



Manfred R. Ohnstad 1914 - 1987
Bradley J. Burgum 1952 - 2010
Daniel R. Twichell 1927 - 2013
Brian D. Neugebauer 1951 - 2014

April 29, 2020

Lukas D. Andrud*
Katie J. Bertsch*
Brent T. Boeddeker*
Calley B. Campbell*
Leah R. Carlson
Andrew D. Cook*
Lukas W. Croaker*
Kathryn J. DelZoppo*
Susan L. Ellison*
Sean M. Fredricks*
Alexander B. Gruchala*
Stephen R. Hanson II*
Robert G. Hoy*
John A. Juelson
Keven J. Kercher*
Tyler J. Leverington*
Delvin J. Losing*
Marshall W. McCullough*
Christopher M. McShane*
Elle M. Molbert*
David C. Piper
John T. Shockley*
Michel W. Stefonowicz
Jeffrey R. Strom*
David L. Wanner
Sarah M. Wear*

SENT VIA EMAIL AND U.S. MAIL

City of Hillsboro
Attn: Matt Mutzenberger
P.O. Box 400
Hillsboro, ND 58045

RE: Amended Certificate - Riverwalk Subdivision to the City of Hillsboro

Dear Matt:

Enclosed is the Amended Certificate regarding the Riverwalk annexation. As you recall, we needed to file the Amended Certificate as the Ordinance #518 was inadvertently omitted from the first recording. There is no charge in correcting the recording. The original Amended Certificate is enclosed for your file and I am also emailing a copy of this letter and the Amended Certificate for your electronic file. This completes my work on the Riverwalk annexation amendment.

Thank you.

Sincerely yours,

OHNSTAD TWICHELL, P.C.

John A. Juelson
Hillsboro City Attorney

JAJ:jpp
Enc.

P.S. Matt, by first class mail only I am also enclosing the 2-page Affidavit of Publication for the Notice of Annexation proceedings along with the original Ordinance #518 and the original Certificate (not the Amended Certificate) filed without Ordinance #518. I would suggest you keep all of these documents for your paper file until the Riverwalk project has been completed at which time you may wish to scan the documents and keep them only electronically.

ORDINANCE #518

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF HILLSBORO AND ANNEXING A TRACT OF LAND DESCRIBED AS FOLLOWS:

Part of the South Half of Section 31, Township 146 North, Range 50 West and the North Half of Section 6, Township 145 North, Range 50 West of the 5th Principal Meridian, Traill County, North Dakota more particularly described as follows:

Commencing from the southeast corner of the Northeast Quarter of Section 6, Township 145 North, Range 50 West; thence S87°04'12"W, assumed bearing, along the South line of said Northeast Quarter a distance of 2,293.44 feet; thence N02°55'25"W a distance of 70.00 feet to the southwest corner of a tract of land described in Document #164406, said point also being the point of beginning; thence S87°04'12"W along the North right of way of County Highway 11 a distance of 1,197.31 feet; thence N06°12'37"W a distance of 1,142.83 feet; thence N84°13'40"E a distance of 119.95 feet, thence N39°42'43"E a distance of 41.82 feet; thence N06°41'07"W a distance of 513.30 feet; thence N51°18'12"W a distance of 42.54 feet; thence S83°17'32"W a distance of ±615 feet to the centerline of Goose River; thence northeasterly along said Goose River centerline a distance of ±1,104 feet to the intersection of the North line of said Section 6; thence continuing northeasterly along said Goose River centerline distance of ±1,167 feet to the intersection of the East line of the Southwest Quarter of Section 31, Township 146 North, Range 50 West; thence continuing southeasterly along said Goose River centerline a distance of ±1,443 feet to the intersection of the North line of said Section 6; thence continuing southerly along said Goose River centerline a distance of ±2,565 feet to the northwest corner of the Plat of Pioneer Hybrid (Doc. #61868); thence S02°55'48"E a distance of ±1,466 feet to the southwest corner of said Plat of Pioneer Hybrid; thence S38°11'12"W a distance of 178.21 feet; thence S87°04'12"W a distance of 795.36 feet to the northwest corner said tract of land as described in Document #164406; thence S02°55'25"E along the West line of said tract of land as described in Document #164406 a distance of 340.00 feet to the point of beginning.

Said tract of land contains ±128.47 acres more or less and is subject to easements and rights of way of record.

BE IT ORDAINED, by the City Commission of the City of Hillsboro:

SECTION 1. The City of Hillsboro in the County of Traill, is a municipality and is incorporated under the laws of the State of North Dakota.

SECTION 2. The corporate boundary of the City of Hillsboro be extended to include, annex, and incorporate within the City of Hillsboro the above-described real estate.

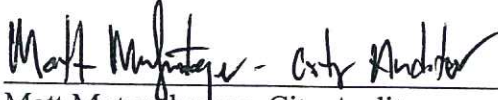
SECTION 3. That said tract shall be known as Riverwalk Subdivision to the City of Hillsboro, Traill County, North Dakota.

State of North Dakota}
County of Traill}
Recorded: 4/13/2020 At 12:44 PM



Terry Sando
Hillsboro City Commission

ATTEST:



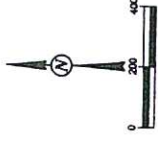
Matt Mutzenberger, City Auditor

First Reading Date: February 18, 2020
Second and Final Reading: March 2, 2020
Effective Date: Upon publication and/or recordation

Publication and/or recording: As required by law

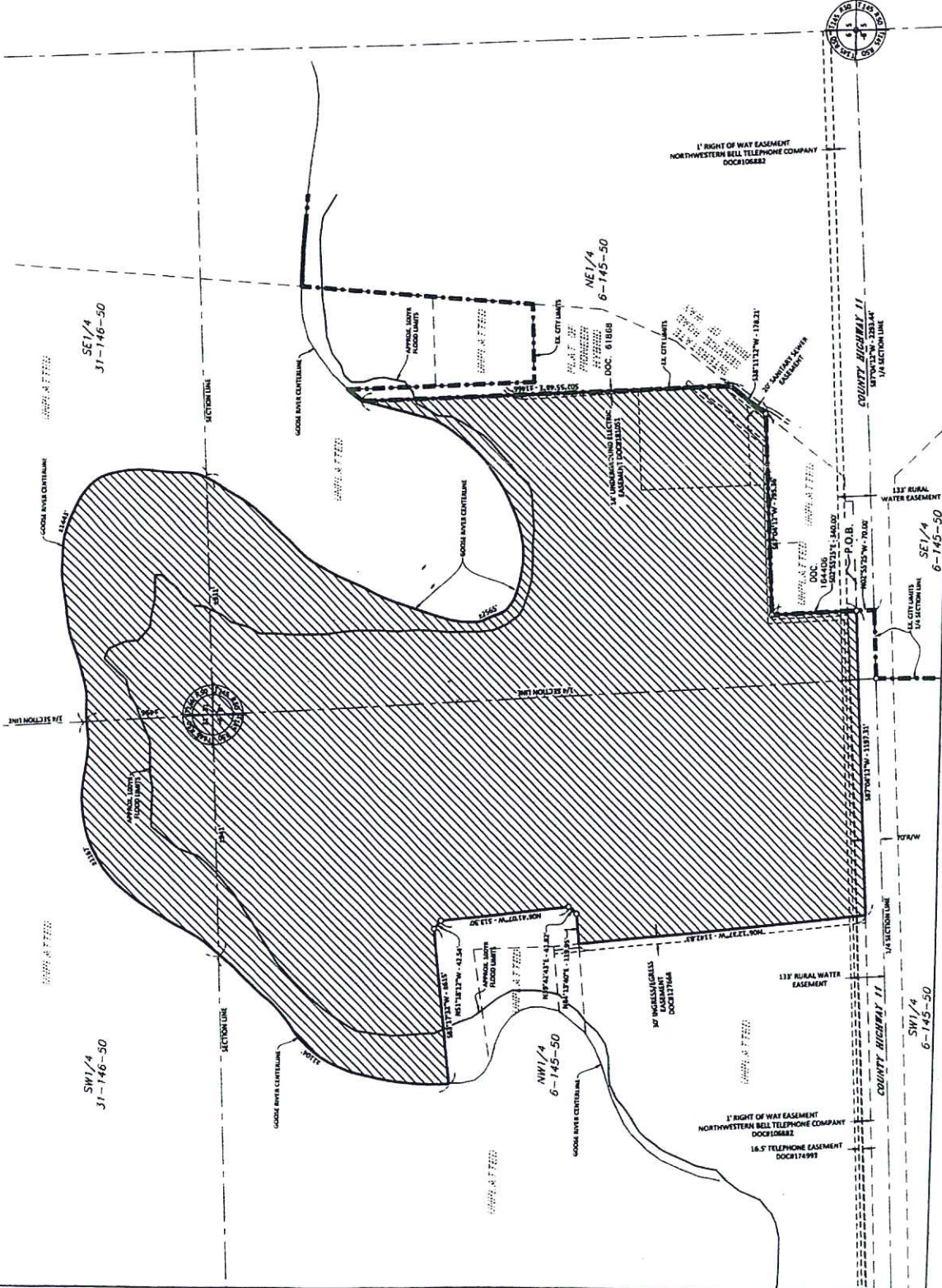
ANNEXATION PLAT

TO THE CITY OF HILLSBORO, TRAILL COUNTY, NORTH DAKOTA



- LEGEND**
- MONUMENT FOUND
 - EX. BASEMENT
 - EX. FOUNDATION
 - EX. SECTION LINE
 - EX. CITY LIMITS
 - APPROXIMATE 100YR FLOOD LIMITS
 - GOOSE RIVER CENTERLINE
 - ANNEXATION AREA

SHEET 1 OF 2
LOWRY
 ENGINEERING
 1111 WESTING DRIVE - SUITE 104
 PANDOL, NORTH DAKOTA 58104



193747 Pg: 5 of 6
 State of North Dakota
 County of Traill
 Recorded: 4/13/2020 At 12:44 PM

ANNEXATION PLAT

TO THE CITY OF HILLSBORO, TRAILL COUNTY, NORTH DAKOTA

DESCRIPTION

PART OF THE SOUTH HALF OF SECTION 31, TOWNSHIP 146 NORTH, RANGE 50 WEST AND THE NORTH HALF OF SECTION 06, TOWNSHIP 145 NORTH, RANGE 50 WEST OF THE 5TH PRINCIPAL MERIDIAN, TRAILL COUNTY, NORTH DAKOTA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING FROM THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 145 NORTH, RANGE 50 WEST; THENCE S87°04'12"W, ASSUMED BEARING, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER A DISTANCE OF 2,293.44 FEET; THENCE N02°55'25"W A DISTANCE OF 70.00 FEET TO THE SOUTHWEST CORNER OF A TRACT OF LAND DESCRIBED IN DOCUMENT #164406, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE S87°04'12"W ALONG THE NORTH RIGHT OF WAY OF COUNTY HIGHWAY 11 A DISTANCE OF 1,197.31 FEET; THENCE N06°12'37"W A DISTANCE OF 1,142.83 FEET; THENCE N84°13'40"E A DISTANCE OF 119.95 FEET; THENCE N39°42'43"E A DISTANCE OF 41.82 FEET; THENCE N06°41'07"W A DISTANCE OF 513.30 FEET; THENCE N51°18'12"W A DISTANCE OF 42.54 FEET; THENCE S85°17'32"W A DISTANCE OF 4615 FEET TO THE CENTERLINE OF GOOSE RIVER; THENCE NORTHEASTERLY ALONG SAID GOOSE RIVER CENTERLINE A DISTANCE OF ±1,104 FEET TO THE INTERSECTION OF THE NORTH LINE OF SAID SECTION 6; THENCE CONTINUING NORTHEASTERLY ALONG SAID GOOSE RIVER CENTERLINE A DISTANCE OF ±1,167 FEET TO THE INTERSECTION OF THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 146 NORTH, RANGE 50 WEST; THENCE CONTINUING SOUTHEASTERLY ALONG SAID GOOSE RIVER CENTERLINE A DISTANCE OF ±1,443 FEET TO THE INTERSECTION OF THE NORTH LINE OF SAID SECTION 6; THENCE CONTINUING SOUTHERLY ALONG SAID GOOSE RIVER CENTERLINE A DISTANCE OF ±2,565 FEET TO THE NORTHWEST CORNER OF THE PLAT OF PIONEER HYBRID (DOC. #618688); THENCE S02°55'48"E A DISTANCE OF ±1,466 FEET TO THE SOUTHWEST CORNER OF SAID PLAT OF PIONEER HYBRID; THENCE S38°11'12"W A DISTANCE OF 178.21 FEET; THENCE S87°04'12"W A DISTANCE OF 795.36 FEET TO THE NORTHWEST CORNER SAID TRACT OF LAND AS DESCRIBED IN DOCUMENT #164406; THENCE S02°55'25"E ALONG THE WEST LINE OF SAID TRACT OF LAND AS DESCRIBED IN DOCUMENT #164406 A DISTANCE OF 340.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS ±128.47 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS AND RIGHTS OF WAY OF RECORD.

SURVEYORS CERTIFICATE

I, COLE A. NESET, REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NORTH DAKOTA, DO HEREBY CERTIFY THAT THIS ANNEXATION PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE AREA ANNEXED; THAT SAID PLAT SHOWS THE CITY OF HILLSBORO CORPORATE LIMITS CONTIGUOUS TO THE ANNEXED PROPERTY. DATED THIS 10th DAY OF March, 2020.

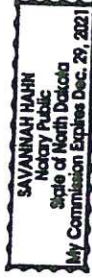
Cole A. Naset
COLE A. NESET,
REGISTERED LAND SURVEYOR
ND REG. NO. 7513



STATE OF North Dakota
COUNTY OF Cass

ON THIS 10 DAY OF March, 2020, BEFORE ME, A NOTARY PUBLIC WITHIN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED COLE A. NESET, TO ME KNOWN TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED SAID INSTRUMENT AS THEIR FREE ACT AND DEED.

Savannah Hahn
NOTARY PUBLIC, COUNTY: Cass STATE: North Dakota
MY COMMISSION EXPIRES: Dec. 29, 2021



AFFIDAVIT OF PUBLICATION
STATE OF NORTH DAKOTA
SS.

COUNTY OF TRAILL

Cory Erickson of said


County and state, being first duly sworn, on oath says:
That the **HILLSBORO BANNER** is a weekly newspaper of
general circulation, published in the City of Hillsboro, in
said County and State. That the **HILLSBORO BANNER**
now is and during all times in the foregoing affidavit
mentioned has been a newspaper qualified to do legal
printing, in accordance with the Statutes of the State of
North Dakota, and that I am advertising manager of the
HILLSBORO BANNER and during all such time covering
the publication of this notice have occupied such position
on said newspaper, and have personal knowledge of all
the facts stated in the affidavit; and that the
advertisement headed

Feb. 7, 2020 14 Col. in. @ \$6.71/in. = \$93.94

Feb. 14, 2020 14 Col. in. @ \$6.71/in. = \$93.94

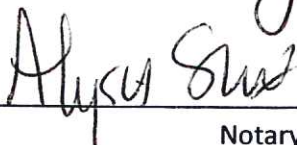
NOTICE OF ANNEXATION PROCEEDINGS

a printed copy of which is hereunto attached was printed
and published in said newspaper
2 times to wit.

 Advertising Manager

Subscribed and sworn to before me this

29th Day of February A.D. 2020.



Notary Public, Traill Co, N.D.

ALYSSA SHORT
Notary Public
State of North Dakota
My Commission Expires Aug. 3, 2023

State of North Dakota}
County of Traill}
Recorded: 3/13/2020 At 2:45 PM

of ±1,443 feet to the intersection of the North line of said Section 6; thence continuing southerly along said Goose River centerline a distance of ±2,565 feet to the northwest corner of the Plat of Pioneer Hybrid (Doc. #61868); thence S02°55'48"E a distance of ±1,466 feet to the southwest corner of said Plat of Pioneer Hybrid; thence S38°11'12"W a distance of 178.21 feet; thence S87°04'12"W a distance of 795.36 feet to the northwest corner said tract of land as described in Document #164406: thence S02°55'25"E along the West line of said tract of land as described in Document #164406 a distance of 340.00 feet to the point of beginning.

Said tract of land contains ±128.47 acres more or less and is subject to easements and rights of way of record.

That Ordinance #518 was duly adopted by the City Commission of the City of Hillsboro, Traill County, North Dakota, at a regular meeting of the City Commission held on March 2, 2020, at which a quorum of members was present, and all members present voted in favor of the adoption of said Ordinance #518, and

That also attached hereto is an accurate map of the annexed area, and that the said ordinance is now part of the permanent records of the City of Hillsboro, Traill County, North Dakota, on file in the office of the City Auditor.

Dated: March 3, 2020.

Terry Sando

Terry Sando
President of the City Commission
Traill County, North Dakota

ATTEST:

Matt Mutzenberger - City Auditor
Matt Mutzenberger, City Auditor

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF TRAILL)

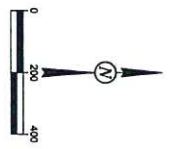
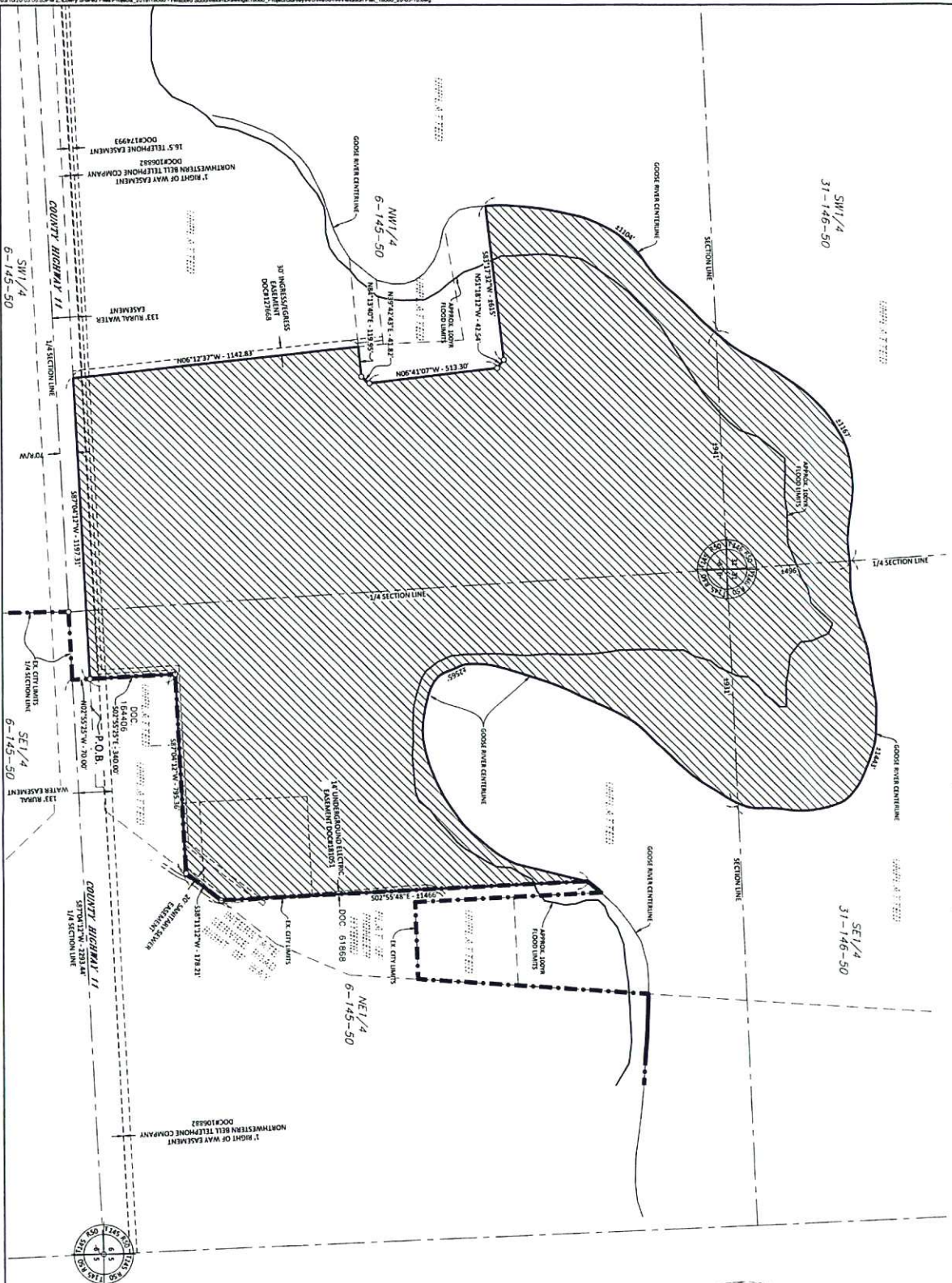
On this 3rd day of March, 2020, before me personally appeared Terry Sando and Matt Mutzenberger, known to me to be the President of the City Commission and the City Auditor, respectively, of the municipal corporation and acknowledged to me that they executed the foregoing instrument on behalf of the municipal corporation.



John A. Juelson
Notary Public
My Commission Expires: _____

ANNEXATION PLAT

TO THE CITY OF HILLSBORO, TRAILL COUNTY, NORTH DAKOTA



- LEGEND**
- MONUMENT FOUND
 - BOUNDARY FOUND
 - EX. PROPERTY LINE
 - EX. SECTION LINE
 - EX. CITY LIMITS
 - ANNEXATION PLAT
 - ANNEXATION AREA

SHEET 1 OF 2

LOWRY
ENGINEERING
1111 WESTRAL DRIVE - SUITE 104
FARGO, NORTH DAKOTA 58103

193603 Pg: 3 of 4
State of North Dakota
County of Traill
Recorded: 3/13/2020 At 2:45 PM

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DATED THIS 04 DAY OF March, 2020.

Cole A. Neset
COLE A. NESET
REGISTERED LAND SURVEYOR
ND REG. NO. 7513



STATE OF North Dakota)
COUNTY OF Cass)SS

ON THIS 10 DAY OF MARCH, 2020, BEFORE ME, A NOTARY PUBLIC WITHIN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED COLE A. NESET, TO ME KNOWN TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED SAME AS THEIR FREE ACT AND DEED.

NOTARY PUBLIC, COUNTY: CASS STATE: NORTH DAKOTA
MY COMMISSION EXPIRES: Dec. 29, 2021



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Terry W Sando

Terry Sando
Hillsboro City Commission

ATTEST:

Matt Mutzenberger - City Auditor

Matt Mutzenberger, City Auditor

First Reading Date: February 18, 2020
Second and Final Reading: March 2, 2020
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