TUESDAY, JANUARY 14, 2003 10:00 A.M.

<u>NO.</u> 2

#22492

SELWAY HOMEOWNERS ASSOCIATION,

Plaintiff and Appellee,

vs.

FAUNILLE FIERRO CUMMINGS,

Defendant and Appellant.

IN RE: DENIAL OF PETITION FOR VACATION OF RIGHT-OF-WAY FROM A PLAT

Mr. Thomas E. Brady Attorney at Law PO Box 726 Spearfish SD 57783-0726 Ph 642-9000

Mr. Lester Nies Hood, Nies & Dardis, P.C. Attorneys at Law PO Box 759 Spearfish SD 57783-0759 Ph 642-2757 (FOR APPELLANT)

(FOR APPELLEE)