## THURSDAY, APRIL 29, 2004 10:00 A.M.

<u>NO.</u> 2

## #23077, #23078

PRUNTY CONSTRUCTION, INC., a South Dakota coporation with its principal place of business in Brookings, South Dakota,

Plaintiff and Appellant,

vs.

CITY OF CANISTOTA, McCook
County, South Dakota,
Defendant and Appellee.

Mr. Ronald G. Schmidt Schmidt, Schroyer & Moreno Attorneys at Law PO Box 860 Rapid City SD 57701-0860 Ph 341-0112

(FOR APPELLEE)

(FOR APPELLANT)

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## NOTICE OF REVIEW FILE DECEMBER 22, 2003