

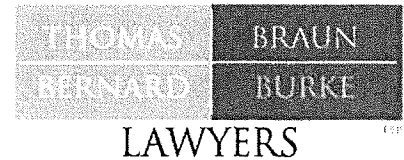
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June 22, 2020

VIA U.S. MAIL AND EMAIL

Bruce Outka
Lawrence County States Attorney
90 Sherman Street
Deadwood, SD 57732

**RE: Gobbler Road
TBBB File No. 20B137**

Dear Bruce:

I have not heard from you since I wrote to you on June 3rd. I write to advise that I will appear at the Commission meeting on behalf of the Wild Turkey Homeowners Association. The Association stands firmly in opposition to the proposed road district. The Association objects to the inclusion of two lots on Gobbler Road which are included in its Homeowners Association (HOA). Those two lots are already subject to road construction and improvement fees from the HOA. It would be unreasonable for County to include that area in a road district.

Mr. Sachau called me the other day as he heard I was working with the Association. He made it clear that his reason for the road district was to improve Gobbler in the area of the two association lots he included in the proposed district so he could utilize Gobbler. That does not solve any of the Moller/Gobbler issues.

SDCL 31-12A-6 permits the Commission to allow a vote for a road district only if "it is satisfied that the requirements of this chapter have been fully complied with . . .". One of those requirements is SDCL 31-12A-5.2 which provides, "No political subdivision . . . may relinquish or transfer jurisdiction over any public highway to a road district." SDCL 31-18-1 provides that, in fact, "a public highway" "along every section" with exceptions not pertinent here. Thus, the conditions of Chapter 31-12A cannot be met. The Commission should not authorize a vote on this proposed road district.

4200 BEACH DRIVE
SUITE 1
RAPID CITY, SD 57702

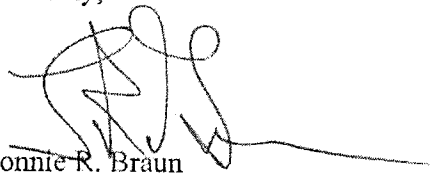
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On behalf of the Association, I respectfully request that the petition for road district be denied. In the alternative, the roadway that is in Wild Turkey Estates should be excluded. I will be present at the meeting on June 23rd to answer any questions the commissioners may have.

Sincerely,



Lonnie R. Braun

LRB/lab
CC: Dave Nuenke via email