

Prepared By:
City of Box Elder
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RESOLUTION 24-05

A RESOLUTION TO APPROVE PETITION TO VACATE PUBLIC ACCESS PORTION OF EASEMENTS IN THE CITY OF BOX ELDER, PENNINGTON COUNTY, SOUTH DAKOTA.

WHEREAS, the City of Box Elder has received a valid petition to vacate public access portion of easements within the jurisdiction of the City of Box Elder, South Dakota by the owners of the properties containing the portions of public access easement proposed to be vacated described below:

A 60 feet wide public access easement, portions of which are located in Lot A of Lot 3 of Block 1, Seger Crossing Subdivision; Lots 4, 5R, 7R, 8, 9, 10 and 11 of Block 1, Seger Crossing Subdivision; and Lot 2 of Lot B of Quality Subdivision, All in Section 27, T2N, R8E, B.H.M., Pennington County, South Dakota., as recorded in Documents A201816195, A201816194, A201816760, A201816192 as corrected by A201816760, A201900355, and A201816193, at the Pennington County Register of Deeds, as shown on the attached Exhibit A.

WHEREAS, the associated utility and drainage easements and the rights of utility carriers, public authorities, and their contractors and subcontractors to place, construct, maintain, service, repair and enter upon the easement areas for such purposes shall remain in place, as noted on the attached Exhibit A; and

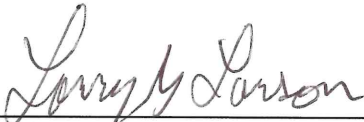
WHEREAS, the Common Council of the City of Box Elder deems to vacate said public access portion of easements.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Box Elder, South Dakota, that vacation of the within described public access portion of the easements be hereby approved and the Mayor of the City of Box Elder hereby authorized to endorse this resolution and certify its correctness.

Dated at Box Elder, South Dakota, this **5th** day of **March, 2024**.

BOX ELDER COMMON COUNCIL

Seal:
Attest:



Larry Larson
Mayor



Nicole Schneider
Finance Officer

Published Date: *2/29/2024*
Effective Date: *3/19/2024*



CITY OF BOX ELDER RESOLUTION 24-05 EXHIBIT A

