

**AGREEMENT BETWEEN THE CITY OF DEADWOOD AND
BOOT HILL ESTATES, LLC RE: SEPTIC TANK AND LEACH FIELD**

THIS AGREEMENT is by and between the CITY OF DEADWOOD, a municipal corporation with its principal place of business located at 102 Sherman Street, Deadwood, South Dakota 57732, hereinafter referred to as ;'CITY," and Boot Hill Estates, LLC, a SD LLC with its principal place of business located at 1920 Valley View Ct., Huron, SD 57350, hereinafter referred to as "OWNER;"

WHEREAS, OWNER desires to enter into an agreement with CITY which will allow construction on a septic tank and leach field; and

WHEREAS, the CITY and OWNER agree to the following terms:

1. The Recitals set forth above are herein incorporated and made part of this Agreement;
2. Owner acknowledges and agrees that should be the property be subdivided into more than one parcel, the subdivision ordinances (Title 16) of the CITY shall be in effect;
3. OWNER acknowledges and agrees that according to the subdivision ordinances, within 180 days of water and sewer services, the structure shall be connected to these services;
4. OWNER acknowledges and agrees that the septic tank and leach field shall be approved by DANR and properly maintained;
5. OWNER acknowledges and agrees that all work shall meet the ordinances, construction standards, and building codes of the CITY; and,
6. OWNER agrees to indemnify and hold harmless CITY and any of its officers, agents, and employees from any and all liabilities, actions, causes of actions, claims

or executions of any character, including attorney’s fees, or any sums which CITY may have to pay to any person should CITY deny OWNER with future permits allowing construction of the septic system and cistern to be completed should developer fail to complete the necessary infrastructure.

Dated this ____ day of _____, 2025.

CITY OF DEADWOOD

By: _____
Charlie Struble-Mook, Mayor

OWNER

By: _____
Kim Tschetter, Owner