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House 7-13-12

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

RESOLUTION 12 - 92

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a regular meeting of the City Commission held on July 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 May 31, 2012 and June 7, 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 July 10, 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.

Brad Bekkedahl, Vice President
Board of City Commissioners

ATTEST:

CITY OF WILLISTON SEAL WILLIAMS COUNTY, NORTH DAKOTA

John Kautzman, City Auditor

Commissioner Koeser seconded the motion. On roll call, the following Commissioners voted in favor of said motion: Bekkedahl, Klug, Cymbaluk, & Koeser. The following members voted nay: none. The following members were absent and not voting: Bogar. 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 12 day of July, 2012 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.

RANDY DONNELLY
Notary Public
State of North Dakota
My Commission Expires October 19, 2017

Notary Public

exhibit "A"

**RESOLUTION NO. 12-72**

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 7 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 July 10, 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 Klug moved the adoption of the foregoing resolution. The motion was seconded by Commissioner Cymbaluk. On roll call vote of the Commissioners, the following Commissioners voted "AYE": Bekkedahl, Klug, Cymbaluk, Bogar and 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 May, 2012.

CITY OF WILLISTON SEAL WILLIAMS COUNTY, NORTH DAKOTA

EDWARD KOESER, President
Board of City Commissioners

JOHN KAUTZMAN
City Auditor

"THE ISLAND" ANNEXATION BOUNDARY

A tract of land situated in the SW1/4SW1/4 of Section 1, T. 154 N., R. 101 W., 5th P.M., Williams County, North Dakota; said tract being more particularly described as follows, to-wit:

Beginning a point on the easterly right-of-way line of 2nd Avenue West being the northwest corner of the Christianson parcel, Document No. 604735 of the Williams County Records; thence, from said Point of Beginning, in an easterly direction along the north line of said Christianson parcel to the northeast corner of said Christianson parcel; thence in a southerly direction along the east line of said Christianson parcel to the northeast corner of the Christianson parcel, Document No. 610080; thence in a southerly direction along the east line of said Christianson parcel to the northeast corner of Block 1 of Sawvell Subdivision; thence in a southerly direction along the east line of said Block 1 to the northeast corner of Block 2 of Sawvell Subdivision; thence in a southerly direction along the east line of said Block 2 to the northeast corner of the Kochel parcel, Document No. 541974; thence in a southerly direction along the east line of said Kochel parcel to the northeast corner of the Coppe parcel, Documents No. 617939 & 619261; thence in a southerly direction along the east line of said Coppe parcel to the northeast corner of the Blank Family Trust parcel, Document No. 608424; thence in a southerly direction along the prolongation the east line of said Blank Family Trust parcel to the northeast corner of Lot 2, Block 1 of Hollen Subdivision; thence in a southerly direction along the east line of said Lot 2 to the northwesterly-most corner of Lot 1, Block 1 of said Hollen Subdivision; thence in an easterly direction along the north line of said Lot 1 to the northeast corner of said Lot 1; thence in a southerly direction along the prolongation of the east line of said Lot 1 to a point on the south line of said Section 1; thence in a westerly direction along said south line to the east right-of-way line of 2nd Avenue West; thence in a northerly direction along said east right-of-way line to said Point of Beginning;

Said described tract having an area of 7 acres, more or less.

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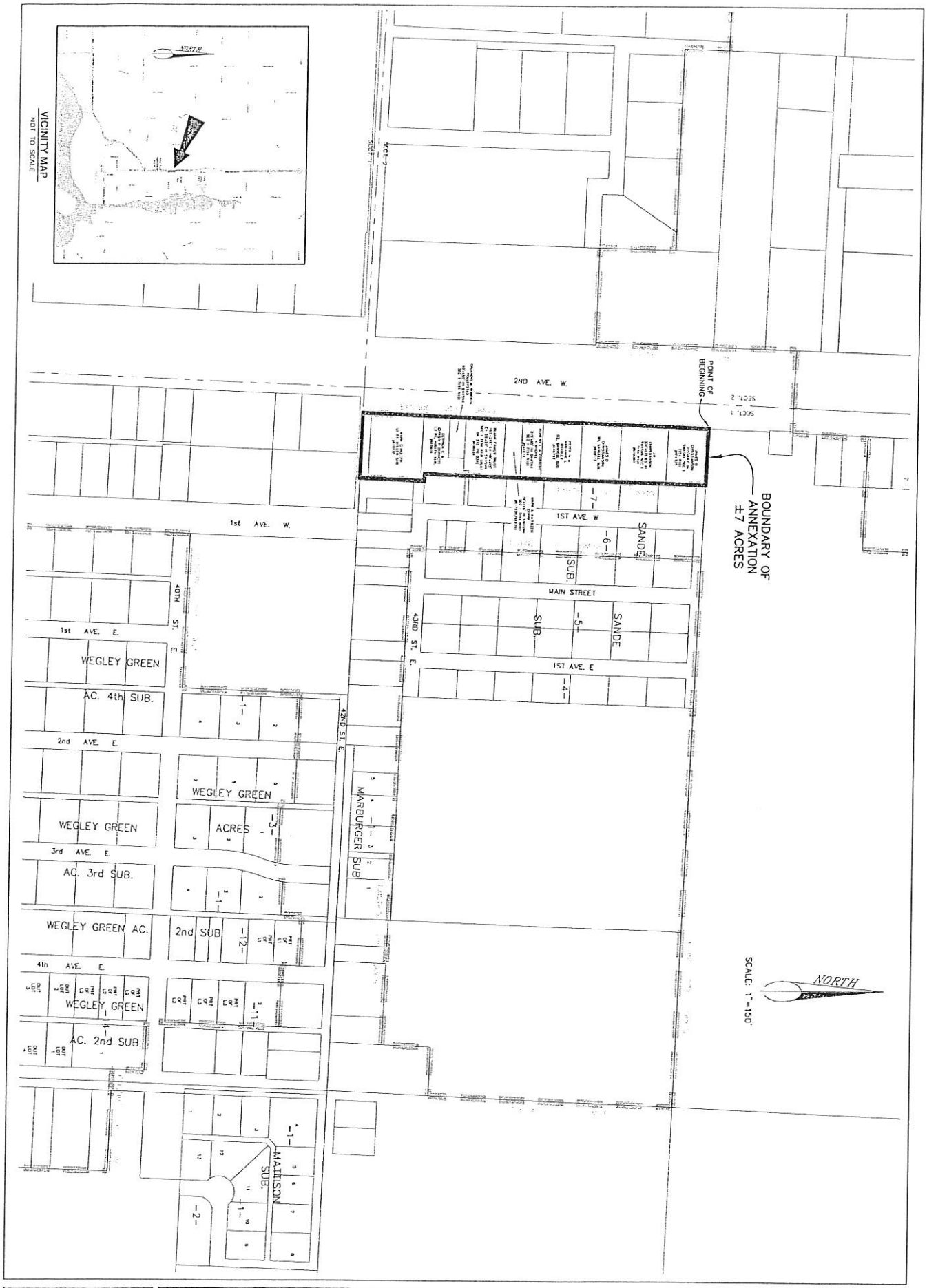


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|---|---|---|---|
| C.A.D. DATE: 5/23/12 REVISIONS: | PARCELS ADJACENT TO 2nd AVENUE IN SAWVELL SUBDIVISION AND THE SW1/4SW1/4 OF SECTION 1, T. 154 N., R. 101 W., 5TH P.M., WILLIAMS COUNTY, NORTH DAKOTA | | SANDERSON STEWART |
| APPROVED BY: QUALITY ASSURANCE: | ANNEXATION EXHIBIT | | www.sandersonstewart.com |
| SCALE: 1"=150' FILE: ANNEXATION EXHIBIT PROJECT NO. P-12007 SHEET 1 OF 1 | | | |