NO. 1

## #24063

JERRY R. KRAFT, d/b/a KRAFT HARDWARE; ROBERT S. TRUPE, MOREY W. TRUPE, and MARTY L. TRUPE, as the members of BROTHERS III, LLC, a South Dakota Limited Liability Company; MID-STATE CAMPER SALES, INC., a South Dakota Corporation; T-M CONCRETE CONSTRUCTION, INC., a South Dakota Corporation; ROBERT C. VAN HOUTEN; STEVEN A. VAN HOUTEN; RAPID CONSTRUCTION, a Partnership; STACEY G. ROSELLES; RHS, INC., a South Dakota Corporation; ERDEAN A. OLSEN and VERNA J. OLSEN, husband and wife; JEROME E. TORKELSON and PATRICIA A. TORKELSON, husband and wife; DAVID R. BOOZE and PATTY L. BOOZE, husband and wife; and, with each and every such party acting individually and on behalf of all persons respectively similarly situated,

Plaintiffs and Appellants,

and

PHYLLIS A. COLBERT,
Plaintiff,

vs.

MEADE COUNTY, acting through its Board of County Commissioners; SUMMERSET, an unorganized municipality;

Defendants and Appellees,

and

AMERICAN WEST COMMUNITIES, INC., a South Dakota corporation; SUMMERSET OWNERS ASSOCIATION, INC., a South Dakota corporation; and RONALD A. BAKER, individually, and as an officer, director, and/or shareholder of American West Communities, Inc., and SUMMERSET OWNERS ASSOCIATION, INC.,

Defendants.

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(FOR APPELLANTS)

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