



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

Growth Management Department

300 Sixth Street

Vicki Fisher, Urban Planner III
Growth Management Department
city web: www.rcgov.org

Phone: 605-394-4120
Fax: 605-394-6636
e-mail: vicki.fisher@rcgov.org

MEMORANDUM

TO: Legal and Finance Committee

FROM: Vicki L. Fisher, Urban Planner III

DATE: May 3, 2005

RE: Authorization for Mayor and Finance Officer to sign drainage easements

Legal Description: The unplatted balance of the NE1/4 SE1/4 less the west 650 feet of the east 700 feet of the south 372.5 feet all located in Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; to be known as Lots 8, 9, 10, 11, 12, 13 and 14 of Block 3 and Lots 5, 6, 7, 8, 9, 10, 11 and 12 of Block 4, Park Meadows Subdivision, all located in NE1/4 SE1/4 of Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota

A Preliminary Plat was approved by the City Council on April 4, 2005 to subdivide the above legally property into 13 residential lots. A stipulation of approval requires that drainage easements be recorded at the Register of Deed's Office to accommodate drainage on adjacent properties. The drainage easements also require the signature of the Mayor and the Finance Officer.

Staff Recommendation: Authorize the Mayor and Finance Officer to sign the drainage easements.

(File #05PL027-Park Meadows Subdivision)



EQUAL OPPORTUNITY EMPLOYER

Prepared By:

CETEC Engineering Services, Inc.
1830 West Fulton Street
P.O. Box 9014
Rapid City, SD 57709-9014

Telephone: (605) 341-7800

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

DRAINAGE EASEMENT

Timothy R. Duda

Timothy R. Duda, Grantor, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, hereby grants, conveys, bargains and warrants unto City of Rapid City, SD, Grantee, permanent drainage easement over and across the following described real property:

Lot 1 of Block 4, Park Meadows Subdivision located in the NE ¼ of SE ¼, Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota. The location of said easement is shown in Exhibit A attached hereto and by this reference made a part thereof.

This easement shall include the right to construct, operate, maintain and repair drainage pipe and/or structure upon said property. The easement area shall be kept free of structures, fences and other obstructions inconsistent with its use for drainage.

Dated this 3 day of May, 2005.

GRANTOR:

Timothy R. Duda

By: *Timothy R. Duda*

Date: 5-3-05

Its: _____

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

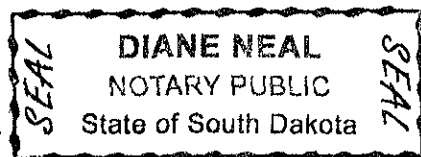
On this the 3 day of May, 2005, before me, the undersigned Notary Public, personally appeared TIMOTHY DUDA, Grantor, representing himself, and that as such Grantor, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of _____ as Grantor.

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

Diane K. Neal
Notary Public, South Dakota

My Commission Expires: 6-27-2007

(SEAL)



GRANTEE

City of Rapid City, SD

Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

On this the _____ day of _____, 2005, before me, the undersigned officer, personally appeared Jim Shaw and James F. 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 Drainage Easement 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.

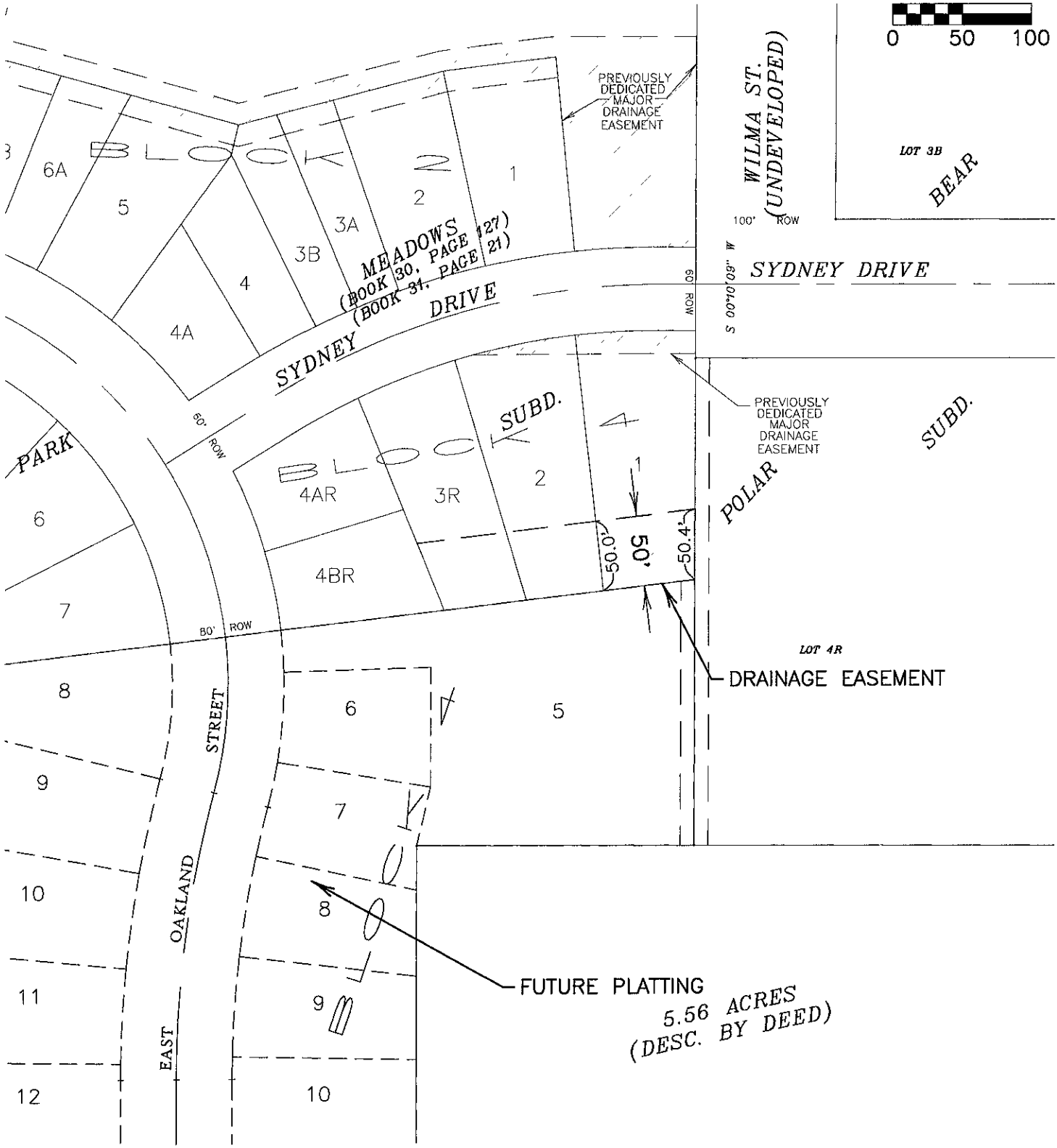
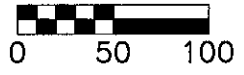
Notary Public, South Dakota

My Commission Expires: _____

(SEAL)

EASEMENT EXHIBIT "A"

PERMANENT DRAINAGE EASEMENT OVER AND ACROSS
LOT 1 OF BLOCK 4 PARK MEADOWS SUBDIVISION
IN THE NE1/4 OF SE1/4 SECTION 7, T1N, R8E, B.H.M.
RAPID CITY, PENNINGTON COUNTY, S.D.



MEADOWS
(BOOK 30, PAGE 127)
(BOOK 31, PAGE 21)

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(UNDEVELOPED)

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APR 29, 2003 10:10 AM
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Prepared By:

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1830 West Fulton Street
P.O. Box 9014
Rapid City, SD 57709-9014

Telephone: (605) 341-7800

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

DRAINAGE EASEMENT

Anthony Marshall

Anthony Marshall, Grantor, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, hereby grants, conveys, bargains and warrants unto City of Rapid City, SD, Grantee, permanent drainage easement over and across the following described real property:

Lot 2 of Block 4, Park Meadows Subdivision located in the NE ¼ of SE ¼,
Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota. The
location of said easement is shown in Exhibit A attached hereto and by this
reference made a part thereof.

This easement shall include the right to construct, operate, maintain and repair drainage pipe and/or structure upon said property. The easement area shall be kept free of structures, fences and other obstructions inconsistent with its use for drainage.

Dated this 3 day of May, 2005.

GRANTOR:

Anthony Marshall

By: [Signature]
Its: President

Date: 5-3-05

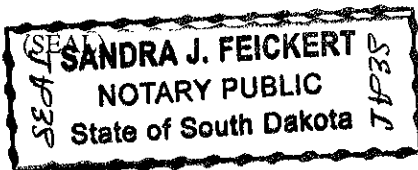
STATE OF SOUTH DAKOTA)
) SS.
COUNTY OF PENNINGTON)

On this the 3rd day of May, 2005, before me, the undersigned Notary Public, personally appeared Anthony Marshall, Grantor, representing himself, and that as such Grantor, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of Anthony Marshall as Grantor.

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

[Signature]
Notary Public, South Dakota

My Commission Expires: 12-08-2009



GRANTEE

City of Rapid City, SD

Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

On this the _____ day of _____, 2005, before me, the undersigned officer, personally appeared Jim Shaw and James F. 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 Drainage Easement 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.

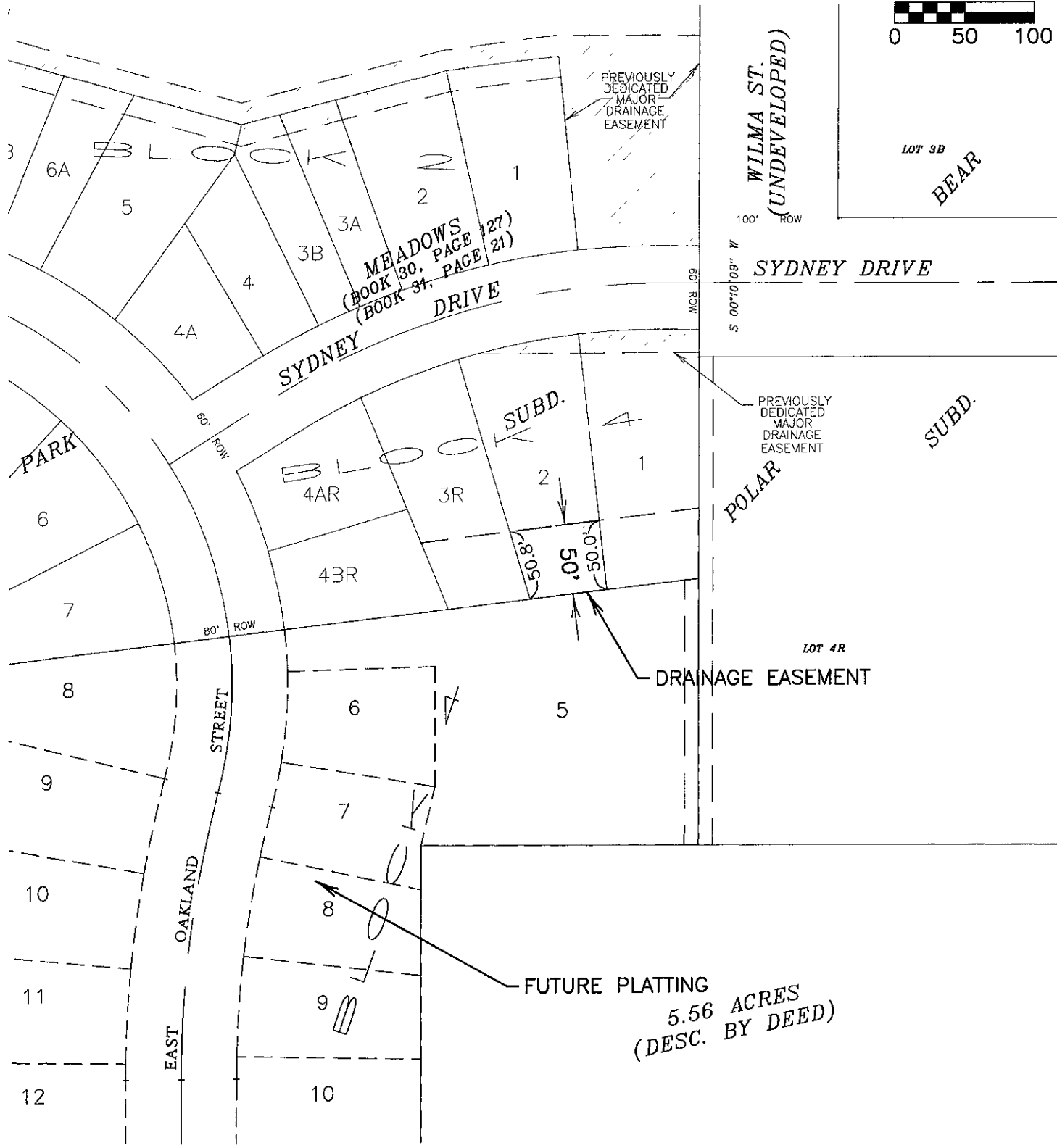
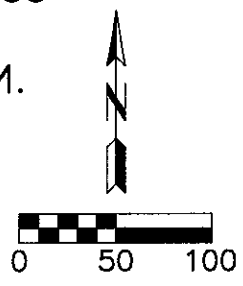
Notary Public, South Dakota

My Commission Expires: _____

(SEAL)

EASEMENT EXHIBIT "A"

PERMANENT DRAINAGE EASEMENT OVER AND ACROSS
LOT 2 OF BLOCK 4 PARK MEADOWS SUBDIVISION
IN THE NE1/4 OF SE1/4 SECTION 7, TIN, R8E, B.H.M.
RAPID CITY, PENNINGTON COUNTY, S.D.



April 28, 2003 2:57:58 PM
Drawing: DRN03000001.dwg (C:\CETEC\2003\04\28\DRN03000001.DWG)



Prepared By:

CETEC Engineering Services, Inc.
1830 West Fulton Street
P.O. Box 9014
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STATE OF SOUTH DAKOTA)
) SS.
COUNTY OF PENNINGTON)

DRAINAGE EASEMENT

Mark S. Bradsky

Mark S. Bradsky, Grantor, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, hereby grants, conveys, bargains and warrants unto City of Rapid City, SD, Grantee, permanent drainage easement over and across the following described real property:

Lot 3R of Block 4, Park Meadows Subdivision located in the NE ¼ of SE ¼,
Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota. The
location of said easement is shown in Exhibit A attached hereto and by this
reference made a part thereof.

This easement shall include the right to construct, operate, maintain and repair drainage pipe and/or structure upon said property. The easement area shall be kept free of structures, fences and other obstructions inconsistent with its use for drainage.

Dated this 4 day of May, 2005.

GRANTOR:

Mark S. Bradsky

By: [Signature]

Date: 5/4/05

Its: _____

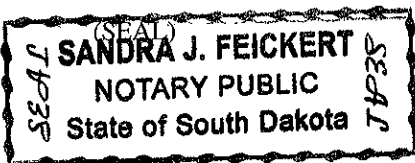
STATE OF SOUTH DAKOTA)
) SS.
COUNTY OF PENNINGTON)

On this the 4th day of May, 2005, before me, the undersigned Notary Public, personally appeared Mark S. Bradsky, Grantor, representing himself, and that as such Grantor, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of Mark S. Bradsky as Grantor.

IN WITNESS WHEREOF I hereunto set my hand and official seal

[Signature]
Notary Public, South Dakota

My Commission Expires: 12-08-2009



GRANTEE

City of Rapid City, SD

Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

On this the _____ day of _____, 2005, before me, the undersigned officer, personally appeared Jim Shaw and James F. 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 Drainage Easement 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.

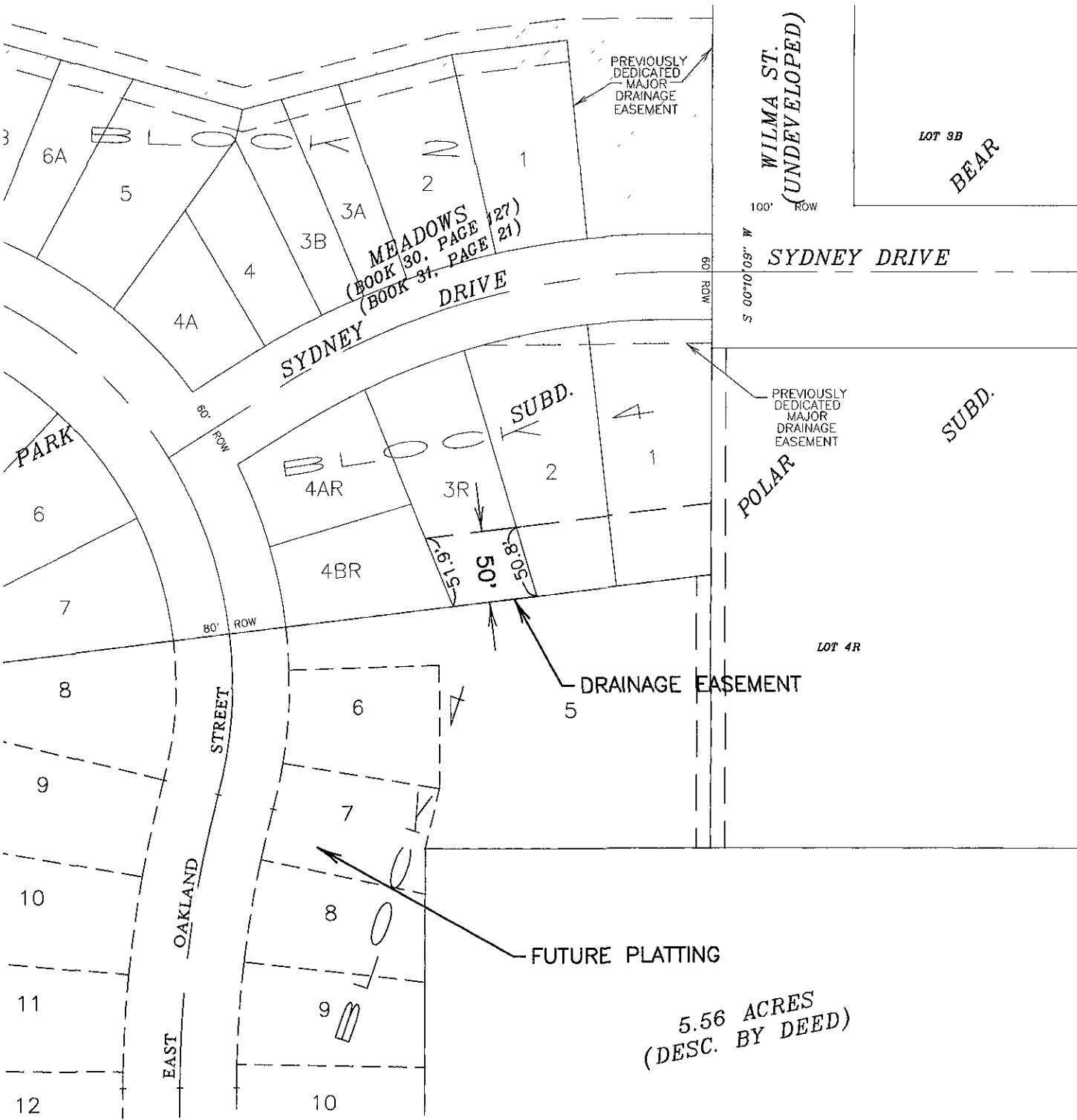
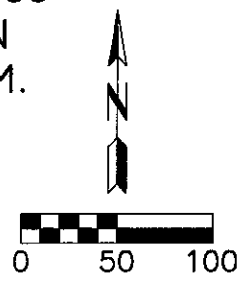
Notary Public, South Dakota

My Commission Expires: _____

(SEAL)

EASEMENT EXHIBIT "A"

PERMANENT DRAINAGE EASEMENT OVER AND ACROSS
 LOT 3R OF BLOCK 4 PARK MEADOWS SUBDIVISION
 IN THE NE1/4 OF SE1/4 SECTION 7, T1N, R8E, B.H.M.
 RAPID CITY, PENNINGTON COUNTY, S.D.



APR 28, 2003 2:21:29 PM
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Prepared By:

CETEC Engineering Services, Inc.
1830 West Fulton Street
P.O. Box 9014
Rapid City, SD 57709-9014

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

DRAINAGE EASEMENT

Mark S. Bradsky

Mark S. Bradsky, Grantor, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, hereby grants, conveys, bargains and warrants unto City of Rapid City, SD, Grantee, permanent drainage easement over and across the following described real property:

Lot 4R of Polar Bear Subdivision located in the NE ¼ of SE ¼, Section 7, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota. The location of said easement is shown in Exhibit A attached hereto and by this reference made a part thereof.

This easement shall include the right to construct, operate, maintain and repair drainage pipe and/or structure upon said property. The easement area shall be kept free of structures, fences and other obstructions inconsistent with its use for drainage.

Dated this 21 day of May, 2005.

GRANTOR:

Mark S. Bradsky

By: [Signature]

Date: 5/21/05

Its: _____

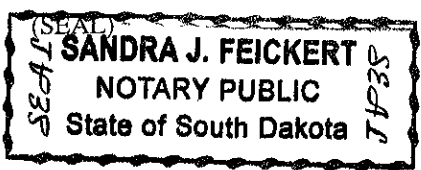
STATE OF SOUTH DAKOTA)
) SS.
COUNTY OF PENNINGTON)

On this the 4th day of May, 2005, before me, the undersigned Notary Public, personally appeared Mark S. Bradsky, Grantor, representing himself, and that as such Grantor, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of Mark S. Bradsky as Grantor.

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

[Signature]
Notary Public, South Dakota

My Commission Expires: 12.08.2009



GRANTEE

City of Rapid City, SD

Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

On this the _____ day of _____, 2005, before me, the undersigned officer, personally appeared Jim Shaw and James F. 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 Drainage Easement 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.

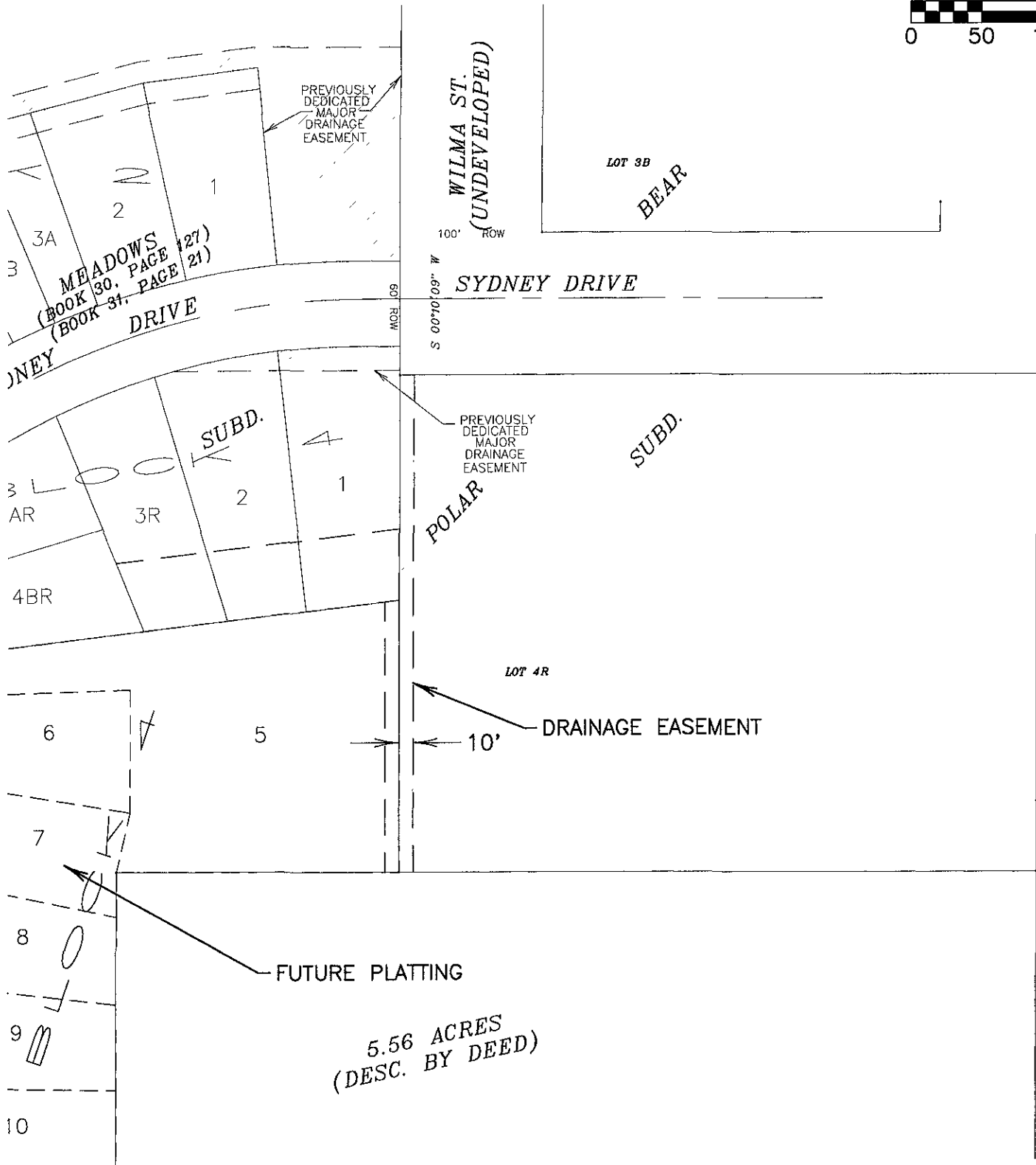
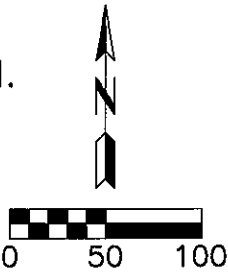
Notary Public, South Dakota

My Commission Expires: _____

(SEAL)

EASEMENT EXHIBIT "A"

PERMANENT DRAINAGE EASEMENT OVER AND ACROSS
 LOT 4R OF POLAR BEAR SUBDIVISION
 IN THE NE1/4 OF SE1/4 SECTION 7, T1N, R8E, B.H.M.
 RAPID CITY, PENNINGTON COUNTY, S.D.



5.56 ACRES
 (DESC. BY DEED)

PLAT 20, 2008 24114B, P. 47
 DRAWING: D:\PROJECTS\2008\24114B\24114B.DWG
 DATE: 08/28/08

