

## ASSIGNMENT

FOR VALUE RECEIVED for Heartland Retail Center, LLC, does hereby sell, assign, transfer, and sent over to First Western Bank, 632 Main Street, Rapid City, South Dakota 57701, all of their rights to receive payments under a certain Contract for Private Development - Tax Increment District Number Thirty-Eight, City of Rapid City, Pennington County, South Dakota (AContract@) entered into by and between the City of Rapid City, Rapid City, South Dakota and Heartland Retail Center, LLC on the 21st day of April, 2003. This assignment covers all of the assignor=s right, title, and interest in and the right to receive any and all payments from said fund as provided for in said contract.

This assignment is given as security for payment of all loans now existing or renewals or additions thereof made by the Assignor to First Western Bank.

Dated this 25<sup>th</sup> day of September, 2003.

HEARTLAND RETAIL CENTER, LLC

By: 

Its: MANAGER

## ACCEPTANCE

As partial security for all loans now existing or any renewals or replacement thereof in the future, First Western Bank does hereby accept said Assignment on the terms and conditions herein stated.

Dated this 25 day of September, 2003.

FIRST WESTERN BANK

By: 

Carol A. McCollam

Its: Vice President

CONSENT

The City of Rapid City does hereby acknowledge the above Assignment and consents to the same and agrees to make all payments due to Heartland Retail Center, LLC under said Contract for Private Development-Tax Increment District Number Thirty-Eight, City of Rapid City, Pennington County, South Dakota directly to First Western Bank at 632 Main Street, Rapid City, South Dakota 57701, until such time as this assignment is released in writing..

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

CITY OF RAPID CITY

By: \_\_\_\_\_  
Its: Finance Officer