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RES \$35.00

WILLIAMS COUNTY, ND

COUNTY RECORDER, WILLIAMS COUNTY, ND
I certify that this instrument was filed and recorded
Kari Evenson, County Recorder

8/23/2012 3:31 PM

by Terri Bendixen Deputy 741970



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

RESOLUTION 12 - 103

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a regular meeting of the City Commission held on March 27, 2012, 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 April 2, 2012 and April 9, 2012; and

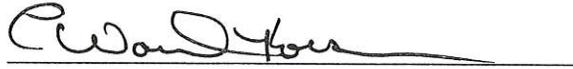
WHEREAS, notice of Resolution was mailed to the owner of each parcel of real property within the area to be annexed at the person's last know mailing address; and

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 Aug. 14, 2012 at 6:00 p.m.; and

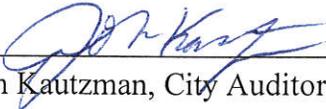
WHEREAS, protests were not filed by more than one fourth (1/4) of the territory proposed to be annexed;

NOW THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Williston, North Dakota, that the property hereinbefore described in Exhibit "A" shall and is hereby declared to be annexed to the City of Williston, North Dakota, in accordance with and pursuant to Section 40-51.2-07 of the North Dakota Century Code.



E. Ward Koeser, President
Board of City Commissioners

ATTEST:



John Kautzman, City Auditor

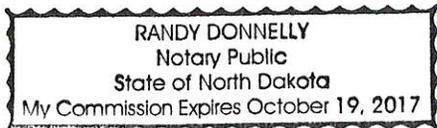
Commissioner Bekkedahl seconded the motion. On roll call, the following Commissioners voted in favor of said motion: Cymbaluk, Bogar, Bekkedahl, Klug & Koeser. The following members voted nay: None. The following members were absent and not voting: None. The majority having voted aye, the motion was carried and the Resolution was duly adopted.

STATE OF NORTH DAKOTA)

:ss.

COUNTY OF WILLIAMS)

On this 22 day of August before me personally appeared E. Ward Koeser and John Kautzman, known to me to be President of the Board of City Commissioners and City Auditor, respectively, of City of Williston, that is described in and that executed the within instrument, and acknowledged to me that such party executed the same.



Notary Public



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WILLIAMS COUNTY, ND

Exhibit "A"

RESOLUTION NO. 12-61

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 2.93 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 are hereby extended to 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 May 7, 2012 at 6:00 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 Bogar moved the adoption of the foregoing resolution. The motion was seconded by Commissioner Klug. On roll call vote of the Commissioners, the following Commissioners voted "AYE": Cymbaluk, Bogar, Klug and Koeser, and the following Commissioners voted "NAY": None. Absent and not voting: Bekkedahl.

WHEREUPON the motion was passed and the Resolution declared adopted this 27th day of March, 2012.




JOHN KAUTZMAN
City Auditor


E. WARD KOESER, President
Board of City Commissioners



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EXISTING DESCRIPTION

Sublot 1 SE ¼, Section 19, Township 154 North, Range 100 West, Williams County, North Dakota,
AND

Tract No. 1 being a parcel of land located in the NW 1/4 of the SE 1/4 of Section 19, Township 154 North, Range 100 West of the Fifth Principal Meridian, Williams County, North Dakota more particularly described as follows: Commencing at the northeast corner of said NW 1/4 of the SE 1/4; thence S00°03'25"E, along the east line of said NW 1/4 of the SE 1/4, a distance of 600.00 feet to a point; thence S89°52'09"W, parallel with the north line of said NW 1/4 of the SE 1/4 a distance of 104.90 feet to a point, said point being on the westerly Right-of-Way line of old Scenic Highway and the U.S. Government Boundary of Lake Sakakawea; thence Southeasterly; thence Southeasterly, along a 909.93 foot radius curve of said Highway Right-of-Way, having a chord bearing S12°28'51", a chord distance of 91.85 feet to a point, said point being the True Point of Beginning; thence continuing along said curve, a chord bearing of S12°27'24"E a chord distance of 167.50 feet to a point; thence continuing along said curve, a chord bearing of S04°11'54"E a chord distance of 239.40 feet to a point; thence continuing along said curve, a chord bearing of S04°11'54"E a chord distance of 60.00 feet to a point on the Northerly Right-of-Way line of the Burlington Northern Railroad; thence S87°02'06"W along said Railroad Right-of-Way a distance of 550.49 feet to a point; thence N02°57'54"W a distance of 465.00 feet to a point; thence N87°05'05"E a distance of 516.43 feet to the True Point of Beginning, containing 5.78 acres, more or less,
AND

Tract No. 2 being a parcel of land located in the NW 1/4 of the SE 1/4 of Section 19, Township 154 North, Range 100 West of the Fifth Principal Meridian, Williams County, North Dakota more particularly describes as follows: Commencing at the northeast corner of said NW 1/4 of the SE 1/4; thence S00°03'25"E, along the east line of said NW 1/4 of the SE 1/4, a distance of 600.00 feet to a point; thence S89°52'09"W, parallel with the north line of said NW 1/4 of the SE 1/4 a distance of 104.90 feet to the True Point of Beginning, said point being on the Westerly Right-of-Way line of the old Scenic Highway and on the U.S. Government Boundary of Lake Sakakawea; thence Southeasterly, along a 909.93 foot radius curve of said Highway Right-of-Way, having a chord bearing S12°28'51"E, a chord distance of 91.85 feet to a point; thence S87°05'05"W a distance of 516.43 feet to a point; thence S02°57'54"E a distance of 465.00 feet to a point on the Northerly Right-of-Way line of the Burlington Northern Railroad; thence S87°02'06"W along said Railroad Right-of-Way a distance of 144.42 feet to a point; thence N00°07'09"W a distance of 586.84 feet to a point on said Government Boundary of Lake Sakakawea; thence N89°52'09"E along said Government Boundary a distance of 615.73 feet to the True Point of Beginning, containing 2.93 acres, more or less.



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