



DOC # 2009-4365
Date: Aug 17, 2009
Time: 3:32 P.M.
Fee \$ 12.00
Sheree L. Green
Lawrence County
Register of Deeds

This document prepared by:

Deadwood City Attorney
108 Sherman Street
Deadwood, SD 57732
Tel. 605-578-2082
Fax: 605-578-2084

RESOLUTION 2009-11

RESOLUTION TO ANNEX CERTAIN REAL ESTATE

WHEREAS, a Petition has been filed with the City of Deadwood, Lawrence County, South Dakota in the manner and form required by law, requesting the voluntary annexation of certain real estate pursuant to SDCL 9-4-1, and legally described (map attached as Exhibit "A" incorporated herein by this reference) as:

Tract D-2, formerly Tract D of M.S. 696 Palisades Placer, All Located in the NE 1/4 and the SE 1/4, Section 15, T5N, R3E, B.H.M., Lawrence County, South Dakota (containing 1.68 acres, plus or minus); and

WHEREAS, it has been determined that it would be in the public interest for the City of Deadwood to annex the above described real estate consisting of approximately 1.68 acres for use in the future residential and commercial development of the City of Deadwood; and

WHEREAS, it appears that the owner of the contiguous territory owns 100 percent of the above described real estate, constitutes 100 percent of the registered voters of the contiguous territory and has voluntarily signed the Petition now before the City of Deadwood and that said property should be annexed into the City of Deadwood, South Dakota; now, therefore,

IT IS HEREBY RESOLVED, pursuant to SDCL 9-4-1, by the City of Deadwood, South Dakota, that the following described real estate which is contiguous to the boundaries of the City of Deadwood be, and the same is hereby annexed (map attached as Exhibit "A" incorporated herein by this reference):

Tract D-2, formerly Tract D of M.S. 696 Palisades Placer, All Located in the NE 1/4 and the SE 1/4, Section 15, T5N, R3E, B.H.M., Lawrence County, South Dakota (containing 1.68 acres, plus or minus).

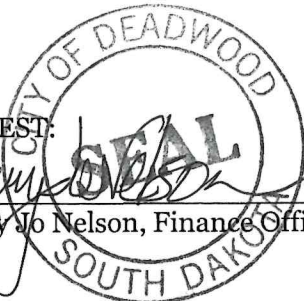
Date: May4, 2009.

City of Deadwood

By: Francis A. Toscana
Francis A. Toscana, Mayor

ATTEST:

Mary Jo Nelson
Mary Jo Nelson, Finance Officer





Deadwood Stage Run, LLC
 Annexation - 1.68 Acres, plus or minus
 Exhibit "A"



Legend

- ORTHO Building Foot Print
- Parcels
- Deadwood Roads
- 2007 ORTHO.sld
- RGB
- Red: Band_1
- Green: Band_2
- Blue: Band_3

Doc# 2009-4365 Page 2 of 2

07.75 150225300

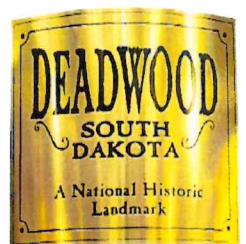


EXHIBIT "A"

MAP OF TRACT D-2, FORMERLY TRACT D OF
M.S. 696 PALISADES STONE PLACER
TO BE ANNEXED BY THE CITY OF DEADWOOD
ALL LOCATED IN THE NE1/4 AND THE SE1/4 SECTION 15,
T5N, R3E, B.H.M., LAWRENCE COUNTY, SOUTH DAKOTA

OWNER:
DEADWOOD STAGE RUN LLC
376 MAIN ST.
DEADWOOD SD 57732

LEGEND:

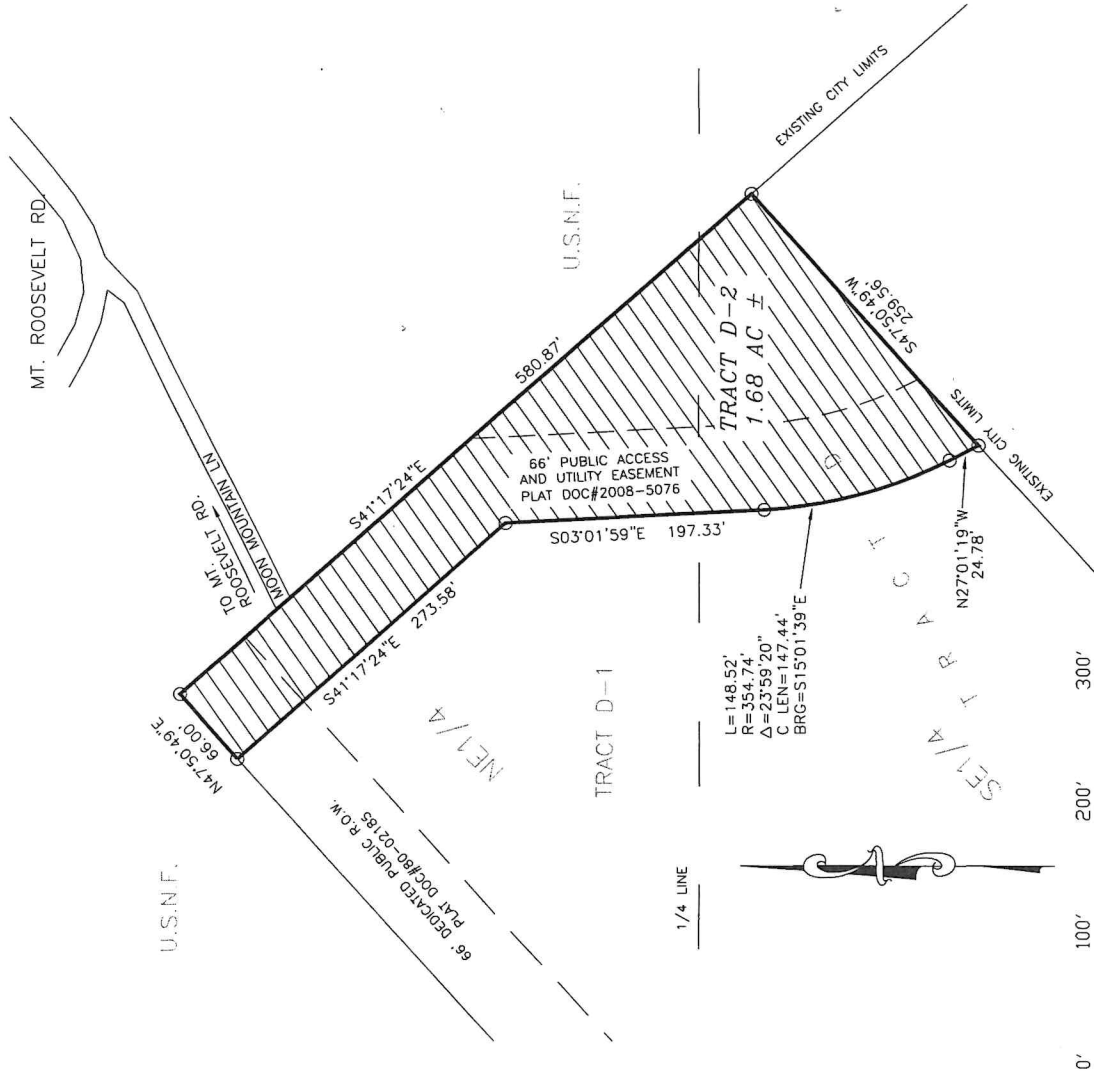
- DENOTES FOUND REBAR AND CAP
"ARLETH AND ASSOC. 3977"
- ▨ AREA TO BE ANNEXED

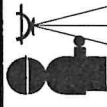
SURVEYOR'S CERTIFICATE

I, JOHN M. ARLETH, R.L.S. 3977, DEADWOOD, SD, DO HEREBY
CERTIFY THAT THE PROPERTY SHOWN HEREON WAS SURVEYED
AND STAKED UNDER MY SUPERVISION AND THAT ALL DIMENSIONS
ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND
BELIEF.

DATE THIS SURVEY WAS MADE: JANUARY 19, 2009

JOHN M. ARLETH, R.L.S. 3977
DEADWOOD, S.D.



	PREPARED BY: ARLETH & ASSOCIATES	25 KIRK ROAD DEADWOOD, SD 57732 605-578-1637	JOB NO. 7271	DATE: JANUARY 19, 2009	APPROVED: JMA DRAWN BY: FD
	REVISED: 2008-5076 plat #		SCALE: 1" = 100'	DWG: TRACT D-2 ANNEX MAP.dwg	

EXECUTIVE SESSION/REGULAR MEETING, May 4, 2009

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDING/SAFETY

Annexation Request

Bernie Williams, Planning and Zoning Administrator, informed the Commission that a Petition for Annexation has been submitted by Deadwood Stage Run for Tract D-2, formerly Tract D of M.S. 696 Palisades Placer, all located in the NE 1/4 and the SE 1/4 of Section 15, T5N, R3E, B.H.M., Lawrence County, South Dakota (containing 1.68 acres, plus or minus). Silvernail moved, Klamm seconded, to approve the annexation request submitted by Deadwood Stage Run. Roll Call: Aye-All. Motion carried.

- need
TO
Response
to Poll.

Resolution 2009-11

Silvernail moved, Klamm seconded, to approve Resolution 2009-11 to Annex Certain Real Estate, as presented. Roll Call: Aye-All. Motion carried.

**RESOLUTION 2009-11
RESOLUTION TO ANNEX CERTAIN REAL ESTATE**

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WHEREAS, it has been determined that it would be in the public interest for the City of Deadwood to annex the above described real estate consisting of approximately 1.68 acres for use in the future residential and commercial development of the City of Deadwood; and

WHEREAS, it appears that the owner of the contiguous territory owns 100 percent of the above described real estate, constitutes 100 percent of the registered voters of the contiguous territory and has voluntarily signed the Petition now before the City of Deadwood and that said property should be annexed into the City of Deadwood, South Dakota; now, therefore,

IT IS HEREBY RESOLVED, pursuant to SDCL 9-4-1, by the City of Deadwood, South Dakota, that the following described real estate which is contiguous to the boundaries of the City of Deadwood be, and the same is hereby annexed (map attached as Exhibit "A" incorporated herein by this reference):

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Date: May 4, 2009.

City of Deadwood
/s/ Francis A. Toscana, Mayor

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

* * * * *

Change Order #3 - 45 and 47 Forest Avenue

Silvernail moved, Klamm seconded, to approve Change Order #3 for 45 and 47 Forest Avenue requesting the addition of 30 days to allow for hillside stabilization for the retaining wall projects with final completion date to May 5, 2009. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Purchase Request

Schroeder moved, Klamm seconded, to approve the purchase of forty-(40) 5-gallon buckets of yellow paint from Twin City Hardware at \$70 each for a total cost of \$2,800, to be paid from Street Department budget. Roll Call: Aye-All. Motion carried.

Purchase Request

Schroeder moved, Klamm seconded, to approve the purchase of twelve (12) 5-gallon buckets of crosswalk paint from Twin City Hardware at \$90 each for a total cost of \$1,080, for brick streets, to be paid from Historic Preservation capital asset line for brick streets. Roll Call: Aye-All. Motion carried.