Southwood Drive S	312,729	11/12/2010	465	49,500
23	Wensman, James & Janell	4602 Rose Creek Parkway S	718,473	11/10/2010	465	67,900
24	Morton, Donald & Susan	Easement	500	11/10/2010	465	500
25	Wieland, James	Easement	400	11/10/2010	465	400
26	Differding, Scott & Tracy	Easement	1,766	11/10/2010	465	1,766
27	Funfar Construction	Easement	22,867	11/10/2010	465	22,867
28	Knutson, Jennifer	Easement	29,100	11/10/2010	465	29,100
29	Knutson, Paulette & Raul	Easement	2,694	11/10/2010	465	2,694
30	Penner, Robert & Marine	Easement	29,700	11/10/2010	465	29,700
31	Wu, Hank & Kathleen	Easement	3,858	11/10/2010	465	3,858
32	Offuit, Jonathan & Marie	Easement	4,290	11/10/2010	465	4,290
33	Hedstrom, Brady	432 12th Avenue South	93,798	11/30/2010	502	15,100
34	Nissen, Aaron	434 12th Avenue South	109,422	11/30/2010	502	15,100
35	Schmit, Robert	Easement	400	12/15/2010	465	400
36	Carcoana, Claudia & Jalil Sajid	4603 Rose Creek Parkway	508,505	12/27/2010	465	55,400
36	2010 Totals		\$ 6,409,510			\$ 1,022,510
CLOSED - 2011						
1	Maier, Archie & Sharon	Easement	\$ 132,300	1/12/2011	465	\$ 132,300
2	Stearns, William	5436 11th Street South	367,269	2/18/2011	465	60,700
3	Hector, Fred	Easement	40,734	3/2/2011	465	40,734
4	Briggs, Eleanor Trustee	1100 55th Avenue South	334,927	3/2/2011	465	54,000
5	Jetvig, Chad & Camille	5430 11th Street South	393,238	3/4/2011	465	66,100
6	Lingle, Keith & Tanya	4609 Rose Creek Parkway S	473,627	3/8/2011	465	48,100
7	Laney, Dallas & Kathy	3920 River Drive South	288,787	3/10/2011	465	51,800
8	Koski, Charles & Bonnie	5442 11th Street South	337,602	3/9/2011	465	55,000
9	Goodkin, Jacqueline	1454 South River Road	203,213	3/10/2011	465	47,800
10	Ekstrom, Mary	1450 South River Road	170,619	3/14/2011	465	46,200
11	Paulsrud, Gary & Jennifer	1442 South River Road	266,208	3/15/2011	465	43,500
12	McLaughlin, Scott & Peggy	509 Southwood Drive	446,441	3/15/2011	465	59,700
13	Huth, John	3914 River Drive South	338,711	3/17/2011	465	51,800

State Water Commission Funds
Summary of Costs In Support of Local Match Requirements
As of 8/31/2013

Indicates property purchased in this reporting period

PROPERTY OWNERS	PROPERTY ADDRESS	PURCHASE AMOUNT	DATE CLOSED	Fund	Eligible Land Cost Included in Closing
14 Schlossman, Mary	1430 South River Road	484,418	3/17/2011	465	45,500
15 Vynych, John	3926 River Drive South	330,630	3/18/2011	465	60,800
16 Claffin, Christine & Courtney	1106 55th Avenue South	359,536	3/18/2011	465	46,700
17 Flaa, Mark & Kathy	1112 55th Avenue South	378,424	3/21/2011	465	45,100
18 Schlossman, Marjorie	1414 South River Road	337,709	3/22/2011	465	58,900
19 Heidt, Dorothy	1041 Oak Street North	109,290	4/1/2011	465	15,900
20 Smith, Duane & Camille	1045 Oak Street North	112,398	4/7/2011	465	15,900
21 Nelson, Paul	2853 Lilac Lane	850,915	4/11/2011	465	73,800
22 Lee, Karen	Easement	400	4/13/2011	465	400
23 Davidson, Ben	2816 64th Avenue South	178,024	4/12/2011	465	46,100
24 Gilbertson, Roger & Rebecca	515 Southwood Drive	595,426	4/20/2011	465	48,100
25 Bryan Nordhaugen	3006 64th Ave South	49,957	7/21/2011	465	45,000
26 Jonathon Hoverson	601 Harwood Drive South	626,498	9/12/2011	465	72,900
27 Douglas Johnson	619 Harwood Drive South	535,955	9/21/2011	465	66,400
28 Bryan Nordhaugen	3006 64th Ave South	304,059	9/22/2011	465	45,500
29 Zander-Natzke, Katherine	Easement	200	10/5/2011	465	200
30 Frank Racek	1130 55th Ave South	321,651	9/22/2011	465	44,100
31 Spencer Berry	1136 55th Ave South	346,632	10/12/2011	465	46,700
32 Karaz, Sammy & Louise	Easement	1,950	10/12/2011	465	1,950
33 Beare, Linda	Easement	1,950	10/12/2011	465	1,950
34 Richard Rohla	5437 12th St. South	333,558	10/20/2011	465	55,300
35 Daryl Lahre	1118 55th Ave South	278,744	10/21/2011	465	44,800
36 Martin Miller	5424 11th St. South	373,869	10/25/2011	465	69,200
37 James O'Day	Easement	34,160	10/20/2011	465	34,160
38 Steven Boe	5400 11th St. South	287,985	11/8/2011	465	44,000
39 Luanne Regan	Timberline Easement	93,556	11/15/2011	465	93,556
40 Lois Brown Trust	5418 11 St. S.	390,528	10/7/2011	465	74,500
41 Bradley Keller	1124 55th Ave S	292,835	12/15/2011	465	44,400
42 Charles Hanish	517 Harwood Drive	513,030	12/5/2011	465	60,800
43 Cameron, Todd & Colleen	Land	16,300	12/28/2011	465	16,300
44 Sunderland, Derek & Tammy	Land	4,134	12/28/2011	465	4,134
45 Mills Supply	Easement	55,717	12/29/2011	465	55,717
46 James & Linda Brown	5412 11th St S	354,569	12/30/2011	465	74,900
46 2011 Totals		\$ 12,748,682			\$ 2,211,401
CLOSED - 2012					
1 Grieger, Gerold & Marle	5406 11th St S	\$ 366,393	1/3/2012	465	\$ 61,400
2 Ulteig Engineers	3450 38th Ave S - Easement	55,993	1/6/2012	465	55,993
3 Rasmus, Brad & Kari	2134 Sterling Rose Lane - Easement	125,375	3/8/2012	465	125,375
4 Fargo Country Club	Lots 1 & 3, Block 1, Country Club 2nd	684,916	3/14/2012	465	684,916
5 Sather, Bradley & Teresa	4340 Timberline Dr S - Easement	108,000	3/19/2012	465	108,000
6 Anderson, Steven & Michele	2220 Centennial Rose Dr S - Easement	56,990	4/27/2012	465	56,990
7 Hella, Brent & Michelle	2212 Centennial Rose Dr S - Easement	77,047	4/30/2012	465	77,047
8 Lohmeier, Dean	3109 41st Ave S - Easement	20,042	6/6/2012	465	20,042
9 Shook, Robert & Susan	4126 Timberline Dr S - Easement	48,798	5/16/2012	465	48,798
10 Olig, David & Jollette	4649 Timberline Dr S - Easement	36,720	5/23/2012	465	36,720
11 Evangelical Lutheran Good Samaritan Society	4502 37th Ave S - Easement	84,693	6/20/2012	465	84,693
12 Johnson, James & Kristi	4102 Timberline Dr S - Easement	5,350	6/27/2012	465	5,350
13 Living Waters Lutheran Church	4451 & 4475 40th Ave S - Easement	131,265	6/27/2012	465	131,265
14 Koh, Robert Seinmyint	4118 Timberline Dr S - Easement	500	7/3/2012	465	500
15 Christianson, Winifred	4108 Timberline Dr S - Easement	500	7/3/2012	465	500
16 Sunderland, Don & Phyllis	2809 Lilac Lane N - Easement	39,798	8/8/2012	465	39,798
17 Daly, Chris & Mary	2849 Lilac Lane N - Easement	54,229	8/8/2012	465	54,229
18 Jorgenson, Roger & Maggie	611 Southwood Dr - Easement	7,518	9/5/2012	465	7,518
19 Porter, William	132 N Woodcrest Dr - Easement	38,234	9/19/2012	465	38,234
20 Rayl, Richard & Kimberly	4636 Timberline Dr S - Easement	9,000	9/19/2012	465	9,000
21 Hansen, John	521 Southwood Drive - Easement	19,232	9/26/2012	465	19,232
22 Traynor, Michael & Mary Beth	501 Harwood Drive South	500,939	10/10/2012	465	73,000
23 Nazareth, Villa	5300 12th St S Rear - Easement	500	10/24/2012	465	500
24 Riverview Place	5300 12th St S - Easement	500	10/24/2012	465	500
25 Vig, Brian	4469 S Oakcreek Drive	375,367	10/24/2012	465	64,400
26 Wold, Jeffrey & Joyce	4461 Oakcreek Drive	437,857	10/24/2012	465	73,300
27 Bosch, Myles & Victoria	144 North Woodcrest Dr - Easement	51,317	10/31/2012	465	51,317
28 Sornsin, Mark & Denise	601 Southwood Dr S - Easement	17,607	10/31/2012	465	17,607
29 Carik, Richard & Kathleen	4485 Oakcreek Drive S	460,828	11/7/2012	465	68,900
30 Kounovsky, Don	5052 36th Ave S - Easement	51,030	11/7/2012	465	51,030
31 Kounovsky, Richard & Delores	5202 40th Ave S - Easement	26,190	11/7/2012	465	26,190
32 Zaun, Gerald & Shirley	4481 Oakcreek Drive S	375,577	11/14/2012	465	72,200
33 Schulz, Stanley & Judith	4477 Oakcreek Drive S	503,812	11/21/2012	465	69,900
34 Kantak, Anand & Sunita	2817 Lilac Lane N - Easement	60,935	11/28/2012	465	60,935
35 Offutt, Ronald & Karen	4733, 4741, & 4749 Douglas Drive S	214,553	11/28/2012	465	214,553
x Offutt, Ronald & Karen	Refund on overpayment	(7,183)	3/20/2013	465	(7,183)
36 Grosz, David & Bonnie	4465 Oakcreek Drive S	486,691	12/6/2012	465	70,300
37 Fisher, Martin & Dianne	4489 Oakcreek Drive S	494,775	12/5/2012	465	67,900
38 Feder, Jerome & Leslie	437 Harwood Drive S	559,310	12/12/2012	465	67,300
39 Olson, Patricia	509 Harwood Drive S	498,240	12/26/2012	465	65,400
39 2012 Totals		\$ 7,079,437			\$ 2,773,648
CLOSED - 2013					
1 Rentfrow, Michael & Elizabeth	1142 55th Ave S - Easement	\$ 23,646	1/23/2013	465	\$ 23,646
2 Thom, Steven & Tara	4640 Timberline Dr - Easement	55,152	1/16/2013	465	55,152
3 Harwood, Randy & Stacie	2801 Lilac Lane N - Easement	11,478	2/6/2013	465	11,478

State Water Commission Funds
Summary of Costs In Support of Local Match Requirements
As of 8/31/2013

Indicates property purchased in this reporting period

PROPERTY OWNERS	PROPERTY ADDRESS	PURCHASE AMOUNT	DATE CLOSED	Fund	Eligible Land Cost Included in Closing	
4	Himmelberger, Thomas	1114 S 4th St	163,477	3/29/2013	460	13,100
5	Kaul, Ritchie & Patricia	4453 Oakcreek Dr S	572,115	4/5/2013	460	74,800
6	Kemmer, Kim & Denise	1834 Rose Creek Dr - Easement	200	3/5/2013	460	200
7	Axtman, Kenneth & Deneen	1936 Rose Creek Dr S - Easement	500	3/5/2013	460	500
8	Larkin Properties LLP	3834 37th Ave S - Easement	83,692	4/3/2013	465	83,692
9	Rutter, Burton & Renay	1826 Rose Creek Drive S - Easement	29,401	4/3/2013	460	29,401
10	AjitKumar, Damle & Chitra, Damle	610 Hackberry Drive	542,734	4/12/2013	460	72,400
x	AjitKumar, Damle & Chitra, Damle	610 Hackberry Drive - Additional Amount	21,600	8/15/2013	460	-
11	Leitch, John & Katherine	1830 Rose Creek Drive S - Easement	41,596	4/17/2013	460	41,596
12	Kurt, Kollman & Jill	2126 Sterling Rose Lane S - Easement	85,798	4/17/2013	460	85,798
13	Hemm, Paul	321 10th Ave S	179,499	4/23/2013	460	24,600
14	Padden, James & Carol	3656 River Drive S	301,651	4/30/2013	460	69,600
15	Forknell, Jonathan & Belinda	3726 River Drive S	441,583	5/1/2013	460	63,100
16	Hoge, Charles & Rhonda	1948 Rose Creek Drive S - Easement	63,981	5/9/2013	460	63,981
17	Kobrinsky, Nathan & Janeen	3644 River Drive S	441,217	5/9/2013	460	89,100
18	Bullinger, Michael & Peggy	2833 Lilac Lane N - Easement	45,941	5/16/2013	465	45,941
19	Sorenson, Shirley	3662 S River Drive	354,324	5/17/2013	460	68,400
20	Jacobson, Daniel & Joy	198 North Woodcrest Drive	328,264	5/17/2013	460	69,300
21	Maasjo, Bradley & Sharon	3650 S River Drive	343,566	5/21/2013	460	71,300
22	Bullis, Kristen	2118 Sterling Rose Lane S - Easement	75,734	5/29/2013	460	75,734
23	Lund, Milton & Barbara	3532 River Drive S	428,785	6/5/2013	460	60,000
24	Kruger, Steven & Darlene	4497 Oakcreek Drive S	445,496	6/10/2013	460	83,800
25	Johnson, Walter & Renee	1940 Rose Creek Dr S - Easement	46,093	6/12/2013	460	46,093
26	Helland, Mary	2114 Sterling Rose Ln S - Easement	43,717	6/12/2013	460	43,717
27	Bally, Margaret	3538 River Drive S	506,176	6/12/2013	460	83,200
28	Oenick, John & Lauralee	1944 Rose Creek Dr S - Easement	85,606	6/20/2013	460	85,606
29	Vang, Douglas & Kristi	502 Harwood Drive S	533,941	6/20/2013	460	100,600
30	Mineer, Patrick & Katherine	179 South Woodcrest Drive N	428,085	6/20/2013	460	96,500
31	Redmond, Gene & Karla	160 North Woodcrest Drive N	363,341	6/20/2013	460	49,600
32	Bertel, Erin	3830 River Drive S	515,325	6/20/2013	460	95,900
33	Carlson, Susan	1436 South River Road	297,406	6/25/2013	460	45,000
34	Opitz, James & Nancy	125 South Terrace N	149,545	6/26/2013	460	15,100
35	McDougall, Keith & LuAnn	3512 River Drive S	294,313	7/1/2013	460	72,100
36	Sampson, Jerome & Maria	3720 River Drive S	778,408	7/1/2013	460	76,200
37	Wong, Tony	3902 River Drive S	333,953	7/3/2013	460	66,400
38	Allen, Lee & Dorothy	3506 River Drive S	428,591	7/8/2013	460	73,600
39	Sunderland, Marlys	192 North Woodcrest Drive	430,901	7/18/2013	460	47,600
40	Moberg, Thomas, & Mary	3518 River Drive S	324,300	7/18/2013	460	71,200
41	Haggart, Ann	3676 River Drive S	358,988	7/18/2013	460	61,700
42	Unhjem, Mary	2122 Sterling Rose Ln S - Easement	100,990	7/18/2013	460	100,990
43	Summit Chase Homeowners Association	4330-4500 Carrie Rose Ln S - Easement	381,270	7/18/2013	460	381,270
44	Hartel, Ronald & Marilyn	720 Hackberry Drive S	458,231	7/24/2013	460	74,500
45	Hoganson, Karry & Tammy	3638 River Drive S	323,803	7/24/2013	460	117,800
46	Lundberg, Roxanne	3832 River Drive S	355,801	7/24/2013	460	59,800
47	Molony, Michael & Constance	520 Hackberry Drive S	619,373	7/31/2013	460	91,200
48	Burck, Keith & Cynthia	3702 River Drive S	301,187	7/31/2013	460	65,700
49	Butler, Gregory	3524 River Drive S	330,725	8/7/2013	460	71,300
50	Crescent Properties LLC	3834 37th Ave S - Easement	59,234	8/15/2013	465	59,234
50	2013 Totals		\$ 13,930,732			\$ 3,428,528
Total Number of Homes Acquired for Permanent Flood Control Projects					196	
Totals Homes Acquired and Land Cost Included in Acquisitions			\$ 47,574,975			\$ 10,583,787
Total Spent in Support of Local Match Requirements		\$	47,574,975			
Less: Expenses included that qualify for State Funding			(10,583,787)			
Net Local Match Funds Eligible		\$	36,991,188			

Expense boxed in red above is the expense that was requested at 50% on payment request #17 but should have been requested at 100%