

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

RESOLUTION 12-75

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a regular meeting of the City Commission held on May 24, 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 May 24, 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. 12-58

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 762 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 Cymbaluk 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": 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

WEST AREA
ANNEXATION BOUNDARY #1

A tract of land situated in the E1/2 of Section 20, T. 154 N., R. 101 W., 5th P.M., Williams County, North Dakota; said tract being more particularly described as follows, to-wit:

Beginning at a point on the north right-of-way line of Highway 2 & 85 (Dakota Parkway) being the southeast corner of the Schlumberger Technology Corporation parcel, Document No. 703946 of the Williams County records; thence, from said Point of Beginning, North along the east line of Schlumberger, to the northeast corner of Schlumberger; said corner also being the northwest corner of Lots 3 & 4, Block 2 of Sunset Subdivision; thence East along the north line of said Block 2 and the north line of Lots 6 & 7 of Block 1 of said Sunset Subdivision, to the northeast corner of said Lot 6; said corner also being the southwest corner of Lot 4 of said Block 1; thence North along the west line of said Lot 4 and the west line of Lots 1, 2, & 3 of said Block 1 to the northwest corner of said Lot 1; said corner also being on the south line of the Burau parcel, Document No. 582553; thence West along said south line to the southwest corner of the Burau parcel, Document No. 606135, said southwest corner also being on the easterly right-of-way line of 139th Avenue Northwest; thence along said easterly right-of-way line in a northerly direction to the southeast lot corner of a parcel, Document No. 649129, said southeast corner also being the northwest corner of the Sivalls Inc. parcel, being the N1/2NE1/4NE1/4 of said Section 20; thence leaving said easterly right-of-way line in an easterly direction to the along the north line of Sivalls to the northeast corner of Sivalls; thence South along the east line of Sivalls to the southeast corner of Sivalls; said corner also being the northeast corner of the Burau; thence South along the east line of Burau to the southeast corner of Burau; thence west along the south line of Burau to the northeast corner of said Lot 1, Block 1 of Sunset Subdivision; said corner also being on the west right-of-way line of 139th Avenue NW; thence South along said west right-of-way line to the north right-of-way line of Highway 2 & 85(Dakota Parkway); thence West along north right-of-way line to the Point of Beginning.

said described tract having an area of 195 acres, more or less.

WEST AREA
ANNEXATION BOUNDARY #2

A tract of land situated in Section 21, T. 154 N., R. 101 W., 5th P.M., Williams County, North Dakota; said tract being more particularly described as follows, to-wit:

Beginning at a point on the north right-of-way line of Highway 2 & 85 (Dakota Parkway) being the southeast corner of the Lindsey Implement Inc. parcel, being Sublot 1 in the SW1/4SW1/4 of said Section 21; said corner also being on the east right-of-way line of 139th Avenue NW; thence, from said Point of Beginning, North along said east right-of-way line to northwest corner of the Wagner parcel, Document No. 676091 of the Williams County records; thence East along the north line of Wagner and the north line of the M&K Hot Shot & Trucking Inc. parcel, being Sublot 14 in the N1/2SW1/4NW1/4 of said Section 21, Document No. 676091, to the northeast corner of M&K; said corner also being the southeast of the Hagan parcel, being the N1/2NE1/4, SE1/4NE1/4, & NE1/4NW1/4 of said Section 21, Document No. 692808; thence North along the west line of Hagan to the northwest corner of Hagan; thence East along the north line of Hagan to a point on said north line being approximately 882.5 feet west of the northeast corner of Hagan; said point also being on the existing boundary of the limits of the City of Williston, per Resolution No. 11-59; thence along said city limit boundary the following courses:

South to a point on the north line of the Erickson Trust parcel, being Sublot 10 in the SE1/4 of said Section 21, Document No. 692398;

East to a point on said north line of Erickson being approximately 62.5 feet west of the northeast corner of Erickson; said corner also being on the east line of said Section 21;

South running parallel to and 62.5 feet west of said east line of Section 21 to a point on the north right-of-way line of Highway 2 & 85 (Dakota Parkway); said point also being on the south line of the KML Properties LLP parcel, being Sublot 11 in the SE1/4 of said Section 21, Document No. 644503; thence Southwesterly along said south line of KML to the south east corner of the Loomer parcel, being a tract in the W1/2SE1/4SE1/4, Document No. 540155; thence Northwesterly along the east line of Loomer to the northeast corner of Loomer; thence Southwesterly along the north line of Loomer to the northwest corner of Loomer; said corner also being the southwest corner of Erickson; thence Northwesterly along the west line of Erickson to then northwest corner of Erickson; said corner also being on the south line of the Hagan parcel, being the SW1/4NE1/4, SE1/4NW1/4, & the North 610' of NE1/4SW1/4 of said Section 21, Document No. 692808; thence West along said south line of Hagan to the southeast corner of Hagan; thence South to the northeast corner of the Loomer parcel, being the SE1/4SW1/4 & a portion of the NE1/4SW1/4 of said Section 12, Document No. 540155; thence West along the North Loomer to the northwest corner of Loomer, said corner also being on the east line of Lot 4 of Morelli Subdivision; thence South along the west line of Loomer to the southwest corner of Loomer, said corner also being on the north right-of-way line of said Highway 2 & 85 (Dakota Parkway) along the following courses;

West along to the east property line of CCP Prop LLC, Document No. 680140; thence South along said east property line; thence West along the south property line of said CCP Prop LLC; thence North to the south property line of said CCP Prop LLC; thence West to the Point of Beginning;

said described tract having an area of 380 acres, more or less.

WEST AREA
ANNEXATION BOUNDARY #3

A tract of land situated in Section 22, T. 154 N., R. 101 W., 5th P.M., Williams County, North Dakota; said tract being more particularly described as follows, to-wit:

Beginning at a point being the northeast corner of the Severson Trust parcel, being Outlot 1 in the SW1/4NE1/4 of said Section 22, Document No. 609710 of the Williams County records; thence, from said Point of Beginning, South to the southeast corner of Severson; thence West along the south line of Severson to the northwest corner of Lot 1, Block 1 of VO Subdivision, Document No. 656202; thence Southeasterly along the west line of said Lot 1 to the northeast corner of the Reiger property, being a parcel of land containing 3.5 acres, more or less, lying within the SW1/4NE1/4 of said Section 22, Document No. 709195; thence West along the north line of Reiger to the northwest corner of Reiger; said corner also being on the east line of the Scofield parcel, being the west 396' in the SW1/4NE1/4 of said Section 22; thence South along said east line of Scofield to the southeast corner of Scofield; thence West along the south line of Scofield to the southwest corner of Scofield; said corner also being the northeast corner of the Reiger parcel, being Outlot 3 in the NE1/4SW1/4 of said Section 22; thence West along the north line of Reiger to the northwest corner of Reiger; thence South along the west line of Reiger to the southwest corner of Reiger; said corner also being the southeast corner of the Kitzenberg parcel, Document No. 598765; thence Southwesterly along the south line of Kitzenberg to the southwest corner of Kitzenberg; said point also being on the existing boundary of the limits of the City of Williston, per Resolution No. 11-59; thence along said city limit boundary by the following courses:

North running parallel to and 62.5 feet east of west line of said Section 22 to a point on the east-west midsection line of said Section 22;

East along said midsection line approximately 820 feet;

North running parallel to and 882.5 feet east of said west line of Section 22 to a point on the south line of the Hagan parcel, being the N1/2NW1/4, S1/2NW1/4NE1/4 of said Section 22, Document No. 692808; thence East along said south line of Hagan to the southeast corner of Hagan, being the Point of Beginning;

said described tract having an area of 113 acres, more or less.

WEST AREA
ANNEXATION BOUNDARY #4

A tract of land situated in the NE1/4 of Section 28, the SW1/4 of Section 21, and the S1/2 of Section 22, T. 154 N., R. 101 W., 5th P.M., Williams County, North Dakota; said tract being more particularly described as follows, to-wit:

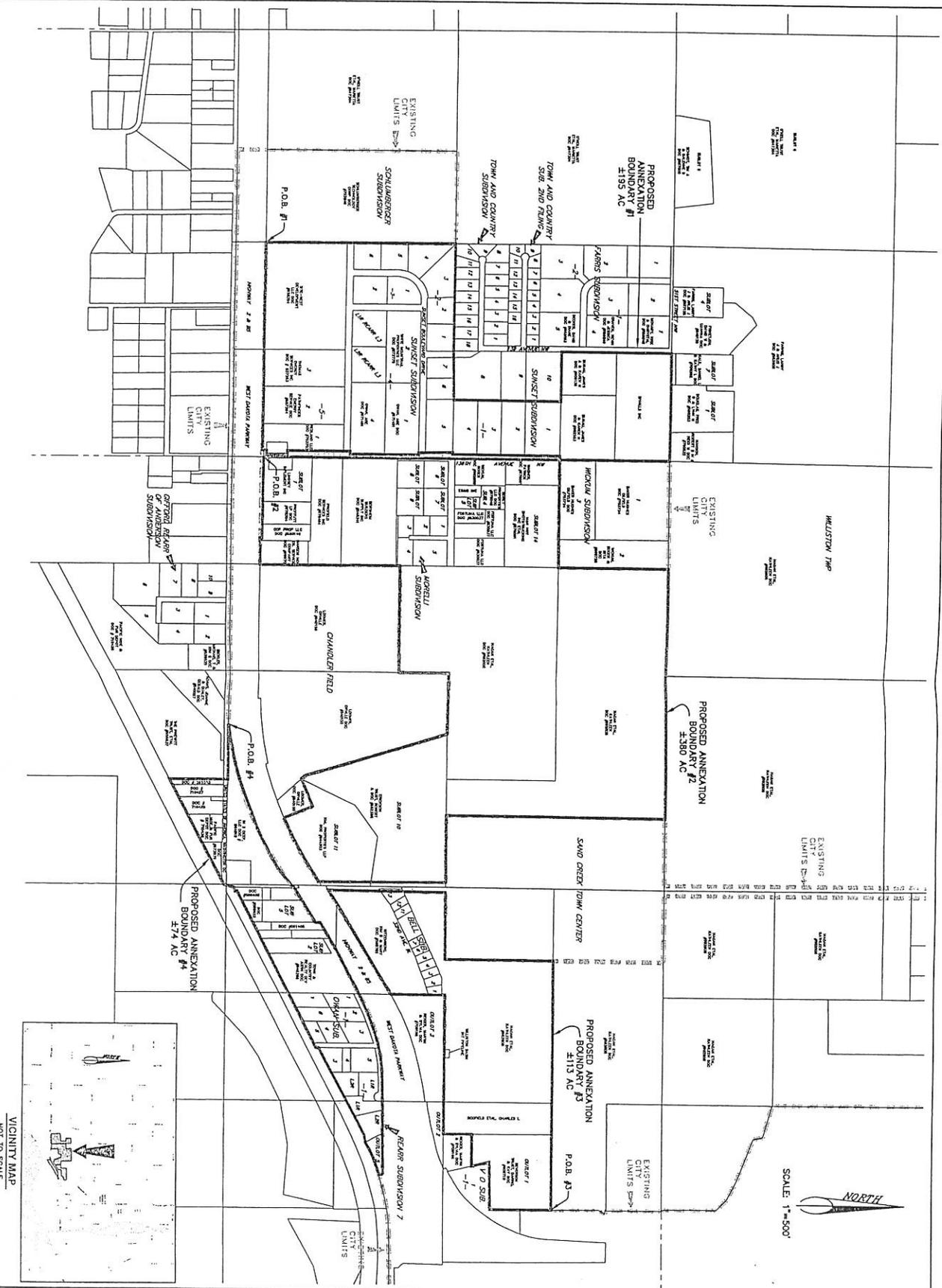
Beginning at a point being the southwest corner of the In 2 Deep, LLC, Document No. 664519 of the Williams County records, said point also being on the southerly right-of-way line of Highway 2 & 85 (Dakota Parkway); thence along said southerly right-of-way line by the following courses:

Northeasterly to the northeast corner of said In 2 Deep, LLC parcel, said corner also being on the westerly line of the Old Highway right-of-way located in the SW1/4SW1/4 of said Section 22; thence in a northeasterly direction to the northwest corner of Sublot 5 located in the SW1/4SW1/4 of said Section 22; thence in a northeasterly direction to the northeast corner of said Sublot 5, said corner also being on the west line of a parcel with Document No. 661405; thence in a northerly direction to the northwest corner of said parcel with Document No. 661405; thence in an easterly direction to the northeast corner of said parcel with Document No. 661405; thence in a northeasterly direction to the northwest corner of the Town & Country Realty Dev. Assn. with Document No. 646268; thence along the northerly line of said Town & Country Realty Dev. Assn. to the northeast corner of said Town & Country Realty Dev. Assn., said corner also being the northwest corner of the Owan Subdivision; thence along the northerly boundary line of said Owan Subdivision to the northeast corner of said Owan Subdivision, said northeast corner also being the northwest corner of Rearr Subdivision; thence along the northerly boundary lien of said Rearr Subdivision to the northeast corner of said Rearr Subdivision, said point also being the northeast corner of Outlot 5 of Rearr Subdivision; thence along the easterly line of said Outlot 5 to the southeast corner of said Outlot 5;

Thence leaving said southerly right-of-way line of Highway 2 & 85 (Dakota Parkway), in a southwesterly direction to the southwest corner of said Outlot 5, said southwest corner also being the southeast corner of Lot 2R of said Rearr Subdivision; thence along the south lot line of said Lot 2R in a southwesterly direction and through a bearing break to the southwest corner of said Lot 2R; thence in a southwesterly direction to the southwest boundary corner of said Rearr Subdivision, said southwest corner also being on the east boundary line of Owan Subdivision; thence leaving said south boundary line of said Rearr Subdivision to the southeast corner of said Owan Subdivision; thence along the south line of said Owan Subdivision to the southwest corner of said Owan Subdivision, said southwest corner also being the southeast corner of Town & Country Realty Dev. Assn. Document No. 646268; thence in a southwesterly direction to a corner on the southerly lot line of a parcel with Document No. 589652; thence in a southeasterly direction along the lot line of said parcel with Document No. 589652; thence in a southwesterly direction along the southerly lot line of a parcel with Document No. 589652; thence in a southwesterly direction to the southeast corner of a parcel owned by the United States of American, Washington DC; thence along the southerly line of said parcel owned by the United States of American, Washington DC to the northeast corner of a parcel with Document No.

673579; thence leaving said southerly line of parcel owned by the United States of American, Washington DC to the southwest corner of a parcel with Document No. 595555; thence North to the northwest corner of said parcel with Document No. 595555, said corner being on the southerly line of said parcel owned by the United States of American, Washington DC; thence leaving said southerly line of said parcel owned by the United States of American, Washington DC continuing in a northerly direction along the bearing of the parcel with Document No. 595555 to the northerly line of a parcel owned by the United States of American, Washington DC; thence west along said northerly line of a parcel owned by the United States of American, Washington DC to the intersection of the southerly right-of-way line of Highway 2 & 85 (Dakota Parkway), being the Point of Beginning.

said described tract having an area of 74 acres, more or less.



VICINITY MAP
 DATE: 07/20/12

DATE: 07/20/12
 DRAWN BY: JRS/CLS
 CHECKED BY: JRS/CLS
 APPROVED BY: JRS/CLS
 TITLE: ANNEXATION EXHIBIT
 PROJECT: 12-1407

PORTIONS OF SECTIONS 20, 21, 22 & 28, T. 154 N., R. 101 W. 5th P.M., WILLIAMS COUNTY, NORTH DAKOTA

ANNEXATION EXHIBIT

SANDERSON STEWART
 www.sandersonstewart.com