

**From:** [Centrline@aol.com](mailto:Centrline@aol.com)

**Sent:** 6/2/2014 4:18 PM

**To:** [Doyle Charity](#); [Laurenti Steve](#); [Nordstrom Ritchie](#); [Roberts John](#); [Petersen Bonny](#); [Wright Jerry](#); [Clayton Bill](#); [Lewis Chad](#); [Scott Amanda](#); [Estes Brad](#); [Kooiker Sam](#)

**Cc:** [Landeem Joel](#); [proinc11@yahoo.com](mailto:proinc11@yahoo.com); [jasperlaw@rushmore.com](mailto:jasperlaw@rushmore.com)

**Subject:** ERRATA :Re: 6-2-14 Council Mtg ITEM 66: P6 Objection to Forced Annexation

My apologies: multi-tasking challenged.

Attachment below.

lmk

In a message dated 6/2/2014 4:15:58 P.M. Mountain Daylight Time, [Centrline@aol.com](mailto:Centrline@aol.com) writes:  
Hi

Per P6 and their attorney, please find attached P6's formal objection to the Forced Annexation contemplated by Item 66 on tonight's agenda.

Thanks.

lmk

In a message dated 6/2/2014 3:46:40 P.M. Mountain Daylight Time, [jasperlaw@rushmore.com](mailto:jasperlaw@rushmore.com) writes:  
Ski:

Here is letter for the city. Please email it on for me.

KEJ

*Jasper Law Office*  
KENNETH E. "CHUCK" JASPER  
*Attorney and Counselor at Law*

FAIRMONT CREAMERY  
201 MAIN STREET  
SUITE 5  
P.O. BOX 2093  
RAPID CITY, SD 57709-2093

TELEPHONE  
605-342-6565  
FAX  
605-348-3299  
E-MAIL: JASPERLAW@RUSHMORE.COM

June 2, 2014

VIA EMAIL DELIVERY ONLY

City of Rapid City  
Office of the Mayor and  
City Council  
300 Sixth Street  
Rapid City, SD 57701

Re: Forced Annexation of  
Lazy P6 Land Co., Inc. land

Dear Mayor and Council Members:

On behalf of Lazy P6 Land Co., Inc. I register their objection to the ongoing activities directed toward forced annexation of land owned by them and the manner in which that has occurred and is being proposed.

Lazy P6 Land Co., Inc. never received notice of any of the proposed action. They only heard about it after a telephone call to one of their consultants approximately two hours and forty minutes before the public works committee meeting at which it was considered.

Additionally, the management of Lazy P6 Land Co., Inc. wonders why the city is considering this approach when SDCL 9-4-1 provides for voluntary annexation upon petition by the landowners, and even more to the point, SDCL 9-4-1.1 authorizes a municipality, such as Rapid City, to make agreements with landowners, such as Lazy P6 Land Co., Inc., to be annexed and the conditions under which that annexation will occur. I note for the record the city of Rapid City and Lazy P6 Land Co., Inc. have such an agreement. Further, Lazy P6 Land Co., Inc. has proposed either amending the present agreement, or entering into one or more additional agreements for additional phases of annexation, as they develop their property.

I further note that Lazy P6 Land Co., Inc. has a history of working with the city of Rapid City for approximately fourteen years in developing their land in an orderly manner, in accordance with plans, pre-approved by the city, that are buyer driven and accomplished in phases as the demand for their property exists. All their past work has met existing codes and state laws and, irrespective of what some representatives of the city have alleged, their current property meets all applicable codes and state laws; nothing they have constructed or developed can be validly argued is substandard, illegal, or piecemeal.

Lazy P6 Land Co., Inc. notes for the record they reject the city of Rapid City's intent to forcibly annex any property owned by them.

Please place this objection into the formal record of all meetings on this matter.

Sincerely,

Kenneth E. Jasper  
KEJ/kej