

**PETITION TO VACATE PUBLIC RIGHT-OF-WAY
TO THE CITY COUNCIL OF THE CITY OF MITCHELL, SOUTH DAKOTA**

The undersigned; The Phoenix Community LLC, being the owner of record of the following real property situated in Davison County, South Dakota, to wit:

Lot 9, Except S 6' and all of Lot 10, Block 4, Fairview Addition, City of Mitchell, Davison County, South Dakota

Does hereby petition to the City Council of the City of Mitchell to vacation that public right-of-way (alley) extending south from East Birch Ave Right-of-Way to the southeast corner of Block 4 and the southwest corner of Block 4, Fairview Addition, City of Mitchell, Davison County, South Dakota. As identified on the attached exhibit.

By *Daniel Ries*
Petitioner Date

State of South Dakota }

County of Davison }

On this day before me, the undersigned, a Notary Public, within and for the State of South Dakota and the county aforesaid, personally appeared Daniel Ries and _____, known to be the person who executed the foregoing Petition to Vacate, and acknowledged to me that he executed the same

IN WITNESS MY HAND AND SEAL THIS THE 1st DAY OF April YEAR 2021.



Cathy M. Krall
Notary Public

My Commission Expires: 09-10-24

**PETITION TO VACATE PUBLIC RIGHT-OF-WAY
TO THE CITY COUNCIL OF THE CITY OF MITCHELL, SOUTH DAKOTA**

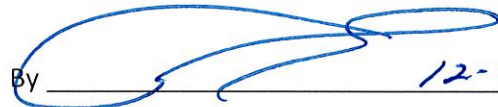
The undersigned; Fred Shank, being the owner of record of the following real property situated in Davison County, South Dakota, to wit:

Lot A in SW1/4 of SW ¼ ex. E 359.6' of W 725.6' of N 85' of Lot A Ex. Lots H1 & PE1 & Ex E 115.6' of W 840.6' of N 100' of Lot 4 Ex. Sebert Tract 1, Section 23, T 103 N, R 60 W of the 5th P.M., Davison County, South Dakota

The undersigned; Fred Shank, being the owner of record of the following real property situated in the City of Mitchell, Davison County, South Dakota, to wit:

S 6' of Lot 9, Fairview Addition, City of Mitchell, Davison, County, South Dakota

Does hereby petition to the City Council of the City of Mitchell to vacation that public right-of-way (South Marshall Street) extending south from East Birch Ave Right-of-Way to the southeast corner of the parcel described as S 6' of Lot 9, Block 4, Fairview Addition, City of Mitchell, Davison County, South Dakota and southwest corner of Block 5, Fairview Addition, City of Mitchell, Davison County, South Dakota . As identified on the attached exhibit.

By  12-22-20
Petitioner Date

State of South Dakota }
County of Davison }

On this day before me, the undersigned, a Notary Public, within and for the State of South Dakota and the county aforesaid, personally appeared Fred Shank and _____, known to be the person who executed the foregoing Petition to Vacate, and acknowledged to me that he executed the same

IN WITNESS MY HAND AND SEAL THIS THE 22nd DAY OF December YEAR 2020



Cathy M Krall
Notary Public

My Commission Expires: 04-10-24