

**NOTICE OF PETITION
TO EXPAND THE
BLACK HAWK WATER USER DISTRICT**

Notice is hereby given that the South Dakota Board of Water and Natural Resources will consider a petition submitted on April 3, 2023, and amended on July 27, 2023, by the Black Hawk Water User District for the expansion of their district boundaries, on September 29, 2023, at 1:00 p.m. CT.

The public may participate in person at the Matthews Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre SD, 57501. Online participation is available with live audio or by streaming through a computer or other mobile device. The full board packet and directions for access to the meeting and live streaming can be found on the South Dakota Boards and Commissions Portal one week prior to the meeting date at:

<http://boardsandcommissions.sd.gov/Meetings.aspx?BoardID=108>

This petition consideration is being conducted pursuant to SDCL 46A-9-19 through 23 inclusive. Any owner or entryman of land within the area to be included, who did not sign the petition may file a written protest with the department as provided in SDCL 46A-9-14.

A copy of the Black Hawk Water User District petition can be received by calling (605) 773-4216, by sending an e-mail request to andrew.bruels@state.sd.us, or from the DANR website at:

<https://danr.sd.gov/public/default.aspx>

A copy of the Black Hawk Water User District petition may also be viewed in person during regular business hours at the following location.

Black Hawk Water User District Office, 5513 Oak Street, Black Hawk, SD 57718

Notice is given to individuals with disabilities that the meeting is being held in a physically accessible location. Individuals requiring assistive technology or other services in order to participate in the meeting or materials in an alternate format should contact Brian Walsh, Nondiscrimination Coordinator, by calling (605) 773-5559 or by email at Brian.Walsh@state.sd.us as soon as possible but no later than two business days prior to the meeting in order to ensure accommodations are available.

Resolution 2-2023

RESOLUTION OF BOARD OF DIRECTORS OF BLACK HAWK WATER USER DISTRICT

Due to Black Hawk Water User District Boundaries Expansion

Be it resolved that the Board of Directors of Black Hawk Water User District does hereby approve the supplemental petition form providing additional signatures to the original petition to expand the boundaries of Black Hawk Water User District East to Haines Ave.

Dated this 26 day of July 2023.

/s/ Loren Kuper, Secretary

Resolution 3-2022

RESOLUTION OF BOARD OF DIRECTORS OF BLACK HAWK WATER USER DISTRICT

Due to Black Hawk Water User District Boundaries Expansion

Be it resolved that the Board of Directors of Black Hawk Water User District does hereby approve the petition to expand the boundaries of Black Hawk Water User District East to Haines Ave.

Dated this 10th day of November 2022.

/s/ Loren Kuper, Secretary

SUPPLEMENTAL PETITION FORM PROVIDING ADDITIONAL SIGNATURES TO THE PETITION TO THE DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES TO INCLUDE ADDITIONAL TERRITORY WITHIN THE BOUNDRIES OF BLACK HAWK WATER USER DISTRICT

PETITION TO THE DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES TO INCLUDE ADDITIONAL TERRITORY WITHIN THE BOUNDRIES OF BLACK HAWK WATER USER DISTRICT

WE, THE UNDERSIGNED are landowners of entrymen in the area legally described herein. Pursuant to SDCL §46A-9-20, we petition to have the lands described below included within the Black Hawk Water User District:

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota; Section 32 SW1/4 Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota; Section 5: Government Lots 1, 2 and 3, All that portion of Government Lot 4 lying North & East of Lot H1 of Government Lot 4 of Section 5, as shown by the plat of Lot H1 filed in Plat Book 22, Page 323, the South Half of the Northwest Quarter (S11/2NW1/4) of Section 5, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, EXCEPTING therefrom Lot H1, as shown on the plat filed in Plat Book 5, Page 155, and shown on the plat filed in Plat Book 22, Page 151, and EXCEPTING therefrom Lot U1, as shown on the plat filed in Plat Book 22, Page 152, and EXCEPTING therefrom Lot U2, as shown on the plat filed in Plat Book 23, Page 332, All that portion of the North Half of the Southwest Quarter (N1/2SW1/4) lying North & East of Lot H4 of the North Half of the Southwest Quarter (N1/2SW1/4) lying North & East of Lot H2 of Section 5, as shown by the plat of Lot A filed in Plat Book 22 page 158. All subject to easements and restrictions of record.

Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota; Section 4: Lots 3 and 4; S1/2NW1/4. Section 4: S1/2NE1/4 (less Lot 1R, Lot 2 and Well Lot of Norman Estates Subdivision, Meade County, South Dakota as shown on plat filed Plat Book 22, Page 251.

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, Section 32: SE1/4; S1/2NE1/4, Subject to easements, reservations, restrictions and covenants of record.

Well Lot of Norman Estates Subdivision, Meade County SD as shown on the Plat Book ___ on page

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Lot 1R of Norman Estates Subdivision, Meade County, South Dakota as shown on plat filed Plat Book 22, Page 251). Well Lot of Norman Estates Subdivision, Meade County, South Dakota.

The Southeast Quarter of the Northeast Quarter (SE1/2NE1/4) of Section 5, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota. AND the Northeast Quarter of the Southeast Quarter (NE1/2SE1/4) of Section 5, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota; EXCEPTING therefrom Lot 1R, Lot 2 and Well Lot of Norman Estates Subdivision, as shown on the plat filed Plat Book 22, Page 251; AND EXCEPTING therefrom Lot 2R of Norman Estates, as shown on the plat filed in Plat Book 23, Page 225.

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota. Section 5: Government Lots 1,2,3 all that portion of Government Lot 4 lying North & East of Lot H1 of Government Lot 4 of Section 5, as shown by the plat of Lot H1 filed in Plat Book 22, Page 323, The South Half of the Northwest Quarter (S1/2NW1/4) of Section 5, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, EXCEPTING therefrom Lot H1, as shown in the plat filed in Plat Book 5, Page 155, and EXCEPTING therefrom Lot H2, as shown on the plat filed in Plat Book 22, Page 150, and EXCEPTING therefrom Lot H3, as shown on the plat filed in the Plat Book 22, Page 151, AND EXCEPTING therefrom Lot U1, as shown on the plat filed in the Plat Book 22, Page 152, AND EXCEPTING therefrom Lot U2, as shown on the plat filed in Plat Book 23, Page 332, All that portion of the North Half of the Southwest Quarter (N1/2SW1/4) lying North & East of Lot H4 of the North Half of the Southwest Quarter (N1/2SW1/4) of Section 5, as shown by the plat of Lot H4 filed in Plat Book 22, Page 154, Lot A located in the North Half of the Southwest Quarter (N1/2SW1/4) lying North & East of lot H2 of Section 5, as shown by the plat of Lot A filed in Plat Book 22, Page 158.

Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota: Section 5: N1/2SE1/4 (less Lot 1R, Lot 2 and Well Lot of Norman Estates Subdivision, Meade County, South Dakota as shown on plat filed Plat Book 22, Page 251). Subject to easements, reservations, restrictions and covenants of record. Grantor also conveys all after-acquired title in the above-described property. Grantor warrants that neither he nor any member of his household has ever used, claimed or occupied the above-described real property for homestead purposes.

Southwest Quarter (SW1/4) of Section 32 in Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota. Subject to covenants conditions, restrictions, easements, reservations, rights of way, agreements and other matters of record in the Office of the Meade County Register of Deeds.

In Township Two North (T2N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Four (4): West Half of the Northeast Quarter (W1/2NE1/4).

Lot 2 of Tract D, Aigner Subdivision, formerly Tract D of Aigner Subdivision, located in the West One-Half (W1/2), Northeast Quarter (NE1/4) of Section 9, Township 2 North (T2N), Range 7 East (R7E) Black Hills Meridian (B.H.M.) in Meade County, South Dakota, as shown by that plat recorded in Book Twenty (20) of Plats, Page forty-three (43), in the office of Meade County Register of Deeds, subject to all easements, rights-of-ways, covenants, reservations, conditions, limitations, and restrictions of record and to all applicable building and use restrictions, zoning laws and ordinances, if any, affecting the property.

Lot 1 of Tract D, Aigner Subdivision, formerly Tract D of Aigner Subdivision, located in the West One-Half (W1/2), Northeast Quarter (NE1/4) of Section 9, Township 2 North (T2N), Range 7 East (R7E) Black Hills Meridian (B.H.M.) in Meade County, South Dakota, as shown by that plat recorded in Book Twenty (20) of Plats, Page forty-three (43), in the office of Meade County Register of Deeds, subject to all easements, rights-of-ways, covenants, reservations, conditions, limitations, and restrictions of record and to all applicable building and use restrictions, zoning laws and ordinances, if any, affecting the property.

Lot C in the Northeast Quarter (NE1/4) of Section Six (6) in the Township Two North (T2N), Range Seven East (R7E) of the Black Hills Meridian, Meade County, South Dakota, as recorded in Plat Book 4, Page 284, filed in the Office of the Register of Deeds on 20 October, 1975 at 10:00 o'clock A.M.

Lot F in the Northeast Quarter (NE1/4) of Section 6, in the Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4 on Page 400 in the Office of the Register of Deeds, Meade County, South Dakota; subject to covenants, restrictions, declaration, reservations, rights-of-way, and easement of record, if any.

Lot E-2 in the Northeast Quarter (NE1/4) of Section 6, in the Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4 on Page 400 in the Office of the Register of Deeds, Meade County, South Dakota; subject to covenants, restrictions, declaration, reservations, rights-of-way, and easement of record, if any.

Lot 3R-2 of Ohrtman Subdivision, located in the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Five (5), Township Two North (T2N), Range Seven East (R7E) of the Black Hills Meridian, Meade County, South Dakota, as shown by the plat recorded in the Plat Book 17 on Page 131.

Tract W of E1/2 NE1/4 Section 6, Township 2 North, range 7 East; Tract B of SW1/4 SE1/4 Section 31, Township 3 North, Range 7 East; tract BW of SE1/4 SE1/4 Section 31, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota

Lot RR of the Richardson Plat, Meade County, South Dakota, as shown on the plat filed Plat Book 21 on Page 250.

Lot BR of the Richardson Plat, Meade County, South Dakota, as shown on the plat filed Plat Book 21, Page 350.

Lot 1R of Ohrtman Subdivision, Meade County, South Dakota, as shown by the plat filed Plat Book 17 on Page 131: EXCEPTING therefrom Lot H1, as shown on the plat filed in Plat Book 22 on Page 312, together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Lot 3R-1A of Ohrtman Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 26, Page 33. Subject to easements, exceptions, rights-of-way, covenants, conditions, restrictions, reservations, mineral conveyances, and water rights of record or established by prescription, if any.

The Northwest Quarter (NW1/4) of Section 32, Township 3 North, Range 7 East BHM, less right of way and less the platted portion of Truman Quaal Subdivision lying in Section 32, T3N, R7E BHM as shown by Plat Book 15 on Page 97. Subject to rights-of-way, easements, and reservations of record.

Lot 2R of Ohrtman Subdivision, Meade County, South Dakota, as shown by the plat filed in Plat Book 17 on Page 131; EXCEPTING therefrom Lot H1, as shown on the plat filed in Plat Book 22 on Page 173.

Lot 2R of Norman Estates, Meade County, South Dakota, as shown by the plat filed in Plat Book 23, Page 225.

The East Half of the Southeast Quarter (E1/2SE1/4) of Section 31, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota; EXCEPTING therefrom Tract BW and the 50-foot dedicated public right-of-way as shown on the plat filed in Plat Book 16 on Page 26, and all railroad and/or highway rights-of-way.

Lot 3R of Ohrtman Subdivision, located in the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Five (5), Township Two North (T2N), Range Seven East (R7E) of the Black Hills Meridian, Meade County, South Dakota, as shown by the plat recorded in the Plat Book 17 on Page 131.

Lot 2 of Edwards Ranch Subdivision and dedicated Highway right-of-way, being W1/2Nw1/4NE1/4 Section 32, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota.

All that portion of Government Lot 4 lying North and East of Lot H1 of Government lot 4 of Section 5, as shown by the plat of Lot H1 filed in Plat Book 22, Page 323

Lot 16 of Geidel Subdivision, Meade County, South Dakota, as shown by the plat filed in Plat Book 20, Page 188; (including that portion of land beginning approximately 440 feet West from the eastern and southern most border in Lot 16; thence due North for a distance of 75 feet; thence running 90 degrees West for a distance of 75 feet; thence turning 90 degrees South for a distance of 75 feet; thence turning 90 degrees East for a distance more or less 75 feet to the point of beginning all in Lot 16.) Subject to covenants, restrictions, declarations, reservations, rights-of-way, and easements of record, if any.

Lot 1 of Foothills Estates, Meade County, South Dakota, as shown on the plat filed in Plat Book 14 on Page 53.

TRACT G of Erickson Subdivision, located in the E1/2SE1/4 of Section 28, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown by the plat recorded in Plat Book 18 on Page 13.

Tract J of Erickson Subdivision, Meade County, South Dakota, as shown by the plat filed in Plat Book 19 on Page 77.

Lot 4 of the N1/2 SW1/4 NW1/4, Section 3, Township 2 North, Range 7 East, also known as approximately 60.99 acres adjusted to the Erickson Ranch Road residence in Meade County, South Dakota.

That portion of Government Lot 2 of Section 4, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, lying East of Erickson Ranch Rd as it now exists AND that portion of the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4) of Section 4, Township 2 North, Range 7 east of the Black Hills Meridian, Meade County, South Dakota, lying East of Erickson Ranch Road as it now exists, EXCEPTING therefrom Lot 1 of Tice Subdivision, as shown on the plat filed in Plat Book 17 on Page 142. Together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Tice Subdivision Lot 1, in Meade County, South Dakota, consisting of a residence and approximately 10 acres

Government Lot 1 of the N1/2, SE1/4, NE1/4, less Tice Subdivision, Section 4, Township 2 North, Range 7 East, also known as approximately 50.91 acres, adjacent to the Erickson Ranch Road residence in Meade County, South Dakota.

Township 2 North, Range 7 East of the Black hills Meridian, Meade County, South Dakota: Section 4: S1/2SE1/4NE1/4 and S1/2S1/2N1/2SE1/4NE1/4 AND Lot 2 Revised of the NE1/4SE1/4 of Section 4, Township 2 North, Range 7 East, Black Hills Meridian, Meade County, South Dakota as shown by the plat filed in Plat Book 4 on Page 234; ECXEPTING therefrom Lots A and B of said

Lot 2 as shown on the plat filed in Plat Book 8 on Page 27; and EXCEPTING therefrom Lots C,D and E of said Lot 2 as shown on the plat Filed in Plat book 9 on Page 28.

Gov Lot 4; SW1/4 of NW1/4 of SW1/4 of Section 3 and unplatted parts of Gov Lot 1; SE1/4 of NE1/4 and Lot 2 revised of the SE1/4 of Section 4, all located in the W1/2 of W1/2 of Section 3 and the E1/2 of E1/2 of Section 4, Township 2 North, Range 7 East, BHM.

Tract A of Schutz Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 25 on Page 38

In Township Two North (T2N), Range Seven East (R7E) of the BHM, Meade County, South Dakota, Lot Three (3) Southeast Quarter of the Northwest Quarter (SW1/4NW1/4) East Half of the Southwest Quarter (E1/2SW1/4).

In Township Three North (T3N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Thirty-Three (33): The West Half (W1/2). The Southeast Quarter (SE1/4). North Half of the Northeast Quarter (N1/2NE1/4) Section Twenty-Seven (27): Southwest Quarter (SW1/4). In Township Two North (T2N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Four (4): West Half of the Northeast Quarter (W1/2NE1/4) Section Three: Lot Three (3) Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) East Half of the Southwest Quarter (E1/2SW1/4)

In Township Three North (T3N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Twenty-Eight (28): South Half.

In Township Three North (T3N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Thirty-Three (33) Less Erickson Subdivision

Township Three North (T3N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Thirty- Four (34)

Lot H1 of the NW1/4 SW1/4 Less Lot H1 NW1/4SW1/4 of Section 10, T2N, R7E of the BHM, Meade County, South Dakota.

South Half of the Southwest Quarter (S1/2SW1/4) and the Southeast Quarter (SE1/4), , Section Twenty-Six (26); Southeast Quarter (SE1/4) of Section Twenty-Seven (27); the East Half of the Northeast Quarter (E1/2NE1/4), the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4), the South Half (S1/2), the Northwest Quarter of the Northeast Quarter (NW1/4NE1/4), the Northwest Quarter (NW1/4), Section thirty-Four (34); all of Section Thirty-Five (35) less the South Half of the Southeast Quarter of the Southeast Quarter (S1/2SE1/4SE1/4), Township Three (3) North, Range Seven (7) East of the Black hills Meridian, Meade County, South Dakota.

South Half of the Southwest Quarter (S1/2SW1/4) and the Southeast Quarter (SE1/4), Section Twenty-Six (26) ; Southeast Quarter (SE1/4) of Section Twenty-Seven (27); the East Half of the Northeast Quarter (E1/2NE1/4), the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4), the South Half (S1/2), the Northwest Quarter of the Northeast Quarter (NW1/4NE1/4), the Northwest

Quarter (NW1/4), Section thirty-Four (34); all of Section Thirty-Five (35) less the South Half of the Southeast Quarter of the Southeast Quarter (S1/2SE1/4SE1/4), Township Three (3) North, Range Seven (7) East of the Black hills Meridian, Meade County, South Dakota.

35/3/7 all less Word of Truth Sub

North 30 feet of Lot 0 and all of Lot P of the Northeast Quarter (NE1/4) of Section 6 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4, Page 291 (sometimes referred to as the Richardson Plat).

Lot P of the Northeast Quarter (NE1/4) of Section 6 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4, Page 291 (sometimes referred to as the Richardson Plat) AND Lot S of the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section 6 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4, Page 414 (sometimes referred to as the Richardson Plat).

North 30 feet of Lot 0 of the Northeast Quarter (NE1/4) of Section 6 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4, Page 291 (sometimes referred to as the Richardson Plat)) AND Lot S of the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section 6 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4, Page 414 (sometimes referred to as the Richardson Plat).

Lot T in the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section Six (S6), Township Two North (T2N), Range Seven East (R7E), Black Hills Meridian, Meade County, South Dakota, as shown by the plat in Plat Book 4 on Page 414.

Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota: Section 2: S1/2SW1/4; Lot 6 of the SW1/4SE1/4, as shown on the plat filed in Plat Book 2, Page 11; and Section 11; W1/2W1/2W1/2NE1/4, EXCEPTING therefrom Lot A, as shown on the plat filed in Plat Book 4, Page 252.

Lot 2 of Aldren Subdivision

Lot 3 of Aldren Subdivision, Meade County, South Dakota, as shown by the plat filed in Plat Book 20, Page 184; EXCEPTING Lot H1, as shown by the plat filed in Plat Book 23, Page 150.

That portion of Lot 4 of Ohrtman Subdivision lying west of Norman Avenue, Meade County, South Dakota. Subject to easements, reservations, restrictions and covenants of record.

Lot H1 of the Southwest Quarter (SW1/4) of Section 4, T2N, R7E of the BHM, Meade County, South Dakota – Less Lot H1.

Lot H1 of Lot 1 of Aldren Subdivision, Section 5, T2N, R7E of the BHM, Meade County, South Dakota.

Lot H1 of Lot 1 of the NW1/4NE1/4, Section 9, T2N, R7E of the BHM, Meade County, South Dakota.

Lot 1A of Tract A (Revised) of Johnson Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 19 on Page 179; subject to covenants, restrictions, declarations, reservations, rights-of-way, and easements of record, if any.

LOT 2A OF TRACT A (Revised) of Johnson subdivision, located in the NW1/4SE1/4 of Section 31, T3N, R7E, BHM, Meade County, South Dakota, as shown on the plat filed in Plat Book 19, Page 179.

The Southeast Quarter of the Northwest Quarter (SE1/4NW1/4); Lots One (1), Two (2), Three (3), Four (4), the Southwest Quarter of the Northwest Quarter (SW1/4NW1/4); and the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4); the North Half of the Southwest Quarter (N1/2SW1/4); the Northwest Quarter of the Southeast Quarter (NW1/4SE1/4) LESS Parcels, all in Section Two (2) Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota.

The Southeast Quarter of the Northwest Quarter (SE1/4NW1/4); Lots One (1), Two (2), Three (3), Four (4), the Southwest Quarter of the Northwest Quarter (SW1/4NW1/4); and the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4); the North Half of the Southwest Quarter (N1/2SW1/4); the Northwest Quarter of the Southeast Quarter (NW1/4SE1/4) LESS Parcels, all in Section Two (2) Township Two (2) North, Range Seven (7) East of the Black Hills Meridian. Meade County, South Dakota. Lots One (1) and Two (2) in Section Three (3), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota. Lot A of Northeast Quarter of the Southwest Quarter (NE1/4SE1/4) as shown by Plat Book 4 on Page 297, of Section Twelve (12); East Half of the Southwest Quarter (E1/2SW1/4) LESS Nike Site and Parcels; The Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) LESS fractions, of Section Twelve (12) all in Township Two (2) North, Range Seven (7) East of the Black Hills Meridian. Meade County, South Dakota. South Half of the Southeast Quarter of the Southeast Quarter (E1/2SE1/4SE1/4) of Section Thirty-Five (35), Township Three (3) North, Range Seven (7) East of the Black Hills Meridian. Meade County, South Dakota. Lot One (1), Southeast Quarter of the Northeast Quarter (SE1/4NE1/4), East Half of the Southeast Quarter (E1/2SE1/4) of Section Six (6), Township Three (3) North, Range Nine (9) East of the Black Hills Meridian. Meade County, South Dakota. The Northeast Quarter (NE1/4), and the North Half of the Southeast Quarter (N1/2SE1/4) of Section Seven (7), all in Township Three (3) North, Range Nine (9) East of the Black Hills Meridian. Meade County, South Dakota. The Southwest Quarter (SW1/4) of Section Thirty-Three (33), Township Four (4) North, Range Nine (9) East of the Black Hills Meridian. Meade County, South Dakota.

South Half of the Southeast Quarter of the Southeast Quarter (E1/2SE1/4SE1/4) of Section Thirty-Five (35), Township Three (3) North, Range Seven (7) East of the Black Hills Meridian. Meade County, South Dakota.

Lot V Revised of Richardson Plat, located in the Northwest Quarter of the Northeast Quarter (NW1/4NE1/4) of Section 6, Township 2 North, Range 7 East of the Balch Hills Meridian, Meade

County, South Dakota, as shown on the plat filed in Plat Book 21 on Page 181 in the Office of the Register of Deeds, Meade County, South Dakota; subject to covenants, restrictions, reservations, rights-of-way, and easements of record, if any.

Lot WS Revised of Richardson Plat, located in the Northwest Quarter of the Northeast Quarter (NW1/4NE1/4) of Section 6, Township 2 North, Range 7 East of the Balch Hills Meridian, Meade County, South Dakota

The Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section 9, Township 2 North, Range 7 East of the Balch Hills Meridian, Meade County, South Dakota; EXCEPTING therefrom Lot A and Well Lot B, as shown on the plat filed in Plat Book 23 on Page 84.

Lot 2 of the NW1/4NE1/4 of Section 9, Township 2 North, Range 7 East of the Balch Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 7 on Page 75.

Lot 1R2B of Calhoon Subdivision No. 2, Meade County, South Dakota, as shown on the plat filed in Plat Book 23, Page 22

Lot 1R2A of Calhoon Subdivision No. 2, Meade County, South Dakota, as shown on the plat filed in Plat Book 23, Page 22

Tract 2R4 of Calhoon Subdivision No. 2, Meade County, South Dakota, as shown on the plat filed in Plat Book 23, Page 23 and in Plat Book 23, Page 60.

Lot B3 of Calhoon Subdivision No. 2, Meade County, South Dakota, as shown on the plat filed in Plat Book 21, Page 131.

Calhoon Sub #2 Lot B2 Revised

The Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) and the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section Nine (9), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, LESS Lot "A", shown by plat filed with the Register of Deeds, Meade County, South Dakota, and recorded in Plat Book 4 on Page 295 thereof; and also LESS Tract K1, located in the northeast Quarter of the Southeast Quarter (NE1/4SE1/4); and also LESS Tract K2, located in the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4), and in the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4), both in Konechne Subdivision which subdivision is located Section Nine (9), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota, as shown by plat filed with Register of Deeds, Meade County, South Dakota, on April 2, 1986 at 4:08 P.M., and recorded in Book 14 of Plats, at Page 66 thereof.

Tract B of Aigner Subdivision located I the East Hlf of the Northwest Quarter (E1/2NW1/4), and in the West Half of the Northeast Quarter (W1/2NE1/4) of Section Nine (9), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Book 13 of Plats, at Page 35 thereof, consisting of 46.985 acres, more or less.

Tract 1 Revised of the Niehoff Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 21, Page 82.

Tract 1 Revised of the Niehoff Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 21, Page 82.

Tract K2 Revised of Konechne Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 21, Page 82.

Lot 1 of the NW1/4SE1/4; Lot 1 of the NE1/4SE1/4; Lot 4 of the SE1/4SE1/4. In Township Three North (T3N), Range Seven East (R7E) of the BHM, Meade County, South Dakota: Section Twenty-Eight (28): South Half.

SW1/4NW1/4; NW1/4SW1/4; NE1/4SW1/4; NW1/4SE1/4, and that portion of the S1/2S1/2 to Township Three North (T3N), Range Seven East (R7E), Black hills Meridian, Meade County, South Dakota.

Tract Three (3) – Revised of the Niehoff Subdivision with consists of the former Tract 2 of the Niehoff Subdivision, a portion of Tract K2 of the Konechne Subdivision, and part of the NW1/4SE1/4, all located in the NE1/4SE1/4 and the NW1/4SE1/4 of Section 9, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota.

Township Two North (T2N), Range Seven East (R7E), Black Hills Meridian, Meade County, South Dakota. Section 9: Tract 3 of Niehoff Subdivision as shown on the plat filed in Plat Book 19, Page 16, located in NE1/4SE1/4 and SE1/4NE1/4; SW1/4NW1/4; NW1/4SW1/4; NE1/4SW1/4; NW1/4SE1/4, and that portion of the S1/2S1/2.

Tract A of Tract Two (2) - Revised of the Niehoff Subdivision with consists of the former Tract 2 of the Niehoff Subdivision, a portion of Tract K2 of the Konechne Subdivision, and part of the NW1/4SE1/4, all located in the NE1/4SE1/4 and the NW1/4SE1/4 of Section 9, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota.

Tract B of Tract Two (2) - Revised of the Niehoff Subdivision with consists of the former Tract 2 of the Niehoff Subdivision, a portion of Tract K2 of the Konechne Subdivision, and part of the NW1/4SE1/4, all located in the NE1/4SE1/4 and the NW1/4SE1/4 of Section 9, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota.

Tract 2R3 of Calhoon Subdivision #2, Meade County, South Dakota, Subject to restrictions contained in the Executor's Deed filed in Book 465, Pages 632-632 at the Meade County Register of Deeds Office on December 1, 1993.

Tract 2 of Lenora's Acres Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 26, Pages 82-83. Subject to easements, restrictions, covenants and reservations of record.

Lots 26 and 27 of Marvel Mountain Estates, Phase III, Meade County, South Dakota, as shown on the plat filed in Plat Book 23 on Page 74.

Tract 2 of Lenora's Acres Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 26, Pages 82-83, together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

That portion of Lot 4 of Ohrtman Subdivision lying West of Norman Avenue, Meade County, South Dakota. Subject to easements, reservations, restrictions and covenants of record.

Lot G-2, formerly Lot G of the Northeast Quarter of Section Six (6), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota, as shown by the plat recorded in the Office of the Register of Deeds in Plat Book 4 on Page 405

Lot G-1, formerly Lot G of the Northeast Quarter of Section Six (6), Township Two (2) North, Range Seven (7) East of the Black Hills Meridian, Meade County, South Dakota, as shown by the plat recorded in the Office of the Register of Deeds in Plat Book 4 on Page 405

Lot A of the Richardson Plat of the South Half of the Northeast Quarter of Section 6, Township 2 North, Range 7 East of the Black hills Meridian, Meade County, South Dakota, less highway right-of-way and consisting of 1.4 acres, more or less, according to the survey thereof and subject to easements and reservations of record.

Lot 2 of Lot H of Olesen Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 12 on Page 33, together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Lot 1 of Lot H of Olesen Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 12 on Page 33, located in the NE1/4 of Section 6, T2N, R7E, BHM.

Lot E-1 of Lot E all located in the Northeast Quarter (NE1/4) of Section Six (6) in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, State of South Dakota Parcel ID: 20.60.0E1.

Lot D of the Northeast Quarter (NE1/4) of Section 6, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 4 on Page 284 (sometimes referred to as Richardson Plat), subject to covenants, easements, reservations, and rights-of-way of record, if any.

Lot FH Revised of Richardson Plat, Meade County, South Dakota, as shown on the plat filed in Plat Book 21 on Page 181. Subject to easements and reservations of record.

The Southeast Quarter of the Northwest Quarter (SE1/4NE1/4) of Section 27, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, subject to covenants, restrictions, reservations, rights-of-way, and easements of record, if any.

Tract 10 of McEwen ranch Subdivision, which subdivision is located in the South Half (S1/2) of Section Twenty-One (21), West Half of the northwest Quarter (W1/2NW1.4) of Section Twenty-

Seven (27), and North Half (N1/2) of Section Twenty-Eight (28), Township Three (3) North, Range Seven (7) East, Black Hills Meridian, Meade County, South Dakota.

Tract 10 of McEwen ranch Subdivision, which subdivision is located in the South Half (S1/2) of Section Twenty-One (21), West Half of the northwest Quarter (W1/2NW1.4) of Section Twenty-Seven (27), and North Half (N1/2) of Section Twenty-Eight (28), Township Three (3) North, Range Seven (7) East, Black Hills Meridian, Meade County, South Dakota.

Block 22 of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section 8 in Township 2 North of Range 7 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 5, Page 288, together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations, and covenants of record.

Tract W of E1/2NE1/4 Section 6, Township 2 North, Range 7 East; Tract B of SW1/4SE1/4 Section 31, Township 3 North, Range 7 East; Tract BW of SE1/4SE1/4 Section 31, Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota.

That portion of the North Half of the Southwest Quarter (N1/2SW1/4) of Section 5, Township 2 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota, formerly described as Lot A, as shown on the plat filed in Plat Book 22, Page 158; AND INCLUDING Lot U3, as shown on the plat filed in Plat Book 22, Page 333. Subject to easements, restrictions, covenants and reservations of record. Grantor hereby covenants and warrants that neither he nor any member of his immediate family has ever used, occupied or claimed the subject premises as a homestead.

Tract 1 of Lenora's Acres Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 25, Page 162. Subject to easements, restrictions, covenants and reservations of record.

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota: Section 35: S1/2 NE1/4 NE1/4 SE1/4, and N1/2 SE1/4 NE1/4 SE1/4 together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota: Section 27: S1/2 N1/2 NE1/4 SE1/4 together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Township 3 North, Range 7 East of the Black Hills Meridian, Meade County, South Dakota: Section 27: N1/2 N1/2 NE1/4 SE1/4 together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

Lot 21 of Marvel Mountain Estates, Phase III, Meade County, South Dakota, as shown on the plat filed in Plat Book 23 on Page 74, together with all improvements and appurtenances thereon and subject to easements, rights-of-way, restrictions, reservations, declarations and covenants of record.

The South Half of the Northeast Quarter (S1/2NE1/4) and the Southeast Quarter (SE1/4) of Section Three (3); the North Half of the Northeast Quarter (N1/3NE1/4) and the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section Ten (10); and the unplatted portion of the Northwest Quarter (NW1/4) of Section Eleven (11); all in Township Two North (T2N) of Range Seven East (R7E) of the Black Hills Meridian, Meade County, South Dakota shall be subject to the restrictive covenant contained in the conveyance by which the described property was originally conveyed to this trust, with restrictive covenant is hereby adopted and ratified, subject to covenants restrictions and rights-of-way of record.

Lot 2 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 1 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 4 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 5 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 6 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 7 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 9 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 10 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 8 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

Lot 3 of Tract C of Geidel South Subdivision, Meade County, South Dakota, as shown on the plat filed in Plat Book 27 on Page 222.

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