

COUNTY ROAD MAINTENANCE AGREEMENT

This County Road Maintenance Agreement ("Agreement") is entered in this _____ day of _____, 20__ by and between Crawford County, Kansas (the "County") and _____ (the "Company").

RECITALS

A. WHEREAS, the Company has filed a conditional land use application with the Crawford County Zoning Department for the Landowner to construct an electric substation on 25 acres in Section 20, Township 29 South, Range 25 East approximately one-half mile east of U.S. 69 Highway.

B. WHEREAS, pursuant to County Zoning Regulations Article 9-103 B.1., the Company is required to enter into a Road Maintenance Agreement to repair damage to County roads that is caused by Company's above-referenced construction project.

NOW THEREFORE, the County and Landowner do hereby agree as follows:

AGREEMENT

1. Term. The term of this Agreement shall begin the date the conditional land use permit is issued to Company and will terminate the date the conditional land use permit expires, or is revoked.

2. Prior Documentation. Prior to commencement of construction, the Company shall meet with the County to determine the current condition of 620th Avenue beginning at 69 highway going east approximately one-half mile. The Company shall take pictures or video of the road to document current road conditions.

3. Repair. Company is hereby required to repair all damage to the public right-of way, specifically 620th Street, caused by the activities of Company, or of any agent affiliate, employee, or subcontractor of that Company, while using 620th Avenue to install, repair or maintain facilities in a public right-of-way and to return the right-of-way, to its functional equivalence before the damage pursuant to the reasonable requirements and specifications of the County. If the occupant fails to make the repairs required by the County, the County may effect those repairs and charge the Company the cost of those repairs.

IN WITNESS WHEREOF, the Parties hereto have executed
this Right of Entry on the date first written above.

COMPANY

COUNTY

Bob Kmiec