

## **EXTENSION OF AMENDMENT TO CASH FARM LEASE WITH CITY OF MINOT**

WHEREAS, in 2004 LaVerne and Kandi Mikkelson (“the Mikkelsons”) entered into a cash farm lease (“2004 Lease”) with the Livingston Family Trust regarding certain real property located near the Minot City Lagoon System in Ward County, North Dakota, wherein approximately 550 tillable acres were leased by the Mikkelsons for a period of five years, through December 31, 2009, with a renewal option for an additional five years;

WHEREAS, the Mikkelsons did renew the 2004 Lease for an additional five years and, in 2010, after the City of Minot (“City”) acquired ownership of a portion of the property leased by the Mikkelsons through the 2004 Lease, the Mikkelsons entered into an Amendment to Cash Farm Lease (“2010 Amendment”) with the City, which provided that the terms and provisions of the 2004 Lease, except as amended by the 2010 Amendment, shall remain intact through December 31, 2014;

WHEREAS, in 2014, the City and the Mikkelsons agreed to extend the expiration date of the 2004 Lease, inclusive of the 2010 Amendment, from December 31, 2014 to December 31, 2019 (2014 Amendment);

WHEREAS, the City and the Mikkelsons now desire to again extend the expiration date of the 2004 Lease, inclusive of the 2010 Amendment, from December 31, 2019 to December 31, 2024.

NOW, WHEREFORE IT IS HEREBY AGREED between the Parties in this matter, specifically, the Mikkelsons and the City, that the terms and provisions of the 2004 Lease as amended by the 2010 Amendment and 2014 Amendment SHALL BE AMENDED to extend the expiration of the Lease from December 31, 2019 to December 31, 2024.

1. LaVerne and Kandi Mikkelson and the City of Minot agree that all other terms and provisions of the 2004 Lease, as amended by the 2010 Amendment, shall remain intact, unless otherwise amended by written agreement of both Parties, through the extended date of December 31, 2024.

**IN WITNESS WHEREOF**, The parties hereto have executed this Amendment to Cash Farm Lease on the date and year indicated below.

ATTEST:

CITY OF MINOT, NORTH DAKTOA

\_\_\_\_\_  
Kelly Matalka, City Clerk

\_\_\_\_\_  
Shaun Sipma, Mayor

STATE OF NORTH DAKOTA     )  
  ) ss  
COUNTY OF WARD             )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by Shaun Sipma, Mayor for the City of Minot, North Dakota, and Kelly Matalka, City Clerk for Minot, North Dakota.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
LaVerne Mikkelson

\_\_\_\_\_  
Kandi Mikkelson

STATE OF NORTH DAKOTA     )  
  ) ss  
COUNTY OF WARD             )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by LaVerne Mikkelson and Kandi Mikkelson.

\_\_\_\_\_  
Notary Public