

**Amendment to
FARM LEASE**

THIS AGREEMENT, Made this ____ day of April, 2020, by and between the City of Marshall, a municipal corporation, Lessor, and Mortier Farms, Inc., a Minnesota Corporation under the laws of the State of Minnesota, of the County of Lyon, State of Minnesota, Lessee as follows:

Parties have previously entered into a three-year farm lease dated October 13, 2017, setting forth terms and conditions for farm rental agreement for the period of time January 1, 2018 through December 31, 2020.

Said Lessee has requested that the farm lease for the 2020 farming season be amended as five acres of rented property has been continually wet and saturated with moisture and as such cannot be farmed for the year 2020.

Tenant is requesting that five acres be eliminated from the requirement for farming and that the lease payment due in 2020 be amended accordingly.

WHEREAS, Lessee has further requested that 20% of the rent payment due and 20% of the crop received pursuant to the lease be assigned from Tenant Mortier Farms, Inc. to David Mortier.

NOW, WHEREFORE, based upon the requests set forth above Lessor, City of Marshall, Lessee Mortier Farms, Inc. and David Mortier agree as follows:

That rent due and payable in the year 2020 will be for a total of 65.38 acres at a rate of \$180.00 per acre. Total rent due upon execution of this agreement totals \$11,768.40.

That the City of Marshall, Lessor, hereby agrees to the assignment of 20% of the contract, and as such rent payment shall be due as follows:

Mortier Farms (80%)	\$9,414.72
David Mortier (20%)	<u>\$2,353.68</u>
Total	\$11,768.40

That all other terms and conditions of said original farm lease dated October 13, 2017 are hereby unchanged and do apply to all farming operations conducted in the year 2020.

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IN WITNESS WHEREOF, we have hereunto set our hands the day and year first above written.

LESSEE
Mortier Farms, Inc., a Minnesota Corporation

LESSOR
City of Marshall

By: _____
Michael C. Mortier, President

By: _____
Robert J. Byrnes, Mayor

By: _____
David Mortier, Individual

By: _____
Kyle Box, City Clerk

STATE OF MINNESOTA)
)ss
COUNTY OF LYON)

On this ____ day of April, 2020, before me, a notary public within and for said County and State, personally appeared Michael C. Mortier, President of Mortier Farms, Inc., a Minnesota Corporation under the laws of the State of Minnesota, Lessee and David Mortier, individual, Lessee.

Notarial Stamp or Seal (or other Title or Rank)

Notary Public

STATE OF MINNESOTA)
)ss
COUNTY OF LYON)

On this ____ day of April, 2020, before me, a notary public within and for said County and State, personally appeared Robert J. Byrnes, Mayor and Kyle Box, City Clerk of the City of Marshall, a municipal corporation, on behalf of the municipality, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Notarial Stamp or Seal (or other Title or Rank)

Notary Public

This Instrument Drafted by:
QUARNSTROM & DOERING, P.A.
By: Dennis H. Simpson, Marshall City Attorney
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Marshall, MN 56258
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