



CITY OF RAPID CITY
RAPID CITY, SOUTH DAKOTA 57701-2724

PLANNING DEPARTMENT
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MEMORANDUM

TO: Rapid City Legal and Finance Committee
FROM: Bill Lass, Senior Planner
DATE: June 7, 2000
RE: Release of Agreement for Plat

Staff is requesting City Council approval and authorization for the Mayor and Finance Officer to sign the attached Release of Agreement prepared by the City Attorney. The original improvements agreement was entered into between the property owner (and his heirs) and the City in 1974 when Lot K2C of Lot K2 of Marshall Heights Tract was originally platted. Because the property owner has now complied with the terms of the agreement, Staff is recommending approval of this release.

Thank you.



EQUAL OPPORTUNITY EMPLOYER

STATE OF SOUTH DAKOTA)
 SS. RELEASE
COUNTY OF PENNINGTON)

The City of Rapid City and the Rapid City Congregation of Jehovah's Witnesses, and their predecessors in interest, having entered into an Agreement on or about August 5, 1974, regarding certain property legally described as:

Lot K2-C of Lot K2 of Marshall Heights Tract located in the Southwest Quarter (SW1/4) of Section 30, Township Two North (T2N), Range Eight East (R8E), of the Black Hills Meridian, Rapid City, Pennington County, South Dakota,

which was filed for record in Book 118, Page 686, in the Office of the Register of Deeds of Pennington County, South Dakota; and

Said Agreement providing that no building permit should be issued regarding said property until such time as the property has been replatted; and

It appearing that the above-described real property was replatted on May 15, 2000 as:

Lot One and Lot Two of Lot K2-C of Marshall Heights Tract located in the Southwest Quarter (SW1/4) of Section 30, Township Two North (T2N), Range Eight East (R8E), of the Black Hills Meridian, Rapid City, Pennington County, South Dakota,

THE CITY OF RAPID CITY hereby releases the following described real property from the aforesaid agreement:

Lot One and Lot Two of Lot K2-C of Marshall Heights Tract located in the Southwest Quarter (SW1/4) of Section 30, Township Two North (T2N), Range Eight East (R8E), of the Black Hills Meridian, Rapid City, Pennington County, South Dakota.

Dated this ____ day of June, 2000.

CITY OF RAPID CITY

By: _____
Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

State of South Dakota)
 SS.
County of Pennington)

On this the ____ day of June, 2000, before me, the undersigned officer, personally appeared Jim Shaw and Jim Preston, 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 instrument 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)