AN ORDINANCE ANNEXING TO THE CITY OF WILLISTON, WILLIAMS COUNTY, NORTH DAKOTA, THAT CERTAIN TERRITORY CONTIGUOUS THERETO AND NOT EMBRACED WITHIN THE LIMITS THEREOF, LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15, TOWNSHIP 154 NORTH, RANGE 101 WEST OF THE FIFTH PRINCIPAL MERIDIAN, WILLIAMS COUNTY, NORTH DAKOTA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15, SAID POINT BE THE SOUTHWESTERLY CORNER OF THE CREEKSIDERIDGE SUBDIVISION, CITY OF WILLISTON, NORTH DAKOTA; THENCE S 74° 59' 10" E, ON AND ALONG THE SOUTHERLY BOUNDARY OF SAID CREEKSIDERIDGE SUBDIVISION, A DISTANCE OF 443.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S 74° 59' 10" E, ON AND ALONG SAID SOUTHERLY BOUNDARY OF THE CREEKSIDERIDGE SUBDIVISION AND THE SOUTHERLY BOUNDARY OF THE ENDRES SECOND ADDITION, CITY OF WILLISTON, NORTH DAKOTA, A DISTANCE OF 936.92 FEET TO THE INTERSECTION OF THE SOUTH LINE OF SAID ENDRES SECOND ADDITION AND THE WEST RIGHT-OF-WAY LINE OF 19TH. AVENUE WEST; THENCE S 28° 14' 19" E, ON AND ALONG SAID WEST RIGHT-OF-WAY LINE OF 19TH. AVENUE WEST, A DISTANCE OF 345.86 FEET TO THE NORTHEAST CORNER OF LOT 2 OF BLOCK 1 OF THE HERMAN SUBDIVISION, CITY OF WILLISTON, NORTH DAKOTA; THENCE N 89° 51' 40" W, ON AND ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 173.99 FEET TO THE NORTHWEST CORNER OF SAID LOT 2, SAID POINT BEARS N 0° 02' 14" E, A DISTANCE OF 659.70' FROM THE SOUTHEAST CORNER OF SAID SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15; THENCE N 46° 59' 06" W A DISTANCE OF 179.39 FEET; THENCE N 62° 34' 04" W A DISTANCE OF 241.02 FEET; THENCE N 68° 57' 49" W A DISTANCE OF
569.22 FEET; THENCE N 09°59'16" W A DISTANCE OF 110.0 FEET TO THE
POINT OF BEGINNING, CONTAINING 4.03 ACRES MORE OR LESS;

ONCE PLATTED TO BE KNOWN AS DAYBREAK SUBDIVISION;

SEE EXHIBIT "A" ATTACHED.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF
WILLISTON, NORTH DAKOTA, AS FOLLOWS:

Section 1: Petition presented. A petition signed by the owner of not less than three-
fourths (3/4ths) in assessed value of the property in the territory contiguous or adjacent to the
City of Williston, Williams County, North Dakota, and not embraced within the limits thereof
described as follows, to-wit:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST
1/4 OF THE SOUTHEAST 1/4 OF SECTION 15, SAID POINT BE THE
SOUTHWESTERLY CORNER OF THE CREEK SIDE RIDGE SUBDIVISION,
CITY OF WILLISTON, NORTH DAKOTA; THENCE S 74° 59’ 10” E, ON
AND ALONG THE SOUTHERLY BOUNDARY OF SAID CREEK SIDE
RIDGE SUBDIVISION, A DISTANCE OF 443.51 FEET TO THE POINT OF
BEGINNING; THENCE CONTINUING S 74°59’10” E, ON AND ALONG
SAID SOUTHERLY BOUNDARY OF THE CREEK SIDE RIDGE
SUBDIVISION AND THE SOUTHERLY BOUNDARY OF THE ENDRES
SECOND ADDITION, CITY OF WILLISTON, NORTH DAKOTA, A
DISTANCE OF 936.92 FEET TO THE INTERSECTION OF THE SOUTH
LINE OF SAID ENDRES SECOND ADDITION AND THE WEST RIGHT-OF-
WAY LINE OF 19TH. AVENUE WEST; THENCE S 28°14’19” E, ON AND
ALONG SAID WEST RIGHT-OF-WAY LINE OF 19TH. AVENUE WEST, A
DISTANCE OF 345.86 FEET TO THE NORTHEAST CORNER OF LOT 2 OF
BLOCK 1 OF THE HERMAN SUBDIVISION, CITY OF WILLISTON,
NORTH DAKOTA; THENCE N 89°51’40” W, ON AND ALONG THE NORTH
LINE OF SAID LOT 2, A DISTANCE OF 569.70 FEET TO THE
SOUTHWEST CORNER OF SAID LOT 2, SAID POINT BEARS N 0°02’14” E,
A DISTANCE OF 659.70 FROM THE SOUTH EAST CORNER OF SAID
SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15; THENCE N
46°35’06” W A DISTANCE OF 179.39 FEET; THENCE N 62°34’04” W A
DISTANCE OF 241.02 FEET; THENCE N 68°57’49” W A DISTANCE OF
569.22 FEET; THENCE N 09°59’16” W A DISTANCE OF 110.0 FEET TO THE
POINT OF BEGINNING; CONTAINING 4.03 ACRES MORE OR LESS;

ONCE PLATTED TO BE KNOWN AS DAYBREAK SUBDIVISION;

SEE EXHIBIT “A” ATTACHED.
was presented to the Board of City Commissioners of the City of Williston on August 28, 2007; Notice of Presentation of Petition was given by the Petitioner by publication in the Williston Daily and Sunday Herald, the official newspaper of said City of Williston on the 12th day of July, 2007.

Section 2: Proceedings and Petition Sufficient. Said Petition for annexation of the territory described in Section 1 hereof and the proceedings had thereon are legally sufficient in all respects. That no legal cause has been shown why said Petition for annexation should not be in all things granted and said territory annexed.

Section 3: Territory annexed. Pursuant to said Petition for Annexation, that certain territory contiguous or adjacent to the City of Williston, Williams County, North Dakota, and not embraced within the limits thereof, described as follows, to-wit:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15, SAID POINT BE THE SOUTHWESTERLY CORNER OF THE CREEKSIDE RIDGE SUBDIVISION, CITY OF WILLISTON, NORTH DAKOTA; THENCE S 74° 59' 10" E, ON AND ALONG THE SOUTHERLY BOUNDARY OF SAID CREEKSIDE RIDGE SUBDIVISION, A DISTANCE OF 443.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S 74°59'10" E, ON AND ALONG SAID SOUTHERLY BOUNDARY OF THE CREEKSIDE RIDGE SUBDIVISION AND THE SOUTHERLY BOUNDARY OF THE ENDRES SECOND ADDITION, CITY OF WILLISTON, NORTH DAKOTA, A DISTANCE OF 936.92 FEET TO THE INTERSECTION OF THE SOUTH LINE OF SAID ENDRES SECOND ADDITION AND THE WEST RIGHT-OF-WAY LINE OF 19TH. AVENUE WEST; THENCE S 28°14'19" E, ON AND ALONG SAID WEST RIGHT-OF-WAY LINE OF 19TH. AVENUE WEST, A DISTANCE OF 345.86 FEET TO THE NORTHEAST CORNER OF LOT 2 OF BLOCK 1 OF THE HERMAN SUBDIVISION, CITY OF WILLISTON, NORTH DAKOTA; THENCE N 89°51'40" W, ON AND ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 173.99 FEET TO THE NORTHWEST CORNER OF SAID LOT 2, SAID POINT BEARS N 0°02'14" E, A DISTANCE OF 659.70' FROM THE SOUTHEAST CORNER OF SAID SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 15; THENCE N 46°35'06" W A DISTANCE OF 179.39 FEET; THENCE N 62°34'04" W A DISTANCE OF 241.02 FEET; THENCE N 68°57'49" W A DISTANCE OF 569.22 FEET; THENCE N 09°39'16" W A DISTANCE OF 110.0 FEET TO THE POINT OF BEGINNING; CONTAINING 4.03 ACRES MORE OR LESS;

ONCE PLATTED TO BE KNOWN AS DAYBREAK SUBDIVISION;

SEE EXHIBIT "A" ATTACHED.
be and the same is hereby annexed to said City of Williston.

Section 4: Zoning Designation. The territory herein before described shall be designated and included within R3: Lowrise Multi-Family and Townhouse Residential and C3: Restricted Commercial of the zoning ordinance of the City of Williston (Ordinance No. 613, as amended).

Section 5: Ordinance and Map of Annexed Territory to be Filed. A copy of this Ordinance with an accurate map of the said annexed territory certified by the President of the Board of City Commissioners as the Executive Officer of said City, shall be filed and recorded in the office of the Register of Deeds of Williams County, North Dakota, in which said annexed territory is situated.

Section 6: Ordinance Amended. Wherever any ordinance or resolution having current or prospective operation in force to the northernmost limits of the City of Williston, such ordinance or resolution, as the case may be, is hereby amended and shall be construed so as to include the said annexed territory. Provided, however, in the case of election precincts, the said territory shall be included in Precinct 76 of said City of Williston.

Commissioner Lawson moved the adoption of the foregoing Ordinance. The motion was seconded by Commissioner Bekkedahl. Upon roll call vote the following Commissioners voted "AYE": Bekkedahl, Underhill, Lawson, Bogar and Koeser and the following Commissioners voted "NAY": None. Absent and not voting: None.

WHEREUPON, the motion was passed, and the Ordinance declared amended this 11th day of September, 2007.

ATTEST:

E. WARD KOESER, President
Board of City Commissioners

JOHN KAUTZMAN, City Auditor

FIRST READING: August 28, 2007
SECOND READING: September 11, 2007
PUBLISHED: N/A
EXHIBIT A

NOTICE OF PROPOSED ANNEXATION

The County of Williams, in managing capacity of Clearwater Ridge Partners, LLC and Development, LLC, have petitioned the City of Williams to annex a parcel of land located in Williams Township, located in the Southwesterly corner of the Northeast Quarter of Section 15, Township 156 North Range 94 West of the 112th Principal Meridian, Williams County, North Dakota, and more particularly described as follows:

PROPOSED ANNEXATION AREA

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, THENCE WEST ALONG THE SOUTHWEST LINE OF THE SOUTHWEST QUARTER OF SECTION 15; THENCE WEST ALONG THE SOUTHWEST LINE OF THE CITY OF WILLIAMS, NORTH DAKOTA; THENCE SOUTH ALONG THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF SECTION 15, A DISTANCE OF 645.46 FEET; THENCE SOUTH A DISTANCE OF 439.28 FEET; THENCE SOUTH A DISTANCE OF 170.99 FEET; THENCE WEST A DISTANCE OF 161.07 FEET; THENCE NORTH A DISTANCE OF 161.07 FEET TO THE BEGINNING.

THE ABOVE DESCRIPTION IS correct and accurate, and is subject to and spans all easements and restrictions of the City of Williams and of Williams County, North Dakota, the parcel of land is also subject to the right-of-way easement of record as described in the record at the Williams County Court House.

[Date 12, 2020]
STATE OF NORTH DAKOTA)
  ss.
COUNTY OF WILLIAMS)

On this 26th day of September, 2007, before me personally appeared E. Ward Koeser and John Kautzman, known to me to be the President of the Board of City Commissioners and City Auditor, respectively, of the corporation that is described in and that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

[Signature]
Notary Public
My commission expires: 02/26/2008