



**716681**

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8/11/2011 9:13 AM  
RES \$25.00

WILLIAMS COUNTY, ND

COUNTY RECORDER, WILLIAMS COUNTY, ND

8/11/2011 9:13 AM

I certify that this instrument was filed and recorded  
Kari Evenson, County Recorder

by *Terri Benlisen, Deputy* **716681**



Commissioner Bogar introduced and moved the adoption of the following Resolution:

RESOLUTION 11-59

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a special meeting of the City Commission held on April 5, 2011, a copy of which is marked exhibit "A", annexed hereto and by reference made a part hereof as much as if the same were recited herein in its entirety; and

WHEREAS, said Resolution was published in the official newspaper of the City of Williston, North Dakota on June 6 and June 13, 2011; and

WHEREAS, notice of Resolution was mailed to the owner of each parcel of real property within the area to be annexed at the person's last know mailing address; and

WHEREAS, thirty days has now elapsed from the date of the first publication of such Resolution as evidenced by the hereto for referred to Affidavit of Publication; and

WHEREAS, said Resolution came on for hearing in the City Hall on July 26, 2011 at 6:00 p.m.; and

WHEREAS, protests were not filed by more than one fourth (1/4) of the territory proposed to be annexed;



**RESOLUTION NO. 11-27**

RESOLUTION OF ANNEXATION

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON;

WHEREAS, the City of Williston, Williams County, North Dakota, is a municipal corporation, organized and existing under the laws of the State of North Dakota; and

WHEREAS, there is contiguous and adjacent to the City of Williston a tract or parcel of land hereinafter specifically described, containing approximately 126.4 acres, more or less, which tract or parcel of land is not presently a part of the City of Williston.

NOW, THEREFORE, BE IT RESOLVED, by the Board of City Commissioners of the City of Williston, North Dakota, that the boundaries of the City of Williston be, and they hereby are, extended so as to include and incorporate within the corporate limits of the City of Williston, Williams County, North Dakota, the following described land, to-wit:

See Attached Map and Description

BE IT FURTHER RESOLVED, by the Board of City Commissioners of the City of Williston, North Dakota, that this Resolution be published in the official newspaper for the City of Williston once each week for two successive weeks, that notice of the Resolution be mailed to the owner of each parcel of real property within the area to be annexed at the person's last-known mailing address, and a hearing be held on June 14, 2011, at 7:30 p.m. in the City Commission Room, City Hall, Williston, North Dakota. The owners of any real property within the territory proposed to be annexed, within 30 days of the first publication of such resolution, may file written protests with the City Auditor protesting against the proposed annexation.

Commissioner Cymbaluk moved the adoption of the foregoing resolution. The motion was seconded by Commissioner Bekkedahl. On roll call vote of the Commissioners, the following Commissioners voted "AYE": Cymbaluk, Bogar, Bekkedahl, Kooser and the following Commissioners voted "NAY": Klug. Absent and not voting: None.



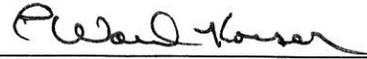
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WHEREUPON, the motion was passed and the Resolution declared adopted this  
5<sup>th</sup> day of April, 2011.



E. WARD KOESER, President  
Board of City Commissioners

ATTEST:



JOHN KAUTZMAN, City Auditor

Publish May 13<sup>th</sup> and May 20<sup>th</sup>



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**BOUNDARY DESCRIPTION  
FOR  
SAND CREEK TOWNE CENTER ANNEXATION**

A tract of land situated in the W½ of Section 15, the E½ of Section 16, the E½ of Section 21 and the W½ of Section 22, all within Township 154 North, Range 101 West, 5th Principal Meridian, Williams County, North Dakota, being more particularly described as follows, to-wit:

Beginning at a point which is the Northwest corner of said Section 15; thence, from said Point of Beginning, easterly along the north line of said Section 15, a distance of approximately 62.5 feet to a point on the east right-of-way line of 35<sup>th</sup> Avenue; thence southerly along said east right-of-way line, being parallel to and approximately 62.5 feet easterly of the section line common to said Sections 15 and 16, a distance of approximately 5,280 feet to the section line common to said Sections 15 and 22; thence easterly along said section line, approximately 820 feet; thence, leaving said section line, southerly along a line running parallel to and approximately 882.5 feet easterly of the section line common to said Sections 22 and 21, a distance of approximately 2,640 feet to the east-west midsection line of said Section 22; thence westerly along said midsection line, a distance of approximately 820 feet to said east right-of-way line of said 35<sup>th</sup> Avenue; thence southerly along said east right-of-way line, being parallel to and approximately 62.5 feet easterly of said section line common to Sections 22 and 21, to a point being the intersection of said east right-of-way line of 35<sup>th</sup> Avenue and the northerly right-of-way line of U.S. Highway 2 & 85; thence southwesterly along said northerly right-of-way line, to a point on said section line common to Sections 22 and 21; thence southerly along said section line to a point on said northerly right-of-way line of said Highway 2 & 85; thence southwesterly along said northerly right-of-way line to a point on the west right-of-way line of said 35<sup>th</sup> Avenue; thence northerly along said west right-of-way line, being parallel to and approximately 62.5 feet westerly of said section line common to Sections 22 and 21, to a point on the east-west midsection line of said Section 21; thence westerly along said midsection line, approximately 820 feet; leaving said midsection line, northerly along a line running parallel to and approximately 882.5 feet westerly of the section line common to said Sections 22 and 21, a distance of approximately 2,640 feet to the section line common to said Sections 21 and 16; thence easterly along said section line approximately 820 feet to a point on said west right-of-way line of 35<sup>th</sup> Avenue; thence northerly along said west right-of-way line, being parallel to and approximately 62.5 feet westerly of the section line common to said Sections 15 and 16, a distance of approximately 5,280 feet to the north line of said Section 16; thence easterly along said north line approximately 62.5 feet to said Point of Beginning;

said described tract having an area of 126.4 acres more or less.



# EXHIBIT A

ANNEXATION EXHIBIT  
WITHIN

SECTIONS 15, 16, 21 & 22, TOWNSHIP 154, RANGE 101

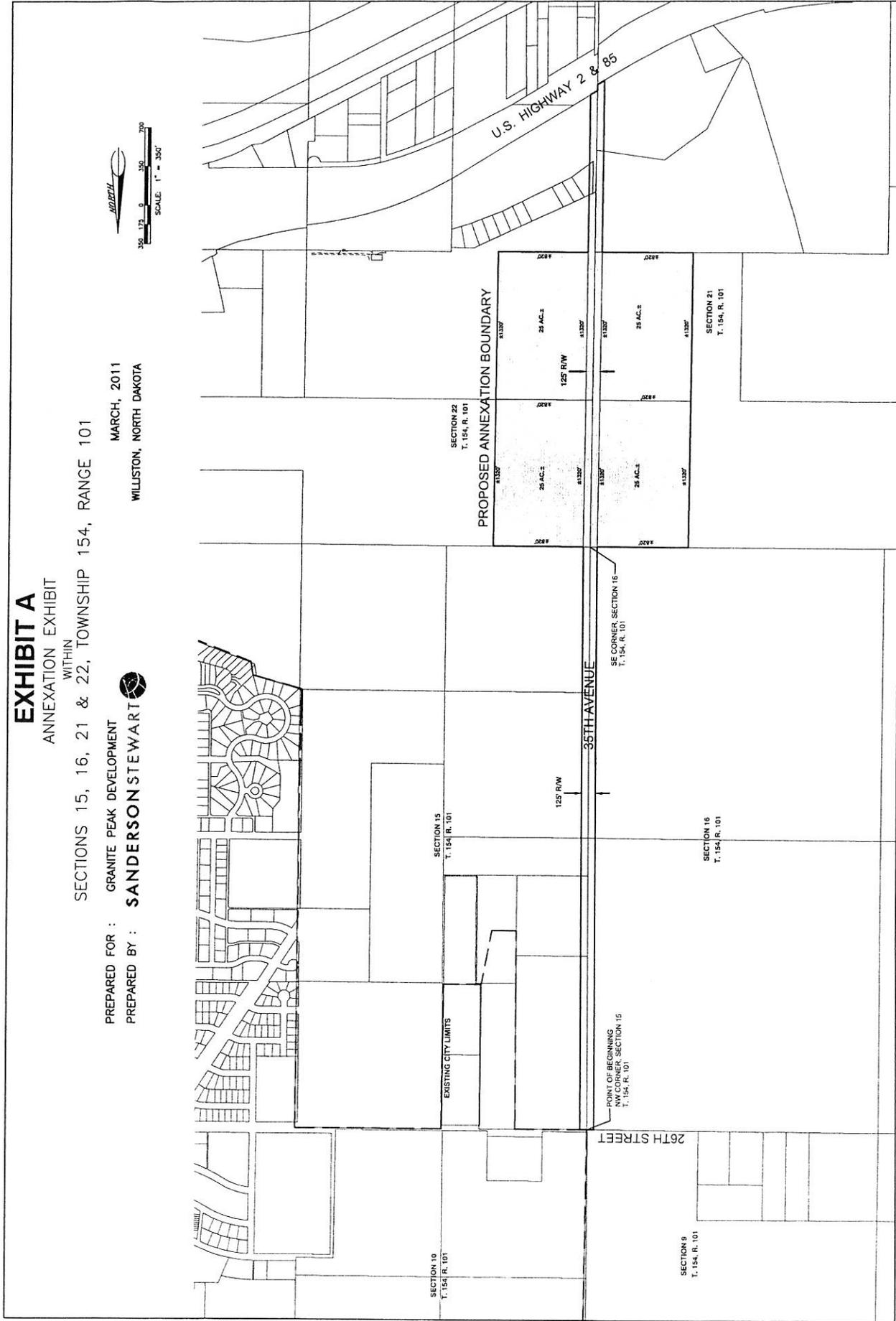
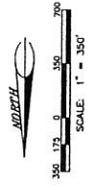
PREPARED FOR : GRANITE PEAK DEVELOPMENT

MARCH, 2011



WILLISTON, NORTH DAKOTA

PREPARED BY : SANDERSON STEWART



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