

AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF RAPID CITY AND THE CITY OF BOX ELDER FOR EXCHANGE OF UTILITY SERVICE AREAS

The City of Rapid City, a South Dakota municipal corporation, of 300 Sixth Street, Rapid City, SD 57701 (“Rapid City”), and the City of Box Elder, a South Dakota municipal corporation of 420 Villa Drive, Box Elder, SD 57719 (“Box Elder”), hereby amend that certain Agreement for Exchange of Utility Service Areas between the parties dated September 2, 2014. Rapid City and Box Elder agree to amend the Agreement as follows:

1. Section 2 “Box Elder Property” shall be amended to add the following property to the property contained in the original Agreement:

Lot 2 of Tract D, W-Y Addition, located in Section 27, T2N, R8E, BHM, Box Elder, Pennington County, South Dakota

commonly known as 4509 I-90 South Service Road, Rapid City, SD 57703. Box Elder agrees that this property shall be served by Rapid City’s sewer utility pursuant to the terms of this Agreement.

2. All other terms of the Agreement shall remain unchanged. In the case of conflict of another portion of the Agreement not changed hereby with the amended section above, the amended section shall control.

Dated this ____ day of _____, 2014.

CITY OF RAPID CITY

CITY OF BOX ELDER

Mayor

Mayor

ATTEST:

ATTEST:

Finance Officer

Finance Officer

(SEAL)

(SEAL)