

RESOLUTION NO. 12-07

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 82.4436 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 March 13, 2012, at 6:00p.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": Bekkedahl, Klug, Cymbaluk, Bogar, Koeser and the following Commissioners voted "NAY": None. Absent and not voting: None.

WHEREUPON, the motion was passed and the Resolution declared adopted this 24th day of January, 2012.



E. WARD KOESER, President
Board of City Commissioners

ATTEST:


JOHN KAUTZMAN, City Auditor

January 20, 2012

Mr. John Kautzman, Auditor
City of Williston
P.O. Box 1306
Williston, ND 58802-1306

**Reference: Petition for Annexation
 Noland Wygal Subdivision**

Dear Mr. Kautzman:

On behalf of, and in conjunction with the owners of record, we are requesting that the City proceed with annexation of the following described properties:

Sublot 3, located in the West 1/2 of the Northeast 1/4 of Section 36, Township 155 North, Range 101 West of the 5th Principal Meridian, Williams County, North Dakota.

Sublot 4, located in the West 1/2 of the Northeast 1/4 of Section 36, Township 155 North, Range 101 West of the 5th Principal Meridian, Williams County, North Dakota.

Lot 3, Block 3, Hi-land Heights First Subdivision, located in Section 36, Township 155 North, Range 101 West of the 5th Principal Meridian, Williams County, North Dakota

Attached you will find an exhibit showing the proposed boundary, as well as the complete legal description for the boundary.

Please let us know if you have any questions, or need additional information.

Sincerely,

Jim Noland

Bryan Wygal

Gary Martinson
Owners of Sublot 3 and Sublot 4

Vicki Martinson

Adeline Hugelen
Owners of Lot 3, Block 3, Hi-Land Heights 1st Subdivision

Veronica Hugelen

ANNEXATION AREA

SECTION 36, T155N, R101W, 5TH P.M.
WILLIAMS COUNTY, NORTH DAKOTA

LEGAL DESCRIPTION

A PARCEL OF LAND BEING SUBLOT NO. 3, SUBLOT NO. 4, AND LOT 3, BLOCK 3 OF HI-LAND HEIGHTS 1ST SUBDIVISION, LOCATED IN THE WEST 1/2 OF THE NORTHEAST ¼ AND THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 36, TOWNSHIP 155 NORTH, RANGE 101 WEST OF THE FIFTH PRINCIPAL MERIDIAN, WILLIAMS COUNTY, NORTH DAKOTA.

SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTH 1/4 CORNER OF SAID SECTION 36, AN EXISTING ALUMINUM CAP MONUMENT, THENCE FROM SAID POINT OF BEGINNING, S89°58'06E, 1319.36 FEET ALONG THE NORTH LINE OF SAID SECTION 36 TO THE EAST 1/16TH LINE OF SAID SECTION WHOSE BASIS OF BEARING IS TAKEN FROM THE PLAT OF SUBLOT 3, ON FILE AND OF RECORD IN THE OFFICE OF THE CLERK AND RECORDER OF WILLIAMS COUNTY, NORTH DAKOTA AS DOCUMENT NO. 557619;

THENCE S00°11'20W, 917.73 FEET ALONG SAID 1/16TH LINE;

THENCE S00°11'06W, 551.49 FEET ALONG SAID 1/16TH LINE TO THE NORTHEAST CORNER OF SUBLOT 4, THE PLAT OF WHICH IS ON FILE AND OF RECORD IN THE OFFICE OF THE CLERK AND RECORDER OF WILLIAMS COUNTY, NORTH DAKOTA AS DOCUMENT NO. 557620;

THENCE S00°11'06W, 1170.54 FEET ALONG SAID EAST 1/16TH LINE TO THE EAST-WEST MIDSECTION LINE OF SAID SECTION 36;

THENCE N89°55'53W, 1320.14 FEET ALONG SAID EAST-WEST MIDSECTION LINE TO THE CENTER ¼ CORNER OF SAID SECTION 36;

THENCE N00°12'12E, 1530.05 FEET ALONG THE NORTH-SOUTH MIDSECTION LINE OF SAID SECTION 36 TO THE SOUTHWEST CORNER OF SAID SUBLOT 3;

THENCE CONTINUING N00°12'12E, 778.86 FEET ALONG SAID NORTH-SOUTH MIDSECTION LINE TO THE SOUTHEAST CORNER OF LOT 3, BLOCK 3 OF HI-LAND HEIGHTS 1ST SUBDIVISION;

THENCE THROUGH THE FOLLOWING FOUR COURSES ALONG THE BOUNDARY OF SAID LOT 3:

1) N89°51'45W, 330.00 FEET;

2) N00°12'12E, 297.00 FEET

3) COUNTERCLOCKWISE ALONG A 33-FOOT RADIUS CURVE TO THE RIGHT, THROUGH AN INTERNAL ANGLE OF 90°03'57, AN ARC DISTANCE OF 51.87 FEET, AND HAVING A CHORD BEARING OF N45°10'14E, 46.70 FEET;

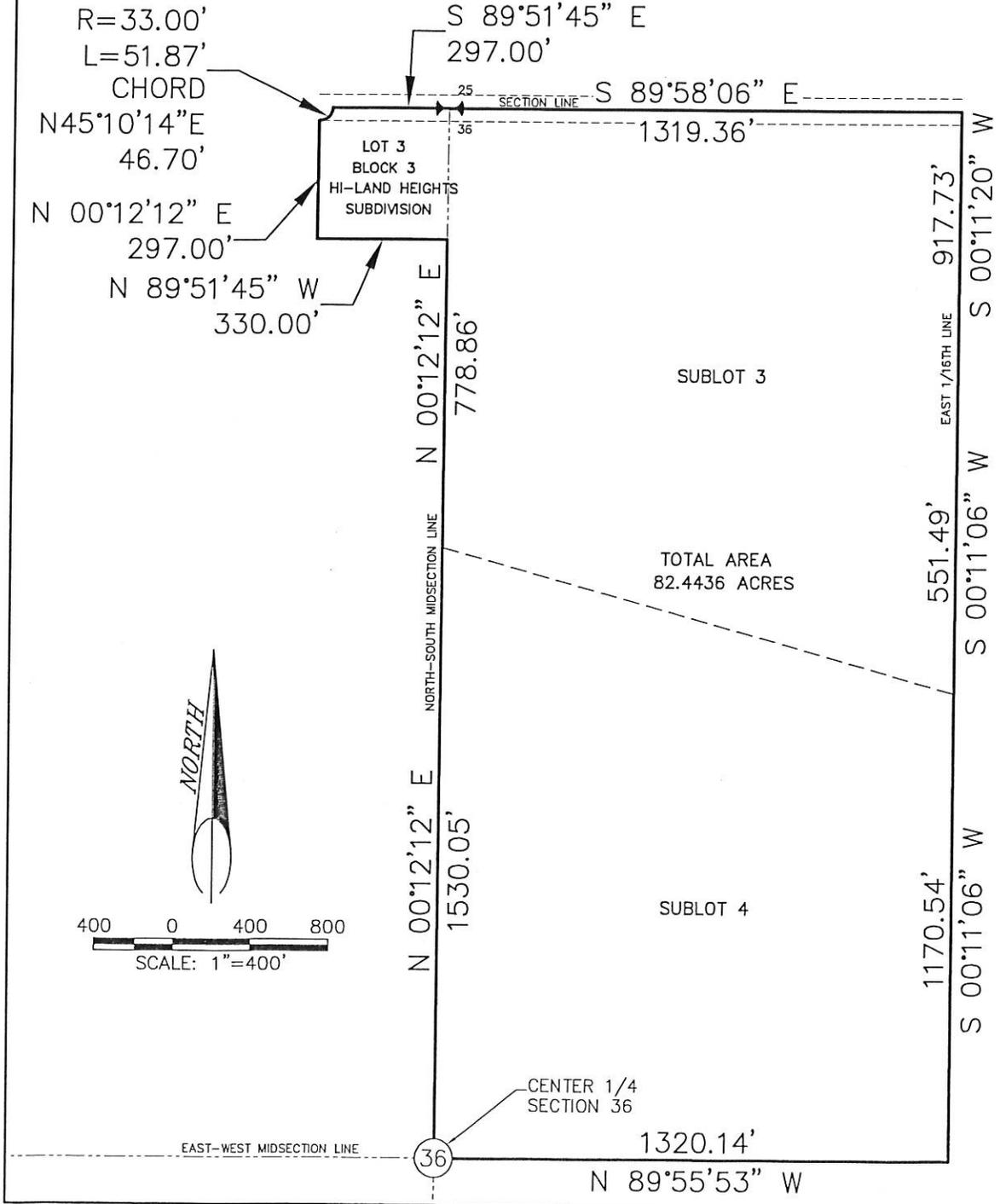
4) S89°51'45E, 297.00 FEET ALONG THE NORTH LINE OF SECTION 36 TO THE NORTH ¼ CORNER OF SAID SECTION AND THE POINT OF BEGINNING;

CONTAINING 82.4436 ACRES, MORE OR LESS.

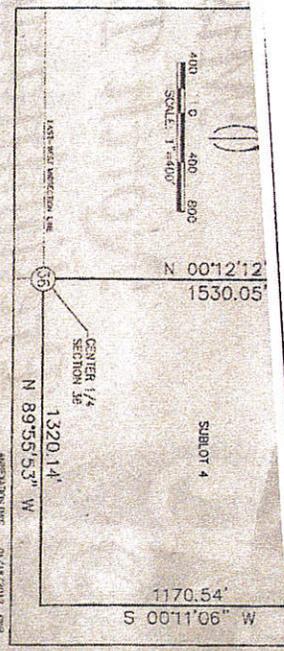
EXHIBIT A

SUBLOT NO. 3, SUBLOT NO. 4, AND
LOT 3, BLOCK 3 OF HI-LAND HEIGHTS 1ST SUBDIVISION
LOCATED IN THE W1/2 NE1/4 AND THE NE1/4NW1/4 OF SECTION 36
T155N, R101W 5TH P.M., WILLIAMS COUNTY, NORTH DAKOTA

JANUARY 2012



PUBLISHED IN
WILLISTON HERALD ON:
THURSDAY
2/9/12



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-s- E. WARD KOESER, President
E. Ward Koeseer, President
Board of City Commissioners

ATTEST:
-s- JOHN KAUTZMAN, City Auditor
John Kautzman, City Auditor

ANNEXATION AREA
SECTION 36, T. 155N, R. 101W, 5TH P.M.
WILLIAMS COUNTY, NORTH DAKOTA

LEGAL DESCRIPTION
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BEGINNING AT THE NORTH 1/4 CORNER OF SAID SECTION 36, AN EXISTING ALUMINUM CAP MONUMENT, THENCE FROM SAID POINT OF BEGINNING, S89°58'08E, 1319.36 FEET ALONG THE NORTH LINE OF SAID SECTION 36 TO THE EAST 1/4 CORNER OF SAID SECTION 36,

Braxton/Olson Annexation Area

Total Area: 106.69 ac.

Support annexation (purple +green) = 82.08 ac. (80%)

Against annexation (red) = 2.63ac (2.46%)

Noland/Wygal Annexation Area

Total Area: 125.02 ac.

Support annexation (purple) = 87.6 ac. (70%)

LEGEND



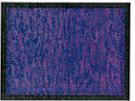
Attended Meeting - support of Annexation



Attended Meeting – no opinion given

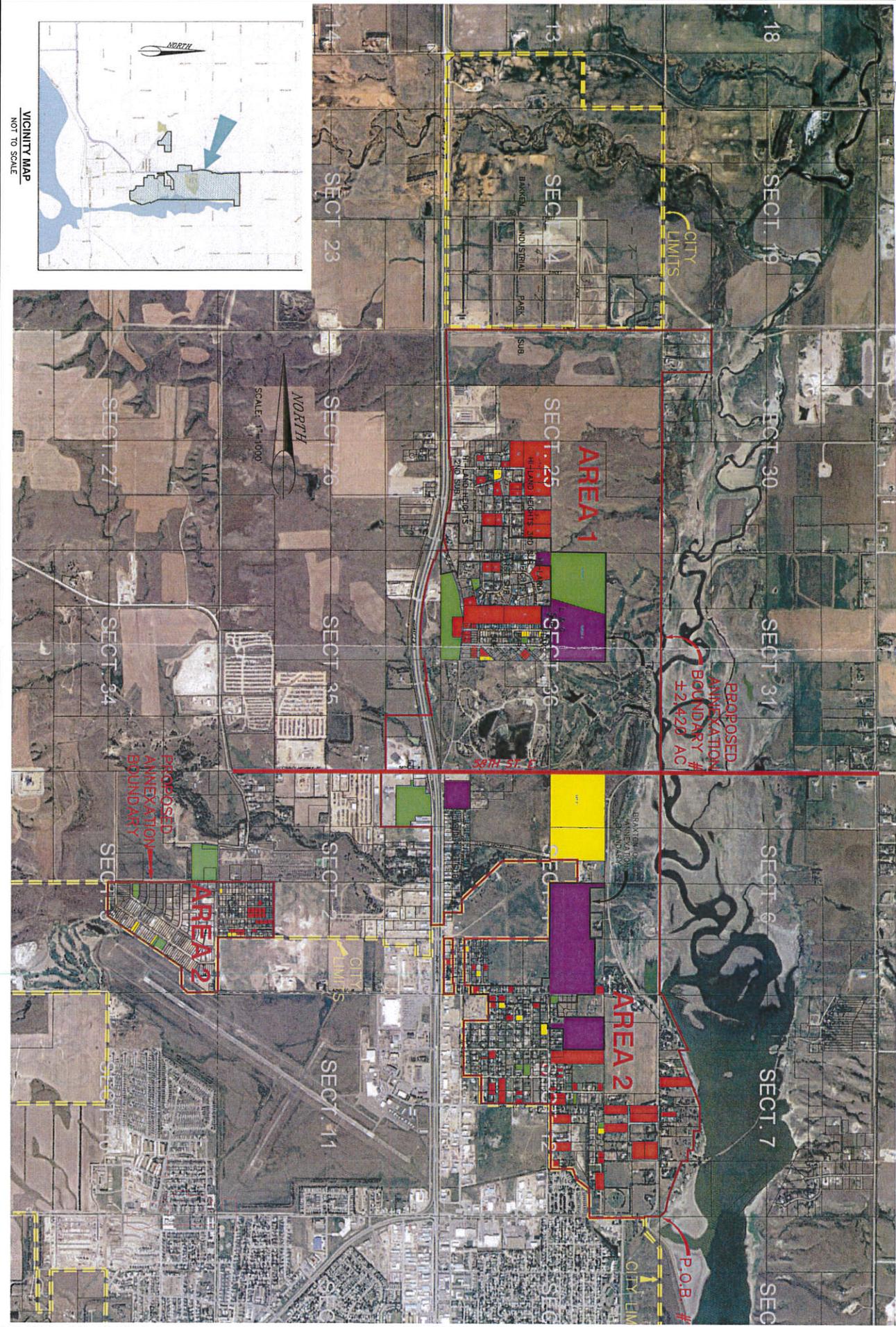
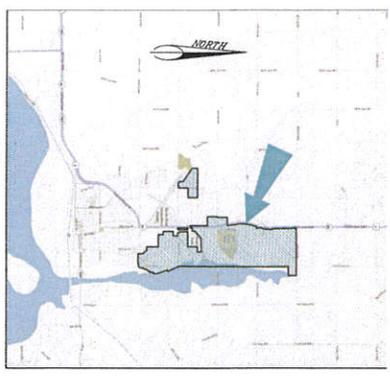


Attended Meeting – opposes annexation



Has previously indicated interest in annexation

VICINITY MAP
NOT TO SCALE



NORTH ANNEXATION AREA

- SCALE
- 1" = 1000'
- DATE
- REVISION
- APP'D
- QUAD
- FROM
- SHEET





| | | |
|------|------|-------|
| CAD | FILE | SCALE |
| DRAW | DATE | BY |
| APP | DATE | BY |
| CHK | DATE | BY |
| APP | DATE | BY |
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SUBLOT 3 OF NE1/4 OF SECTION 36, T156N, R10W

