



208 S Main
PO Box 249
Stanley, ND 58784
701-628-2225

RE: Strip Annexations - 30' Wide Strip of Contiguous Land in part of NW ¼ , SW ¼ & SE ¼
Section 16 & part of NE ¼ Section 17

I, Allyn Sveen, Stanley City Auditor, do hereby certify this to be a true and correct copy of the Minutes of the Stanley City Council Meeting that was held on May 8, 2018 and June 12, 2018 a copy of which is attached hereto.

This certification is for the purpose of placing of record the official action of the City of Stanley to annex into the corporate limits of the City of Stanley. Description of the property to be annexed is as follows:

TOWNSHIP 156 NORTH, RANGE 91 WEST:

- Section 16: A strip of land 30' wide by 256.28' long in the NW¼SE¼ crossing Old Highway #2 as shown as L3 as per attached "Exhibit A", (.18 Acre, more or less)
- Section 16: A strip of land 30' wide by 354.13' long in the NW¼SE¼ as shown as L4 as per attached "Exhibit A", (.24 Acres, more or less)
- Section 16: A strip of land 30' wide by 21.66' long in the NE¼SW¼ as shown as L5 as per attached "Exhibit A", (.02 Acres, more or less)
- Section 16: A strip of land 30' wide by 21.66' long in the E½SE¼NW¼ as shown as L6 as per attached "Exhibit A", (.02 Acres, more or less)
- Section 16: A strip of land 30' wide by 939.21 long in the E½SE¼NW¼ and the E½W½SE¼NW¼ as shown as L7 as per attached "Exhibit A", (.64 Acres, more or less)
- Section 16: A strip of land 30' wide by 1326.02' long in the E½W½SE¼NW¼ as shown as L8 as per attached "Exhibit A", (.91 Acres, more or less)

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Section 16: A strip of land 30' wide by 1568.13' long in the N½NW¼ as shown as L9 as per attached "Exhibit A", (1.08 Acres, more or less)

Section 16: A strip of land 30' wide by 100' long in the NW¼NW¼ crossing State Highway #8 as shown as L10 as per attached "Exhibit A", (.07 Acres, more or less)

Section 17: A strip of land 30' wide by 75' long in the NE¼NE¼ crossing State Highway #8 as shown as L11 as per attached "Exhibit A", (.05 Acres, more or less)

CITY OF STANLEY

Allyn Sveen
Allyn Sveen, City Auditor

STATE OF NORTH DAKOTA, COUNTY OF MOUNTRAIL

On this day, personally appeared before me
Allyn Sveen

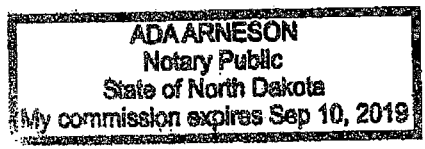
To me known to be the person(s) described in and who executed the within and foregoing instrument, and acknowledged that he/she signed the same as his/her voluntary act and deed, for the uses and purposes therein mentioned.

Witness my hand and official seal hereto affixed

This 18th day of July, 2018

Ada Arneson
Notary Public in and for the State of North Dakota

Commission expires 09-10-2019



TRANSFER ENTERED

DATE: July 18, 2018

Stephanie A. Pappas
Recorder

AUDITOR, MOUNTRAIL, N.D.

County Recorder
Mountrail County
Stanley ND

436555





ORDINANCE NO. 96-32

AN ORDINANCE RELATING TO THE ANNEXATION OF REAL PROPERTY PRESENTLY LOCATED OUTSIDE THE CORPORATE BOUNDARIES OF THE CITY OF STANLEY:

30' Wide Strip of Contiguous Land located in part of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ & SE $\frac{1}{4}$ of Section 16 and part of the NE $\frac{1}{4}$ of Section 17, Township 156 North, Range 91 West as per Exhibit "A" consisting of 3.21 acres, more or less

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STANLEY, MOUNTRAIL COUNTY, NORTH DAKOTA:

The City Council of the City of Stanley, North Dakota, pursuant to Chapter 40-51.2 of the North Dakota Century Code, states that:

- 1) All of the owners, excluding road right of way parcels, of the following described real property have signed a written petition for annexation into the corporate boundaries of the City of Stanley, North Dakota; and
- 2) All of the below-described real property is lands that are contiguous or adjacent real property which is within the corporate limits of the City of Stanley;
- 3) The real property is fully described as follows, to-wit:

TOWNSHIP 156 NORTH, RANGE 91 WEST:

- Section 16: A strip of land 30' wide by 256.28' long in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ crossing Old Highway #2 as shown as L3 as per attached "Exhibit A", (.18 Acre, more or less)
- Section 16: A strip of land 30' wide by 354.13' long in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ as shown as L4 as per attached "Exhibit A", (.24 Acres, more or less)
- Section 16: A strip of land 30' wide by 21.66' long in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ as shown as L5 as per attached "Exhibit A", (.02 Acres, more or less)
- Section 16: A strip of land 30' wide by 21.66' long in the E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ as shown as L6 as per attached "Exhibit A", (.02 Acres, more or less)
- Section 16: A strip of land 30' wide by 939.21 long in the E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the E $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ as shown as L7 as per attached "Exhibit A", (.64 Acres, more or less)
- Section 16: A strip of land 30' wide by 1326.02' long in the E $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ as shown as L8 as per attached "Exhibit A", (.91 Acres, more or less)
- Section 16: A strip of land 30' wide by 1568.13' long in the N $\frac{1}{2}$ NW $\frac{1}{4}$ as shown as L9 as per attached "Exhibit A", (1.08 Acres, more or less)
- Section 16: A strip of land 30' wide by 100' long in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ crossing State Highway #8 as shown as L10 as per attached "Exhibit A", (.07 Acres, more or less)

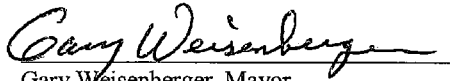


Section 17: A strip of land 30' wide by 75' long in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ crossing State Highway #8 as shown as L11 as per attached "Exhibit A", (.05 Acres, more or less)

SECTION 4: EFFECTIVE DATE.

This Ordinance shall take effect and be in force from and after final passage, and due publication according to law.

Dated this 12th day of June, 2018.


Gary Weisenberger, Mayor

ATTEST:

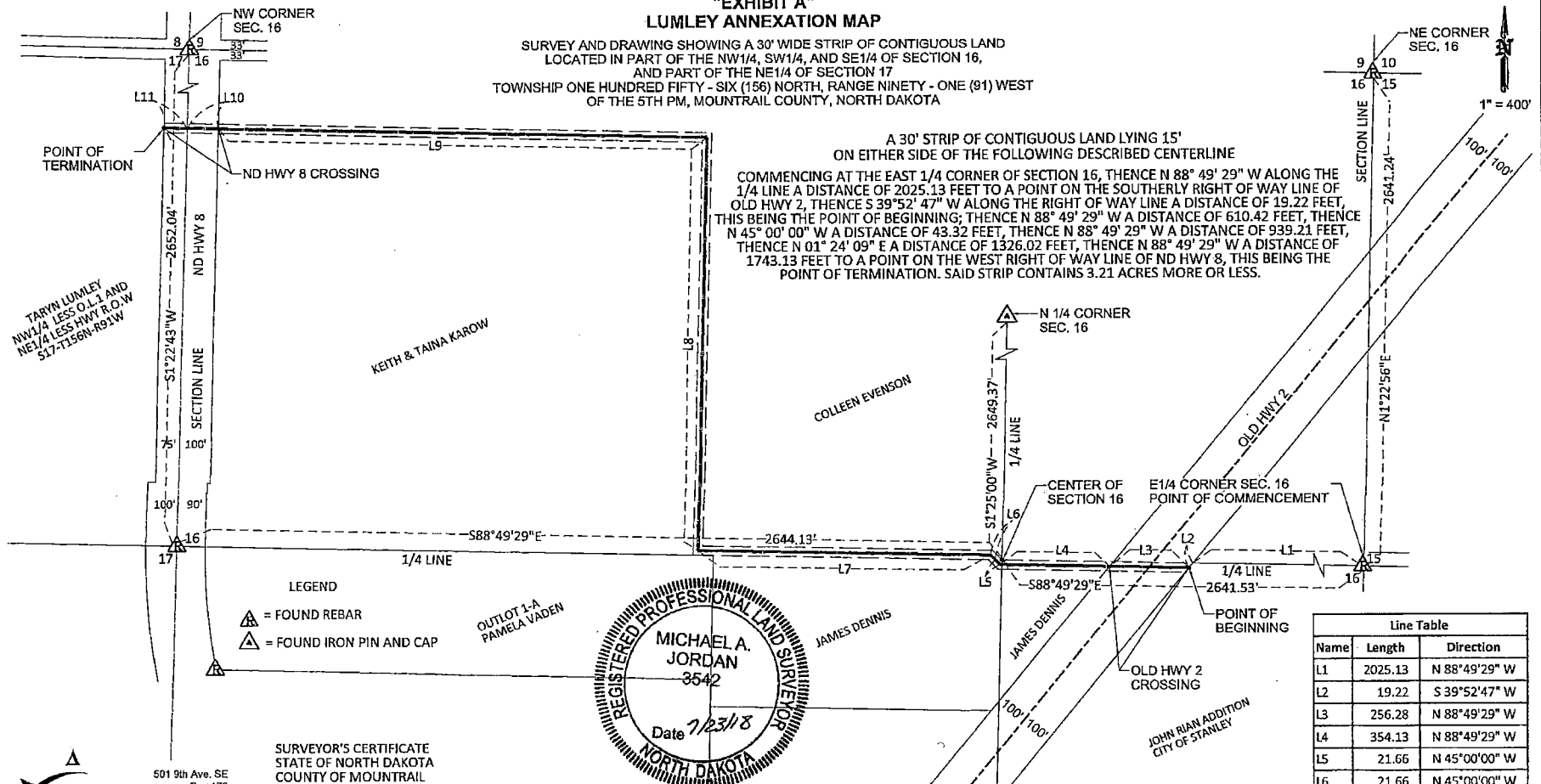

Allyn Sveen, City Auditor

First Reading: May 8, 2018
Second Reading & Final Passage: June 12, 2018
Publication Date: June 20th and 27th, 2018

County Recorder
Mountrail County
Stanley ND

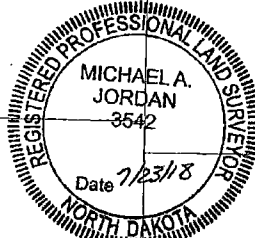


"EXHIBIT A"
LUMLEY ANNEXATION MAP
SURVEY AND DRAWING SHOWING A 30' WIDE STRIP OF CONTIGUOUS LAND
LOCATED IN PART OF THE NW1/4, SW1/4, AND SE1/4 OF SECTION 16,
AND PART OF THE NE1/4 OF SECTION 17
TOWNSHIP ONE HUNDRED FIFTY - SIX (156) NORTH, RANGE NINETY - ONE (91) WEST
OF THE 5TH PM, MOUNTRAIL COUNTY, NORTH DAKOTA



A 30' STRIP OF CONTIGUOUS LAND LYING 15'
ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE
COMMENCING AT THE EAST 1/4 CORNER OF SECTION 16, THENCE N 88° 49' 29" W ALONG THE
1/4 LINE A DISTANCE OF 2025.13 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF
OLD HWY 2, THENCE S 39° 52' 47" W ALONG THE RIGHT OF WAY LINE A DISTANCE OF 19.22 FEET,
THIS BEING THE POINT OF BEGINNING; THENCE N 88° 49' 29" W A DISTANCE OF 610.42 FEET, THENCE
N 45° 00' 00" W A DISTANCE OF 43.32 FEET, THENCE N 88° 49' 29" W A DISTANCE OF 939.21 FEET,
THENCE N 01° 24' 09" E A DISTANCE OF 1326.02 FEET, THENCE N 88° 49' 29" W A DISTANCE OF
1743.13 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF ND HWY 8, THIS BEING THE
POINT OF TERMINATION. SAID STRIP CONTAINS 3.21 ACRES MORE OR LESS.

LEGEND
 ▲ = FOUND REBAR
 ▲ = FOUND IRON PIN AND CAP



SURVEYOR'S CERTIFICATE
STATE OF NORTH DAKOTA
COUNTY OF MOUNTRAIL

I, Michael A. Jordan, Registered Land Surveyor in the State of North Dakota, do here by certify that the above survey was completed under my direct supervision and the location and dimensions are true and correct as shown. This survey does not constitute a title search to determine ownership or easements of record as performed by myself or by Brosz Engineering.

Michael A. Jordan
Michael A. Jordan No. 3542

501 9th Ave. SE
Box 178
Stanley, ND 58784
Ph: 701.828.3340

Brosz
ENGINEERING, INC.
ARCHITECTURE ENGINEERING SURVEYING

▽ SHEET: 1 OF 2

Line Table		
Name	Length	Direction
L1	2025.13	N 88° 49' 29" W
L2	19.22	S 39° 52' 47" W
L3	256.28	N 88° 49' 29" W
L4	354.13	N 88° 49' 29" W
L5	21.66	N 45° 00' 00" W
L6	21.66	N 45° 00' 00" W
L7	939.21	N 88° 49' 29" W
L8	1326.02	N 1° 24' 09" E
L9	1568.13	N 88° 49' 29" W
L10	100.00	N 88° 49' 29" W
L11	75.00	N 88° 49' 29" W

Owner	Acres
Colleen Evenson	2.65 Acres More or Less
James Dennis	0.26 Acres More or Less
ND HWY 8 R.O.W.	0.12 Acres More or Less
Old HWY 2 R.O.W.	0.18 Acres More or Less
Total	3.21 Acres More or Less

1ST READING – STRIP ANNEXATIONS – MAY 8, 2018

Jacob Berg, Surveyor with Brosz Engineering, and Taryn Lumley were present for the strip annexation involving four landowners, Colleen Evenson, James Dennis, State of North Dakota (State Highway #8) and the County of Mountrail (Old Highway 2). The strip annexation is one of the contingencies placed on the "Lumley" annexation approved on April 11, 2017. City Auditor Sveen mentioned the County of Mountrail has approved the annex of a 30 foot wide strip across Old Highway 2 to make the Lumley property contiguous to Stanley City limits. As of this date, no response has been received from the ND Department of Transportation/State of North Dakota.

Derald Hoover appeared before the Council on behalf of Idaho Township. The Township will be losing approximately 480 acres plus the acreage of the strip annexations. Mr. Hoover addressed problems of this not being sprayed and garbage concerns from the John Rian property, and does not want the same problems from the new development to the west of his property. Mr. Hoover commented on the township roads adjacent subdivisions in the City of Stanley and felt a joint powers agreement is needed for the maintenance of these roads.

Councilman Taylor asked if the annexation was a good or bad decision and what cost would it be to the City. Mr. Lumley stated all the costs will be paid by the developers. Mr. Lumley stated he wants to keep the younger generation here; more development means more tax base/revenue.

Attorney Evert stated the approval from the State of North Dakota for Highway 8 is covered under the motion of April 11, 2017 as the annexation is contingent upon the strip annexation. It was also mentioned a Developer's Agreement was also a contingency of the "Lumley" annexation approved on April 11, 2017.

Motion was made by Holte, seconded by Minton, to approve the first reading of the proposed ordinance to annex a 30 foot wide strip of contiguous land located in part of the NW¼, SW¼ and SE¼ in Section 16, Township 156N, Range 91W on property owned by Colleen Evenson, James Dennis, County of Mountrail, and the State of North Dakota. ON ROLL CALL VOTE, the following Council Members voted "AYE": Nohr, Gaaskjolen, Taylor, Holte and Minton; and no "NAYS". Motion carried.

Second reading and final passage will be held on June 12, 2018.

2nd READING – STRIP ANNEXATIONS - JUNE 12, 2018

City Auditor, Allyn Sveen, mentioned she has not heard anything from the ND Department of Transportation concerning the 30' strip annexation across State Highway #8. Attorney Evert stated the developers will need to obtain approval from NDDOT to bore under the road right-of-way so this will have no bearing on the annexation.

Motion was made by Holte, seconded by Minton, to approve the second reading and final passage of Ordinance #96-32 to annex a 30 foot wide strip of contiguous land located in part of the NW¼, SW¼ and SE¼ in Section 16 and part of the NE¼ of Section 17 of Township 156N, Range 91W on property owned by Colleen Evenson, James Dennis, County of Mountrail, and the State of North Dakota as follows:

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30' Wide Strip of Contiguous Land located in part of the NW¼, SW¼ & SE¼ of Section 16 and part of the NE¼ of Section 17, Township 156 North, Range 91 West as per Exhibit "A" consisting of 3.21 acres, more or less





**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STANLEY,
MOUNTRAIL COUNTY, NORTH DAKOTA:**

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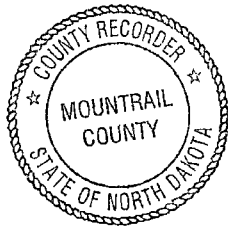
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SECTION 4: EFFECTIVE DATE.

This Ordinance shall take effect and be in force from and after final passage, and due publication according to law.

ON ROLL CALL VOTE, the following Council Members voted "AYE": Nohr, Gaaskjolen, Taylor, Wienbar Holte and Minton; and no "NAYS". Motion carried and Ordinance declared adopted.



County Recorder
Mountrail County
Stanley ND

436555



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County Recorder, Mountrail County ND. **436555**

I certify that this instrument was filed and recorded.

Melissa Vachal, County Recorder

By Melissa Vachal Fee \$98.00
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