

PREPARED BY: City's Attorney Office
300 Sixth Street
Rapid City, SD 57701
(605) 394-4140

*OK
12-1-14*

Resolution 2016-099

State of South Dakota)
 ss.
County of Pennington) CORRECTIVE ADDENDUM TO
 RESOLUTION OF VACATION OF THE
 SECTION LINE RIGHT-OF-WAY

WHEREAS, a *Resolution of Vacation of the Section Line Right-of-Way* dated October 15, 2007 concerned a Section Line right-of-way lying in a parcel of land located in the SW1/4 of Section 22, R1N, R7E, and the NW1/4 of Section 27, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located southeast of the intersection of Sheridan Lake Road and Wildwood Drive;

WHEREAS, on November 1, 2007, the *Resolution* was filed in Book 174, Page 6567 with the Register of Deeds; and

WHEREAS, the *Resolution* incorporated an Exhibit "A" that was intended to reflect the section line right-of-way to be vacated; and

WHEREAS, the Exhibit "A" filed with the *Resolution* was an incorrect exhibit that did not describe the vacated section line right-of-way; and

WHEREAS, the City wishes to file this *Corrective Addendum to Resolution of Vacation of the Section Line Right-of-Way* to attach the proper exhibit reflecting the area of section line right-of-way that was vacated.

NOW, THEREFORE, BE IT RESOLVED, that the section line right-of-way as shown on Exhibit "A", attached hereto and incorporated herein, was vacated by signature of the Mayor and Finance Officer in 2007 and was released as public right-of-way at that time.

BE IT FURTHER RESOLVED, that to the extent that the erroneous exhibit compromised the Common Council action taken in 2007 to vacate the section line right-of-way, this Corrective Addendum ratifies and confirms the vacation of the section line right-of-way reflected in Exhibit "A" attached hereto and incorporated herein.

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are hereby authorized to take any action needed to effectuate the release of the section line right-of-way.

DATED this _____ day of _____, 2016.

CITY OF RAPID CITY

Steve Allender, Mayor

ATTEST:

Finance Officer

(SEAL)

On this the _____ day of _____, 2016, before me, the undersigned officer, personally appeared Steve Allender and Pauline Sumption, who acknowledged themselves to be the Mayor and Finance Officer, respectively, of the City of Rapid City, a municipal corporation, and that they, as such Mayor and Finance Officer, being authorized so to do, executed the foregoing Covenant Agreement for the purposes therein contained by signing the name of the City of Rapid City by themselves as Mayor and Finance Officer.

IN WITNESS WHEREOF I hereunto set my hand and official seal.

Notary Public, South Dakota

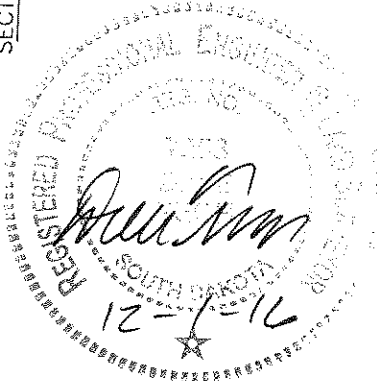
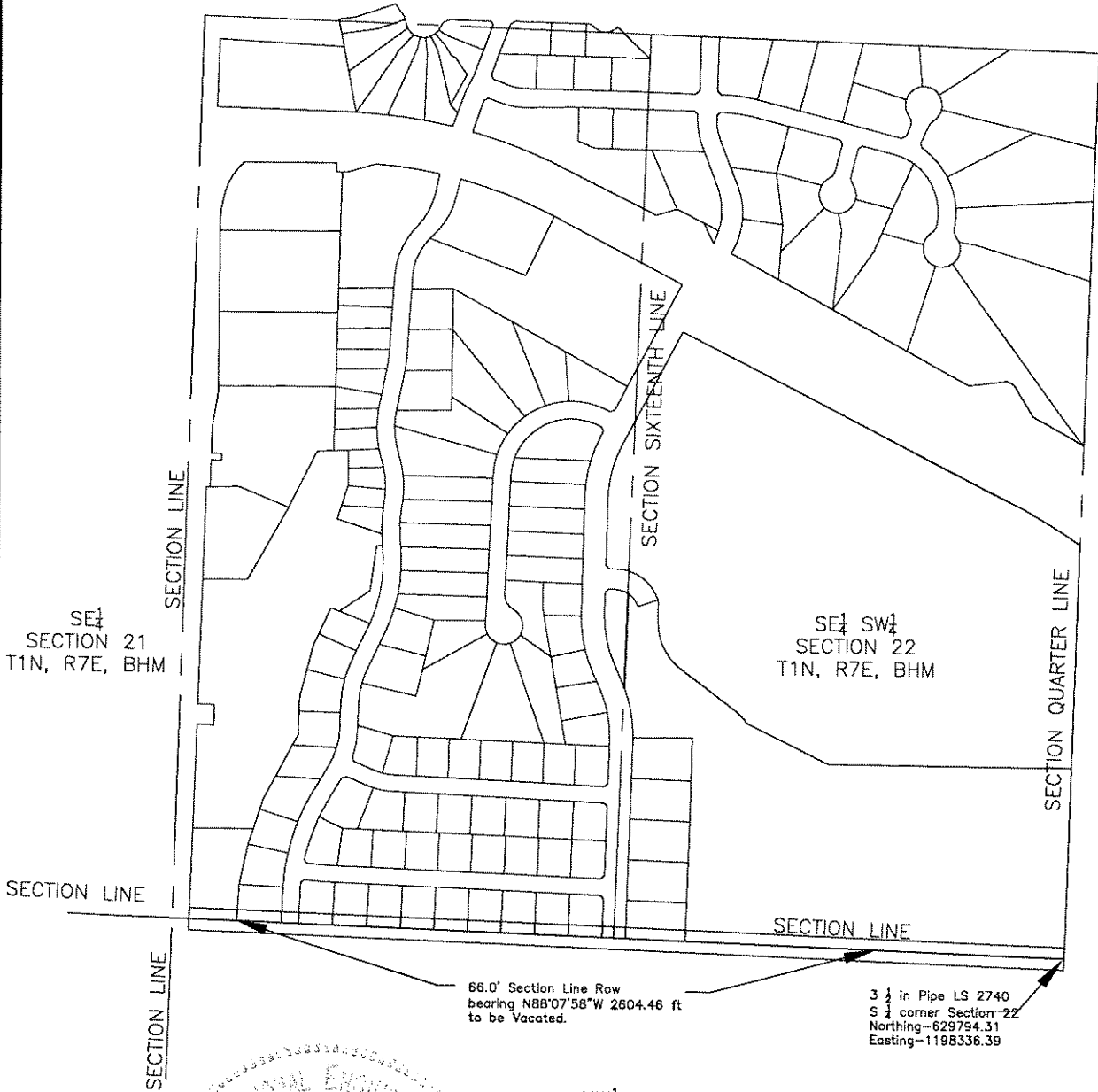
My Commission Expires:

(SEAL)

EXHIBIT A

SECTION LINE VACATE

LOCATED IN THE SW $\frac{1}{4}$ SECTION 22 AND NW $\frac{1}{4}$ SECTION 27, T1N, R7E,
BHM RAPID CITY, PENNINGTON COUNTY, SOUTH DAKOTA



NW $\frac{1}{4}$
SECTION 27
T1N, R7E, BHM

NOTE:
THE COORDINATES, BEARINGS AND DISTANCES SHOWN ON THIS
EXHIBIT ARE BASED UPON GPS AND THE SOUTH DAKOTA STATE
PLANE COORDINATE SYSTEM SOUTH ZONE NAD83 (2011),
COMBINED SCALE FACTOR = 0.9997562466

