

This document prepared by:

Cory Aadland  
17 Arrowhead Pass  
Mitchell, SD 57301  
605-770-0757

## PARTIAL RELEASE OF EASEMENT

PARTIAL RELEASE OF EASEMENT made this \_\_\_\_ day of \_\_\_\_\_, 2022, by the City of Mitchell, South Dakota, a South Dakota municipal corporation, of 612 North Main Street, Mitchell, South Dakota (hereinafter referred to as the "City");

WITNESSETH:

A twenty foot (20') Utility & Drainage Easement is located on the south side of the following real properties owned by the included individuals.

Vacant lot, which real property is legally described as Lot Fifteen (15), Block Two (2), Kippes' Wedgewood Estates, a Subdivision of a portion of the Northwest Quarter (NW1/4) of Section Nine (9), Township One Hundred Three (103) North, Range Sixty (60), West of the 5<sup>th</sup> P.M., City of Mitchell, Davison County, South Dakota, subject to easements, reservations and restrictions of record, owned by Dorothy Schroeder.

13 Arrowhead Pass, which real property is legally described as Lot Fourteen (14), Block Two (2), Kippes' Wedgewood Estates, a Subdivision of a portion of the Northwest Quarter (NW1/4) of Section Nine (9), Township One Hundred Three (103) North, Range Sixty (60), West of the 5<sup>th</sup> P.M., City of Mitchell, Davison County, South Dakota, subject to easements, reservations and restrictions of record, owned by Jordan Widstrom and Kendra Widstrom, husband and wife.

15 Arrowhead Pass, which real property is legally described as Lot Thirteen (13), Block Two (2), Kippes' Wedgewood Estates, a Subdivision of a portion of the Northwest Quarter (NW1/4) of Section Nine (9), Township One Hundred Three (103) North, Range Sixty (60), West of the 5<sup>th</sup> P.M., City of Mitchell, Davison County, South Dakota, subject to easements, reservations and restrictions of record, owned by Chris Moller and Sonya Moller, husband and wife.

17 Arrowhead Pass, which real property is legally describe as Lot Twelve A (12A), a Subdivision of previously platted Lots Eleven (11) and Twelve (12), Block Two (2) of Kippes' Wedgewood Estates, City of Mitchell, Davison County, South Dakota, subject of easements, reservations and restrictions of record, owned by Cory M. Aadland and Jennifer A. Aadland, husband and wife.

18 Arrowhead Pass, which real property is legally describe as Lot Eleven B (11B), a Subdivision of previously platted Lots Eleven (11) and Twelve (12), Block Two (2) of Kippes' Wedgewood Estates, and a Portion of Previously Platted Arrowhead Pass, City of Mitchell, Davison County, South Dakota, subject of easements, reservations and restrictions of record, owned by Dana E. Price and Kim M. Price, husband and wife.

Partial Release of Easement

Page Two

Said real properties and easement is depicted on Exhibit A attached hereto and incorporated herein by reference.

By the execution of this Release of Easement, the City, hereby forever and disclaims all of its right, title , and interest in and to the North fifteen feet (15') of its Drainage & Utility Easement running East-West on the South side of the real properties set forth above. The South five feet (5') of the existing drainage and utility easement shall remain. This Release of Easement shall not affect other easements on the properties, and any other easements which intersect with the Easement addressed herein shall remain in full force and effect.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2022

CITY OF MITCHELL, SOUTH DAKOTA

BY: \_\_\_\_\_

Robert B. Everson, Jr., Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Michelle Bathke, City Finance Officer

STATE OF SOUTH DAKOTA

SS

COUNTY OF DAVISON

On this the \_\_\_\_ day of \_\_\_\_\_, 2022, before me, the undersigned officer, personally appeared Robert B. Everson, Jr. and Michelle Bathke, who acknowledged themselves to be the Mayor and City Finance Officer, respectively, of the City of Mitchell, South Dakota, a South Dakota municipal corporation, and that they as such Mayor and City Finance Officer being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the City of Mitchell, South Dakota, by themselves as Mayor and City Finance Officer, respectively.

In Witness Whereof I hereunto set my hand and official seal.

My Commission Expires:

\_\_\_\_\_  
Notary Public