



Community Development Department

MEMORANDUM CORRECTIVE ANNEXATION

TO: Connie Kassian, CenturyLink
Mike Berg, Capital Electric Cooperative
Craig Lohstreter, MDU
Rebecca Naslund, MDU
Doug Wiseman, MDU
Bill Boyd, Midcontinent Communications
Dennis Kuntz, USPS
Steve Nelson, ND Department of Transportation
Darin Scherr, Bismarck School District
Susan Rood, Office of the State Tax Commissioner
Brady Blaskowski, Building Inspections
Randy Ziegler, Police Department
Deb Goodsell, City Assessing
Gabe Schell, City Engineer
Marcus Hall, County Engineer
Corrine Jochim, County Auditor's Office
Greg Carlson, County GIS
Joel Boespflug, Fire Department
Kelly Leben, Sheriff's Office
Jami Wangler, GIS
Darrel Nucech, GIS
Jared Auch, GIS
Stacy Sandgren, Fire Department
North Dakota State Tax Department
Cleary Johs, Engineering

RECEIVED
JUL 12 2017
TAX COMMISSIONER

FROM: City Community Development Department ~ Planning Division

DATE: July 10, 2017

SUBJECT: Annexation

Please be advised that the following corrective annexation was recently completed and recorded:
Various lots and tracts in Sections 25-27/Hay Creek Township and Section 31, Gibbs Township.

(See attached ordinance and map)

The above corrective annexation was approved by the Board of City Commissioners on May 9, 2017 and was recorded by the Recorder's Office on July 6, 2017.

If you have any questions or need any additional information on this request, please contact Daniel Nairn, the planner in our office assigned to this request, at 355-1854.





**CORRECTIVE RESOLUTION
(CORRECTING DOCUMENT NUMBER 839828)**

**RESOLUTION EXTENDING THE BOUNDARIES OF THE CITY OF BISMARCK,
NORTH DAKOTA, AND ANNEXING TRACTS OF LAND TO THE BOUNDARIES
OF THE PRESENT CORPORATE LIMITS.**

BE IT RESOLVED by the Board of City Commissioners of the City of Bismarck,
North Dakota:

WHEREAS, it appears that the area hereinafter described contiguous with the
boundaries of the City of Bismarck should be annexed to the City of Bismarck, and

WHEREAS, Section 40-51.2.07 of the NDCC as amended, permits annexation by
resolution of the governing body of any municipality, and

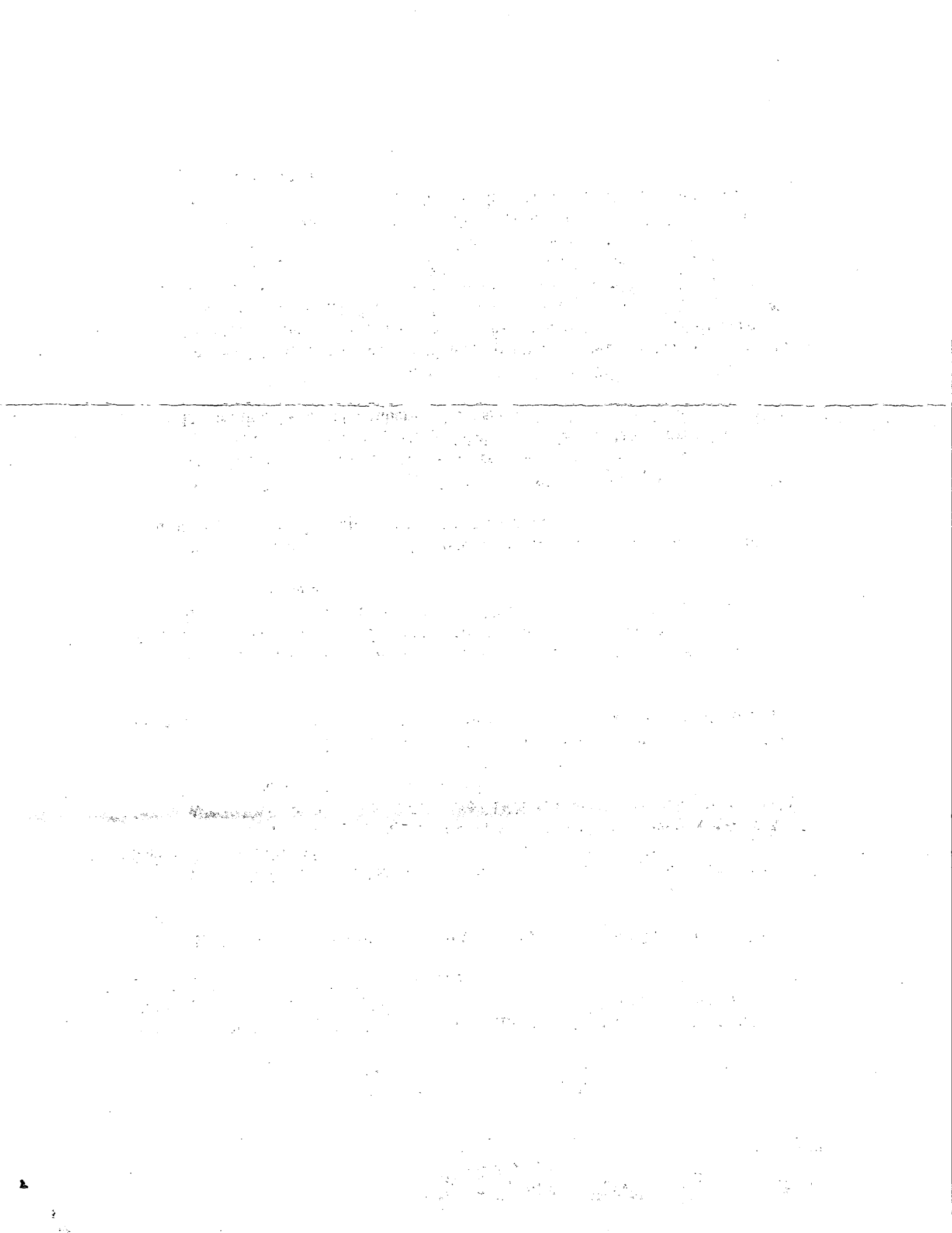
WHEREAS, the City of Bismarck Planning and Zoning Commission considered
this matter on February 24, 2016 and has recommended the annexation of said territory,
and

WHEREAS, the City of Bismarck City Commission considered this matter on
March 22, 2016 and approved a Resolution for the annexation of said territory and for the
scheduling of a public hearing to be held April 26, 2016 to hear protests regarding the
proposed annexation, and

WHEREAS, at the April 26, 2016 public hearing, the City of Bismarck excluded
the following two parcels from the proposed annexation:

Tract 7 of Section 26, Township 139N, Range 80W, less that portion of Tract 7
platted as Mr. B's West Addition and less Tracts 9 and 10 of the NE 1/4 of
Section 26, Township 139N, Range 80W as recorded in Plats of Irregular
Description document numbers 749329 and 749331.

A Tract of land in the SW 1/4 of the NE 1/4 of Section 26, Township 139N,
Range 80W, described as: Beginning at a point on the West boundary line of said
NE 1/4 a distance of 410.4 feet North of the SW corner of said NE 1/4; thence
East along the North ROW line of Interstate Highway 94 for a distance of 376.46
feet; thence North and parallel to the West boundary line of said NE 1/4 for a
distance of 50 feet; thence S 89-39-52 W and parallel to the South boundary line
of Tract "A" in the Zoller's Subdivision in the NE 1/4 of said Section 26 for a
distance of 376.46 feet to a point on the West boundary line of said NE 1/4 of
Section 26; thence South along the West boundary line a distance of 50 feet to the
point of beginning.





WHEREAS, the Board of City Commissioners of the City of Bismarck, North Dakota, desires to annex property to the City for the following reasons:

The territory to be annexed is contiguous to and surrounded by the City of Bismarck, North Dakota, and the proposed annexation of said territory will contribute to and facilitate the orderly growth and development of both the City and the territory proposed to be annexed; will facilitate and contribute to the proper and orderly layout design and construction of streets, gutters, sidewalks, watermains, sanitary and storm sewer and drainage facilities, both within the City and within the territory proposed to be annexed; will eliminate confusion over jurisdiction and provide for the most efficient and effective police and fire protection; and will provide and facilitate the proper overall planning and zoning of land in said City and said territory in a manner most conducive to the welfare of the City and said territory; and

NOW, THEREFORE, IT IS HEREBY RESOLVED that the following described territory be annexed to the City of Bismarck, North Dakota, to-wit:

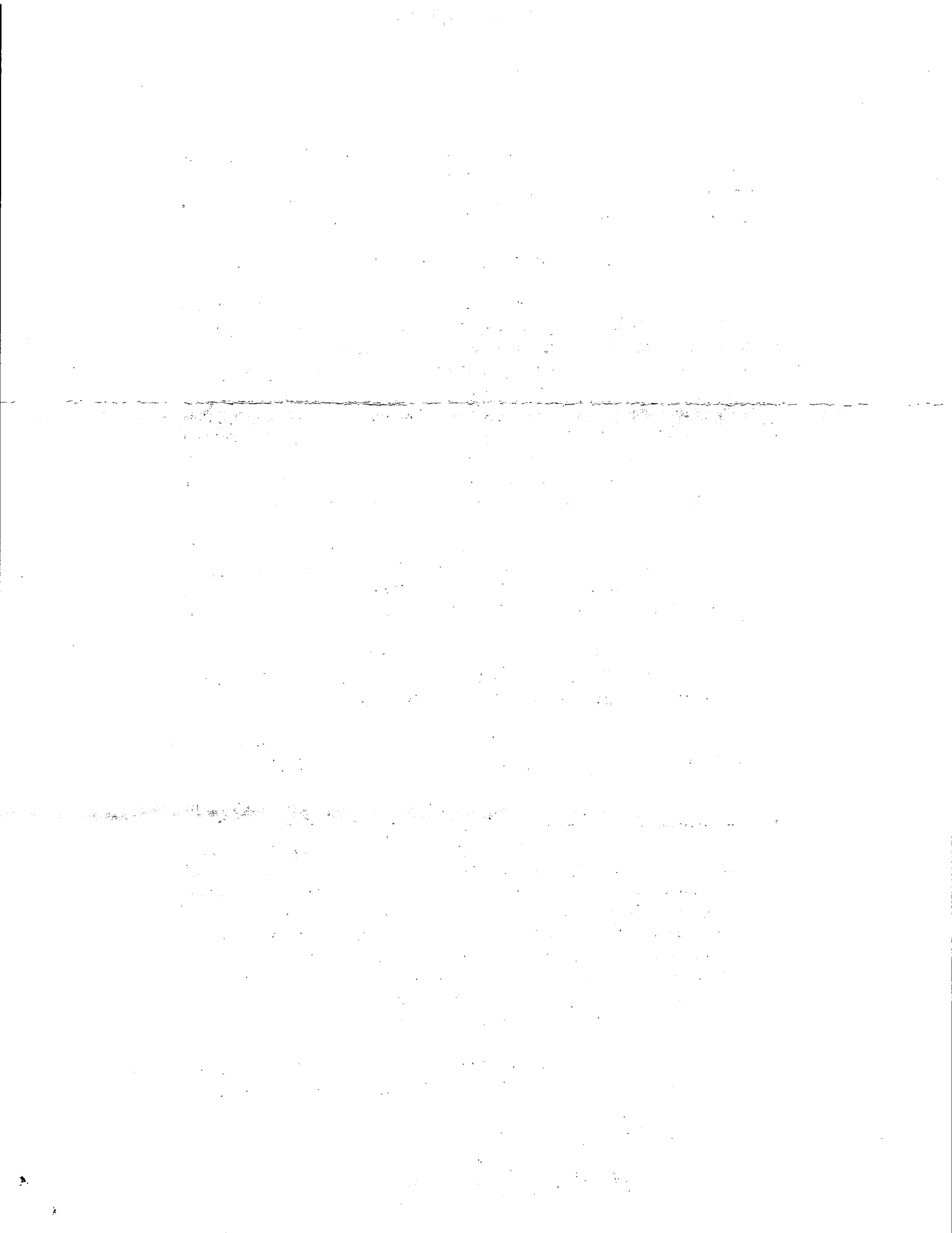
All right-of-way currently owed by Canadian Pacific Railway in the NW ¼ and the SE ¼ of Section 26, T139N-R80W/Hay Creek Township, not previously annexed into the City of Bismarck, containing 3.35 acres, more or less.

A 40 foot access-easement strip adjoining and parallel to existing Auditors Lots B-B and C-C as shown on the Auditors Lot B-B in part of the SW ¼ of Section 25, T139N-R80W/Hay Creek Township, as recorded in Plat of Irregular Description document number 638959.

A Tract of land in the S ½ of the SE ¼ and the SE ¼ of the SW ¼ of Section 25, T139N-R80W/Hay Creek Township, described as: Beginning at a point of the South line of the National Guard Addition to the City of Bismarck, North Dakota, that lies 601.79 feet West of the SE corner of said Addition, measured along the said South line of said Addition; thence S 21-24-18 W, a distance of 42.03 feet; thence S 89-45-09 W, a distance of 864.70 feet to the East line of a tract of land in the SE ¼ of the SW ¼ of Section 25, recorded as document number 332826; thence N 00-00-00 E along said East line a distance of 39.06 feet to the South line of the National Guard Addition; thence N 89-45-09 E along said South line a distance of 880.03 feet to the point of beginning.

Auditor's Lot C-1 of the S ½ of Section 25, T139N-R80W/Hay Creek Township.

The South ½ of the NW ¼ of Section 26, T139N-R80W/Hay Creek Township, Less the railroad right-of-way owned by Canadian Pacific Rail, the right-of-way of Interstate 94, and a tract of land in the SW ¼ of the NW ¼ of Section 26, T139N-R80W/Hay Creek Township, described as: Commencing at the SW corner





of said NW $\frac{1}{4}$; thence N 00-45-45 E on the West line of said NW $\frac{1}{4}$ for a distance of 413.31 feet to the North right-of-way line of Interstate 94; thence continuing N 00-45-45 E on said West line for a distance of 904.14 feet to the North line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; thence S 89-47-39 E on said North line for a distance of 536.86 feet to the westerly right-of-way line of the Canadian Pacific Railroad, said railroad being formerly owned by the Dakota, Missouri Valley and Western Railroad and the Minneapolis, Saint Paul and Sault Ste. Marie Railway Company; thence S 26-04-59 E on said westerly right-of-way line for a distance of 1009.97 feet to said North right-of-way line of Interstate 94; thence N 89-42-44 W on said North right-of-way line for a distance of 992.95 feet to the point of beginning.

Tract 1 of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 26, T139N-R80W/Hay Creek Township, as recorded in Plat of Irregular Description document number 557106.

Lots 2-10, Block 25, Stein's Fourth Addition and the West half of the right-of-way of North 26th Street adjacent to said lots.

A Tract of land in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, T139N-R80W/Hay Creek Township, described as: Commencing at the SW corner of said NW $\frac{1}{4}$; thence N 00-45-45 E on the West line of said NW $\frac{1}{4}$ for a distance of 413.31 feet to the North right-of-way line of Interstate 94; thence continuing N 00-45-45 E on said West line for a distance of 904.14 feet to the North line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; thence S 89-47-39 E on said North line for a distance of 536.86 feet to the westerly right-of-way line of the Canadian Pacific Railroad, said railroad being formerly owned by the Dakota, Missouri Valley and Western Railroad and the Minneapolis, Saint Paul and Sault Ste. Marie Railway Company; thence S 26-04-59 E on said westerly right-of-way line for a distance of 1009.97 feet to said North right-of-way line of Interstate 94; thence N 89-42-44 W on said North right-of-way line for a distance of 992.95 feet to the point of beginning.

Lot 4 of the West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 26, T139N-R80W/Hay Creek Township, as recorded in Plat of Irregular-Description document number 537741.

Lots 1 and 2, Block 1, Century Centennial Addition and the South half of the right-of-way of East Century Avenue, West half of the right-of-way of Centennial Road, and the right-of-way of Valley Forge Street, all adjacent to and included within the plat of Century Centennial Addition.

Lot 3, Block 1 of Krueger Subdivision.

Dated this 9th day of May, 2017.



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CITY OF BISMARCK PLANNING

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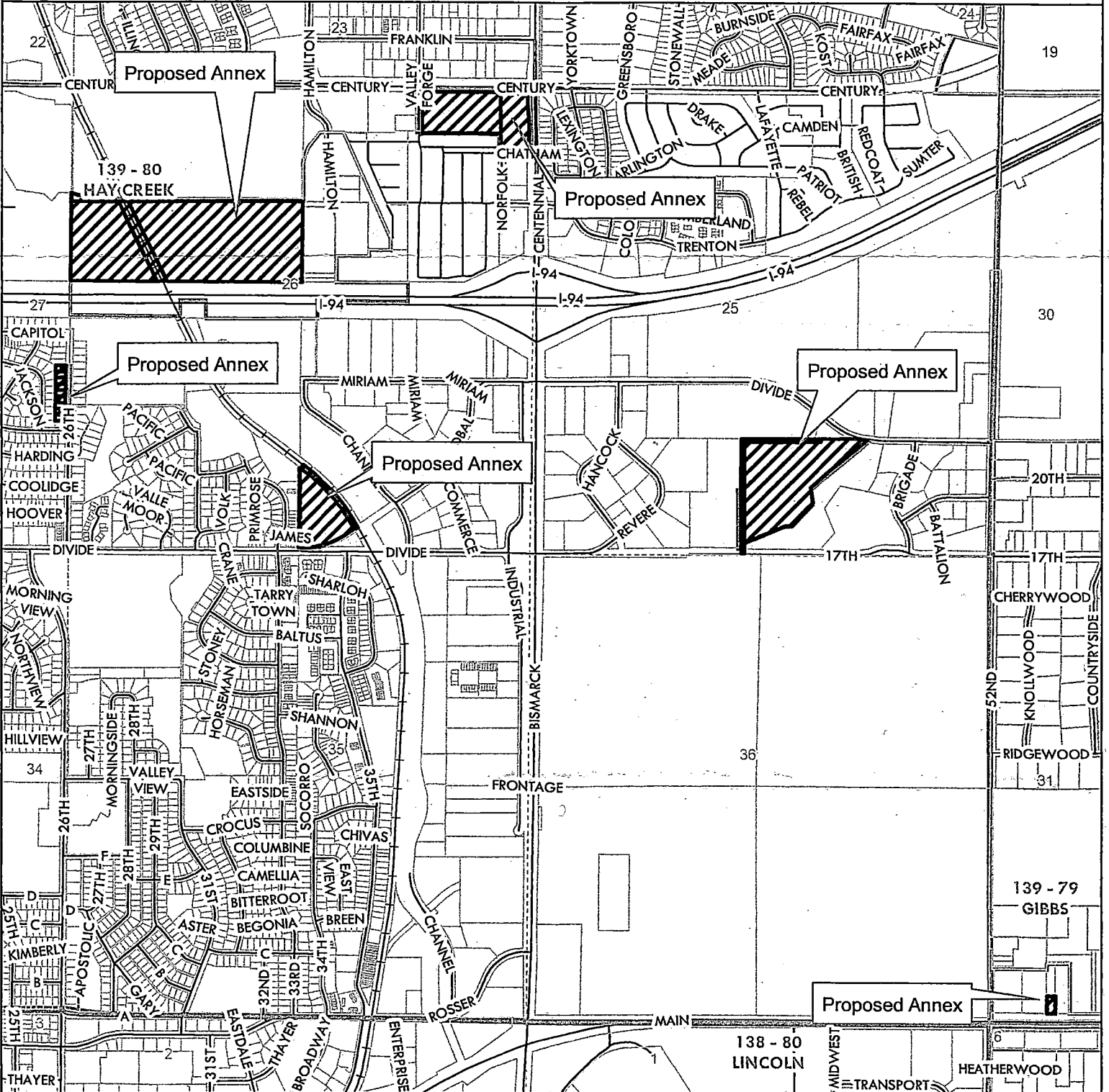
\$20.00
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7/6/2017 10:07 AM
Burleigh County

Debbie Krokus



Proposed Annexation

Various Lots & Tracts in Sections 25 - 27, T139N-R80W/Hay Creek Township and Section 31, T139N-R79W/Gibbs Township



May 5, 2016 (DAN)

This map is for representational use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.

