DISCHARGE OF COVENANT AGREEMENT

This Discharge of Covenant Agreement (the "Discharge") is made this 28th day of December, 2012 by the CITY OF RAPID CITY, a South Dakota municipal corporation, of 300 Sixth Street, Rapid City, South Dakota, 57701 (the "City").

WHEREAS, the City and HOG WILD, LLC, ("Landowner") entered into that certain Covenant Agreement dated the 19th day of December, 2011 ("Covenant"), which is recorded on January 3, 2012, in the Office of the Pennington County Register of Deeds as Document No. A201200011; and

WHEREAS, the Covenant provided that Landowner was required to install a water main extension from the existing water main through Tract 1 and Tract 2 of Harley Davidson Subdivision that benefited Landowner's property; and

WHEREAS, the improvements contemplated by the Covenant have been completed by the Landowner; and

WHEREAS, the improvements have been accepted by the City; and

WHEREAS, the Covenant Agreement provides that when construction is complete and the improvements have been accepted, the parties will discharge the covenant;

NOW THEREFORE, in consideration of the performance of the covenants and conditions contained in the Covenant, the City hereby releases and discharges the aforementioned Covenant on the following real property:

Tract 1 and Tract 2 of the Harley Davidson Subdivision, Section 22, T2N, R7E of the Black Hills Meridian, Rapid City, Pennington County, South Dakota.
Dated this 28 day of December, 2017

HOG WILD, LLC

By: Clayton Trudell

Its: Operating Member

State of South Dakota )
                     ) ss.
County of Pennington )

On this the 28 day of December, 2017, before me, the undersigned officer, personally appeared Clayton Trudell, who acknowledged himself/herself to be the Operating Member of HOG WILD, LLC, and that he/she, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained.

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

[Notary Public Seal]

Notary Public, South Dakota
My Commission Expires: 8/18/19

Dated this ______ day of __________ , 20__.

CITY OF RAPID CITY

Mayor

ATTEST

________________________________________
Finance Officer

(seal)
State of South Dakota

) ss.

County of Pennington

On this the _____ day of ______________, 20__, 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 Discharge of 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.

(seal)

Notary Public, South Dakota
My Commission Expires: ____________________