

TUESDAY, APRIL 26, 2005  
10:00 A.M.

NO. 2

#23425

**BENJAMIN ELLIOTT,**  
**Petitioner and Appellant,**

**vs.**

**BOARD OF COUNTY COMMISSIONERS**  
**OF LAKE COUNTY, SOUTH DAKOTA,**  
**Respondent and Appellee,**

**and**

**LAKE MADISON DEVELOPMENT**  
**ASSOCIATION, and LARRY and**  
**JUDY LUND, et. Al., LAKE COUNTY**  
**RESIDENTS and PROPERTY OWNERS,**  
**Intervenors and Appellees.**

Mr. Brian J. Donahoe  
Cutler & Donahoe, LLP  
Attorneys at Law  
100 N Phillips Ave Ste 901  
Sioux Falls SD 57104-6725  
Ph 335-4950

(FOR APPELLANT)

Mr. Chris S. Giles  
Lake County State's Attorney  
200 East Center Street  
Madison SD 57042-0028  
Ph 256-7630

(FOR APPELLEE LAKE CO BRD)

Ms. Debra S. Sittig  
Myers, Peters and Hoffman,  
Billion & Pfeiffer  
Attorneys at Law  
PO Box 1085  
Sioux Falls SD 57101-1085  
Ph 336-3700

(FOR APPELLEES LAKE MADISON DEV)

20-20-10