

COPY

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

RESOLUTION - 12-65

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a regular meeting of the City Commission held on January 10, 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 January 13 and January 20, 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 February 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;

EXHIBIT "A"

RESOLUTION NO. 12-01

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 40.0 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 FEBRUARY 14th, 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 Bekkeahl moved the adoption of the foregoing resolution. The motion was seconded by Commissioner Bogar. On roll call vote of the Commissioners, the following Commissioners voted "AYE": Bogar, Klug, Cymbaluk, Bekkeahl, Koeser and the following Commissioners voted "NAY": None. Absent and not voting: None.

WHEREUPON, the motion was passed and the Resolution declared adopted this
10th day of January, 2012.




E. WARD KOESER, President
Board of City Commissioners

ATTEST:


JOHN KAUTZMAN, City Auditor

January 9, 2012

To City of Williston
Re: Annexation Request

Dear Mr. Kautzman

Brutger Equities, Inc. has the following 40.0 acre parcel under contract to purchase:

Township One Fifty-Four (154) North, Range One Hundred-One (101) West, 5th Principal Meridian, Williams County, North Dakota, the Northeast One-Quarter of the Southwest One-Quarter (NE1/4SW1/4) of Section 2 more partially described as follows:

Commencing at the South Quarter corner of said Section 2 as the Point of Commencement, then N89°58'16"W, an assumed bearing, along the south line of said Section 2, a distance of 1319.25 feet, then N00°06'51"E for 1322.83 feet to the Point of Beginning, then N00°06'51"E a distance of 1322.83 feet, then N89°58'33"E a distance of 1318.69 feet, then S00°06'08"W a distance of 1323.44 feet, then N89°59'52"W a distance of 1318.97 feet to the Point of Beginning. This parcel contains 40.06 acres more or less.

Brutger Equities Inc. is requesting Annexation of the above parcel into the City of Williston. Brutger Equities Inc. has the authority under its purchase agreement to request the Annexation and the existing owner has specifically agreed to cooperate with the Annexation Request.

Thank you,

A handwritten signature in black ink, appearing to read 'Larry Brutger', with a long horizontal flourish extending to the right.

Larry Brutger
President
Brutger Equities, Inc.

PROPOSED ANNEXATION

NE1/4SW1/4, Section 2, T.154N. R.101W. 5th P.M.
Williams County, North Dakota

THE WEST CORNER
OF 2-154-101

16TH AVENUE WEST

1/4 LINE

THE SOUTHWEST
CORNER OF
2-154-10

50'

1319.25
N89°58'16"W

1/16 LINE N00°06'51"E
1322.83'

50'

POINT OF BEGINNING

1318.97
N89°59'52"W

N0°06'51"E
1322.83'

1318.69
N89°58'33"E

1323.44
S00°06'08"W

1/4 LINE

THE CENTER 1/4
CORNER OF
OF 2-154-10

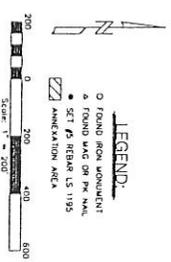
42ND STREET WEST
EXISTING WILLISTON CITY BOUNDARY

BASIS OF BEARINGS (ASSUMED)
THE S1/4 CORNER OF
2-154-10
POINT OF COMMENCEMENT

Annexation Description

Township One Fifty-Four (154) North, Range One Hundred-One (101) West, 5th Principal Meridian, Williams County, North Dakota, the Northeast One-Quarter of the Southwest One-Quarter (NE1/4SW1/4) of Section 2 more particularly described as follows:

Commencing at the South Quarter corner of said section 2 as the Point of Commencement, then N89°58'16"W, an assumed bearing, along the south line of said Section 2, a distance of 1319.25 feet, then N00°06'51"E for 1322.83 feet to the Point of Beginning, then N00°06'51"E a distance of 1322.83 feet, then N89°58'33"E a distance of 1318.69 feet, then S00°06'08"W a distance of 1323.44 feet, then N89°59'52"W a distance of 1318.97 feet to the Point of Beginning. This parcel contains 40.06 acres more or less



WLS

Westrum's Land Surveying, Inc.
Williston, North Dakota

(701) 774-8605

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| Survey for: | Dele Bronson |
| MAP DATE: | Jun. 6, 2012 |
| DRAWN BY: | SLW |
| PAGE: | ONE OF ONE |
| DRAWING NO.: | 11-20 |