

DIVIDE COUNTY, ND
DOCUMENT NO. 224113

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ORDINANCE NO. 304

AN ORDINANCE ANNEXING CERTAIN TERRITORY AND INCORPORATING THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF CROSBY, PURSUANT TO THE PROVISIONS OF CHAPTER 40-51.2 N.D.C.C.

Be it ordained by the City Council of the City of Crosby, County of Divide, State of North Dakota as follows:

PREAMBLE

1. A petition in writing has been presented to the City Council of the City of Crosby, signed by the owner of real property of the territory herein described requesting annexation of its property to the City of Crosby.
2. Notice of the filing of the Petition for Annexation will be given by one publication in the Divide County Journal prior to final approval of the ordinance.
3. It appears that annexation of the territory herein described will promote the public health and safety, enhance the tax base of the municipality, and allow for the orderly development of the city.
4. The annexation of such territory is deemed necessary for the welfare of the property owner thereof and of this city as a whole.

NOW THEREFORE, be it ordained by the City Council of the City of Crosby, County of Divide, State of North Dakota, as follows:

**SECTION ONE
ANNEXATION OF TERRITORY**

There is hereby annexed to the City of Crosby, County of Divide, State of North Dakota, and incorporated within the corporate boundaries thereof, the following territory contiguous to the present boundaries of the city:

A parcel of land located in the SW¼ of Section 33, Township 163 North, Range 97^W West of the 5th Principal Meridian, Divide County, North Dakota more particularly described as follows: Commencing at the Southwest corner of said Section 33; thence west a distance of 33.00 feet to a point; thence N00°00'19"E a distance of 33.00 feet to the true point of beginning; thence continuing N00°00'19"E parallel with the west line of said Section 33 a distance of 1394.07 feet to a point; thence east a distance of 28.24 feet to a point; said point being the point of intersection of the southerly Right-of-Way line of State Highway No. 5 and the easterly Right-of-Way line of former State Highway No. 5; thence S00°03'00"W along the easterly Right-of-Way line of former State Highway No. 5 a distance of 464.87 feet to a point on said Right-of-Way line; thence S89°56'34"E a distance of 30.00 feet to a point on said Right-of-Way line, thence southeasterly along a 865.37 foot radius curve having

a chord bearing S17°58'21"E and a chord distance of 535.62 feet to a point on said Right-of-Way line; thence N44°08'45"E a distance of 559.85 feet to a point on a spiral curve on the southeasterly Right-of-Way line of State Highway No. 5; thence southeasterly along said spiral curve having a chord bearing of S47°02'44"E and a chord distance of 264.43 feet to the beginning of a 2964.93 foot radius curve on said Right-of-Way, thence southeasterly along said curve having a chord bearing of S49°59'19"E and a chord distance of 141.19 feet to a point; thence south a distance of 540.86 feet to a point; thence N89°58'28"W parallel with and 33.00 feet north of the south line of Section 33 a distance of 915.24 feet to the point of beginning, containing 14.00 acres more or less.

SECTION TWO
NEW CORPORATE LIMITS

The corporate limits of the City of Crosby are hereby modified and increased so as to include and embrace within the corporate limits of the City of Crosby, the territory described in Section One hereof, and such territory is hereby declared to be a part of the City of Crosby.

SECTION THREE
ACCURACY OF MAP OF ANNEXED TERRITORY

The map attached to this ordinance is an accurate map of the territory annexed, and such map is hereby adopted as the official map of the territory annexed, and the Mayor of the City of Crosby is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance, and to record in the office of the Divide County, North Dakota Recorder, this ordinance together with a certified copy of the official map attached.

This ordinance shall take effect upon filing in the Office of the Divide County, North Dakota Recorder.

First Reading: 5-6-02
Second Reading and Final Passage: 6-3-02

APPROVED:

Bert Anderson
BERT ANDERSON, Mayor



Carole Lampert
CAROLE LAMPERT, Auditor

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