

**RESOLUTION TO CORRECT THE LEGAL DESCRIPTION OF BROOKFIELD
TAX INCREMENT DISTRICT NUMBER SIXTY-SEVEN**

WHEREAS, the City Council approved the Resolution Creating Tax Increment Financing District Number Sixty-Seven as submitted by the Rapid City Planning Commission on April 7, 2008; and

WHEREAS, the legal description contained in the Resolution Creating Tax Increment Financing District Number Sixty-Seven was incorrect; and

WHEREAS, the error in the legal description involved a half quarter section that is not within the boundaries of the City, and therefore cannot be included in Tax Increment Financing District Number Sixty-Seven; and

WHEREAS, the half quarter section in question was never intended to be part of the Tax Increment Financing District Number Sixty-Seven; and

WHEREAS, the map that was attached to the Resolution Creating Tax Increment Financing District Number Sixty-Seven correctly depicted the real property to be included in the Tax Increment District; and

WHEREAS, the Council finds that the legal description error was a clerical error.

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the City Council recognizes that there was an error in the following portion of the legal description contained in the Resolution:

The SE1/4NE1/4 and the W1/2SE1/4, Section 14, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and

BE IT FURTHER RESOLVED that the following legally described real property, as depicted on the accompanying map, is the correct legal description of the real property included within Tax Increment Financing District Number Sixty-Seven:

The SE1/4NE1/4 and the E1/2SE1/4, Section 14, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

The S1/2S1/2W1/2SW1/4, Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lot 1 of Block 1, Lots 1, 2, 6 and 7 of Block 2, Lots 1 through 20 of Block 3 and Roberta Street right-of-way adjacent to said lots, Earleen Street right-of-way, Kateland Street right-of-way, all located in Kateland Subdivision, Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lot 1 of Block 5 and Lot 11 of Block 4, Kateland Subdivision, Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lots 1 through 17 of Block 1, Lot 1 and Lot 22 of Block 3, Lot 1 and Lot 24 of Block 4, Lot 1 and Lot 24 of Block 5, Lot 1 and 24 of Block 6, Lot 1 of Block 7, Bengal Drive right-of-way adjacent to said lots, all located in Mall Ridge Subdivision, Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

The unplatted portion of the SW1/4SE1/4 of Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lots 7 through 16 of Block 2 and Titan Drive right-of-way adjacent to said lots, Lots 1 through 6 of Block 3, Lots 1 through 3 of Block 6 and Three Rivers Drive right-of-way adjacent to said lots, Lots 1, 2, 3A, 4A, 5, 6, and 7 of Block 7, Lots 1 through 14 of Block 8 and Bengal Drive right-of-way adjacent to said lots, Lots 18 through 22 of Block 8, all located in Northbrook Village Subdivision, Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

The NE1/4SE1/4 of Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Country Road right-of-way located in Section 13, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lot A of Tract A and Lot B less Lot PE-1 of Tract A, all of Block 3, McMahon Industrial Park #2, Section 24, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

The NE1/4NE1/4 of Section 23, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota; and,

Lot DE of Tract 5 of Sletten Addition, Section 18, T2N, R8E, BHM, Rapid City, Pennington County, South Dakota.

DATED this _____ day of January 2009.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

Tax Increment District - Brookfield Boundary Map

