

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. 4582

1 AN ORDINANCE ANNEXING A CERTAIN PARCEL OF LAND
2 LYING IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF
3 SECTION 10, TOWNSHIP 140 NORTH, RANGE 49 WEST,
4 IN CASS COUNTY, NORTH DAKOTA

5 WHEREAS, A Petition for Annexation has been submitted by the owners of not less than
6 three-fourths in assessed value of the property described in said Petition for Annexation to the City
7 of Fargo, Cass County, North Dakota, in accordance with Section 40-51.2-03 N.D.C.C.; and,

8 WHEREAS, Public notice of the submission of such Petition has been given by publication
9 in The Forum as required by Section 40-51.2-05 N.D.C.C.; and,

10 WHEREAS, Said Section 40-51.2-03 N.D.C.C. requires that such annexation be
11 accomplished by ordinance,

12 NOW, THEREFORE,

13 Be It Ordained by the Board of City Commissioners of the City of Fargo:

14 Section 1. The following described property located in Section 10, Township 140 North,
15 Range 49 West, Cass County North Dakota, is hereby annexed to the City of Fargo, Cass County,
16 North Dakota:

17 The Northwest Quarter of the Southwest Quarter (NW ¼ of SW ¼) of Section
18 Ten (10), Township One Hundred Forty (140) North, Range Forty-nine (49) West
19 of the 5th Principal Meridian, Cass County, ND, less highway and railroad right of
20 way being more fully described as follows:

21 Beginning at the northwest corner of said Southwest Quarter (SW ¼) of Section
22 10; thence easterly along the north line of said Southwest Quarter (SW ¼) and
23 along the present corporate limits of the City of Fargo to the northeast corner of
said Northwest Quarter of Southwest Quarter (NW ¼ of SW ¼); thence southerly
along the east line of said Northwest Quarter of Southwest Quarter (NW ¼ of SW
¼) to the southeast corner of said Northwest Quarter of Southwest Quarter (NW
¼ of SW ¼); thence westerly along the south line of said Northwest Quarter of
Southwest Quarter (NW ¼ of SW ¼) to a point on the east line of Cass County
Highway 81 as presently platted; thence northwesterly along said east line of

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1 Highway 81 to a point on the west line of said Section 10; thence northerly along
2 said west line of Section 10 to the point of beginning.

3 Said tract contains 36.19 Acres, more or less.

4 Section 2. Effective Date.

5 This ordinance shall be in full force and effect from and after its passage and approval.

6 CITY OF FARGO

7 By *Dennis R. Walaker*
8 Dennis R. Walaker, its Mayor

9 (SEAL)

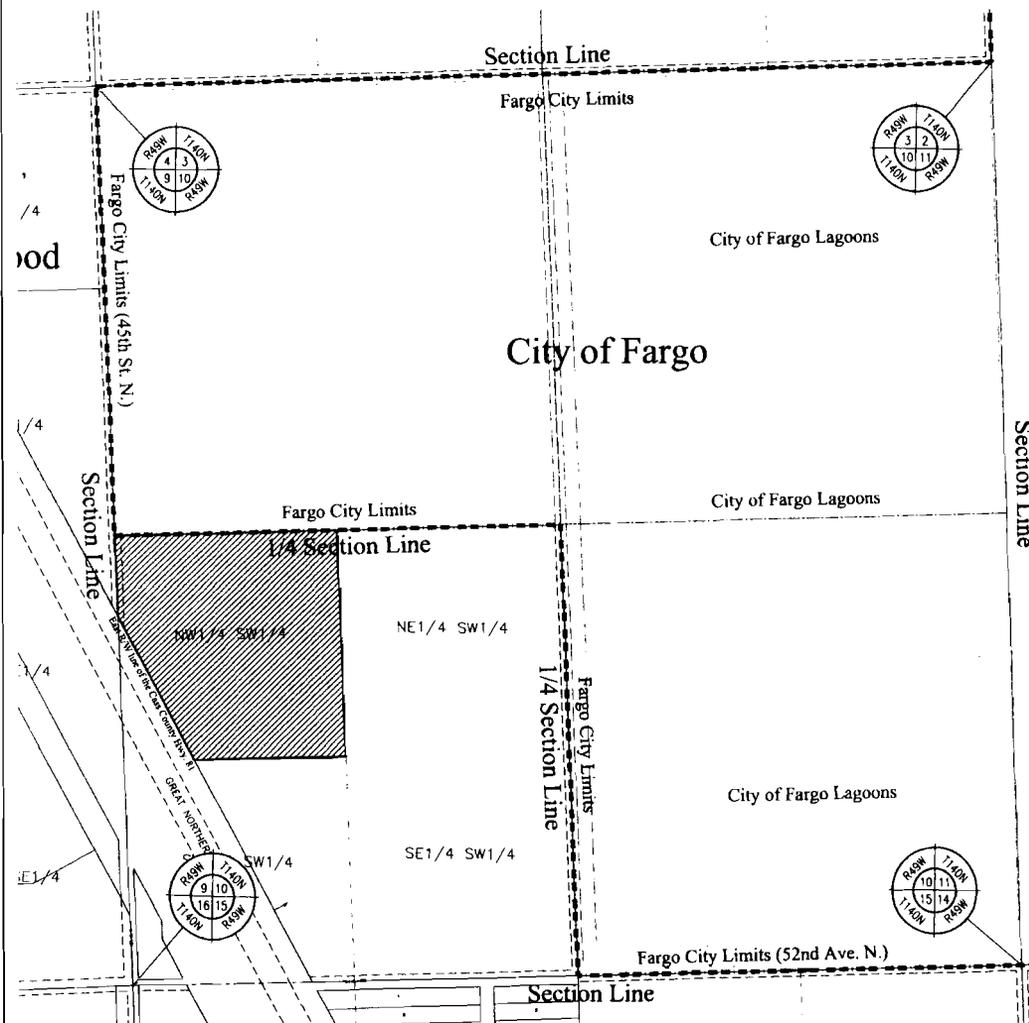
First Reading: 02-26-2007
Second Reading: 03-12-2007
Final Passage: 03-12-2007

10 ATTEST:

11 *Steven Sprague*
12 Steven Sprague, City Auditor

ANNEXATION PLAT

TO THE CITY OF FARGO, NORTH DAKOTA, CASS COUNTY



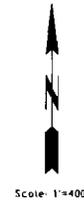
Annexation Plat of:

The following described property located in Section 10, Township 140 North, Range 49 West, Cass County North Dakota, is hereby annexed to the City of Fargo, Cass County, North Dakota:

The Northwest Quarter of the Southwest Quarter (NW 1/4 of SW 1/4) of Section Ten (10), Township One Hundred Forty (140) North, Range Forty-nine (49) West of the 5th Principal Meridian, Cass County, ND, less highway and railroad right of way being more fully described as follows:

Beginning at the northwest corner of said Southwest Quarter (SW 1/4) of Section Ten (10), thence easterly along the north line of said Southwest Quarter (SW 1/4) and along the present corporate limits of the City of Fargo to the northeast corner of said Northwest Quarter of Southwest Quarter (NW 1/4 of SW 1/4), thence southerly along the east line of said Northwest Quarter of Southwest Quarter (NW 1/4 of SW 1/4) to the southeast corner of said Northwest Quarter of Southwest Quarter (NW 1/4 of SW 1/4), thence westerly along the south line of said Northwest Quarter of Southwest Quarter (NW 1/4 of SW 1/4) to a point on the east line of Cass County Highway 81 as presently platted, thence northwesterly along said east line of Highway 81 to a point on the west line of said Section 10, thence northerly along said west line of Section 10 to the point of beginning.

Said tract contains 36.19 Acres, more or less.



CERTIFICATE OF ACCURACY:

I, Mark H. Bitner, Registered Professional Engineer, State of North Dakota, hereby certify that the annexed plat is a true representation of Ordinance No. 4582 adopted March 12, 2007.

Mark H. Bitner
 Mark H. Bitner, R.P.E.
 State of North Dakota)
) ss.
 County of Cass)

The foregoing instrument was acknowledged before me this 19th day of November, 2007, by Mark H. Bitner, Registered Professional Engineer.

Beady E. Martineau
 Beady E. Martineau
 Notary Public
 My commission expires _____

CITY ENGINEER'S APPROVAL
 This annexed plat is hereby approved this 19th day of November, 2007.

Mark H. Bitner
 Mark H. Bitner, City Engineer, R.P.E.
 State of North Dakota)
) ss.
 County of Cass)

The foregoing instrument was acknowledged this 19th day of November, 2007, before me, a notary public with and for said County, personally appeared Mark H. Bitner, City Engineer, to me known to be the person described in and who executed the same as a free act and deed.

Beady E. Martineau
 Beady E. Martineau
 Notary Public, Cass County
 My commission expires _____

CITY COMMISSION APPROVAL
 Approved by the Board of City Commissioners of Fargo, North Dakota and ordered filed this 12th day of March, 2007.

Dennis H. Wolcker *Steven H. Sprague*
 Dennis H. Wolcker Mayor Steven H. Sprague City Auditor
 State of North Dakota)
) ss.
 County of Cass)

The foregoing instrument was acknowledged before me this 21st day of November, 2007, by Dennis H. Wolcker, Mayor, and Steven H. Sprague, City Auditor, on behalf of the City of Fargo.

Kristin Sprague
 Kristin Sprague
 Notary Public, Cass County
 My commission expires 11-30-2010

AUDITOR'S TAX RECORD:
 Delinquent taxes and special assessments or installments of special assessments paid and transferred

Michael Montplaisir, Cass County Auditor

RECORDERS CERTIFICATE:
 Document No. 1220941
 I hereby certify that the above instrument was filed for \$10.00 chg
 record in this office on this 4th day of Dec.
 2007, at 3:23 o'clock P.M. and was duly recorded in book
 W1 of Plate, page 95.

Jessal A. Spies
 Jessal A. Spies, Cass County Recorder
 Cass County, North Dakota

CITY OF Fargo
 Prepared by:
 Fargo Engineering Department
 FARGO, NORTH DAKOTA



W1-95