Fair Mile

ORDINANCE NO. 1045

AN ORDINANCE relating to the annexation of a tract of land located southeast of I-94 and Exit 292, described as Parcel 1B-1 and Parcel 1B-2 in Section 28, Township 140N, Range 58W, County of Barnes, State of North Dakota.

WHEREAS, a duly signed petition has been presented to the Board of City Commissioners of the City of Valley City, Barnes County, North Dakota, pursuant to Section 40-51.2-03 of the North Dakota Century Code, as amended; and

WHEREAS, notice of the filing of said petition has been duly given by publication, as provided for by Section 40-51.2-05 of the North Dakota Century Code, as amended, by publishing notice thereof in the Valley City Times-Record as required by law; and

WHEREAS, notice of the time and place of consideration of the petition was mailed, by certified mail, to the Barnes County Auditor and the Clerk of Valley Township;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF VALLEY CITY, BARNES COUNTY, NORTH DAKOTA:

Section 1. That the boundaries of the City of Valley City, Barnes County, North Dakota, be and they are hereby extended so as to include and to incorporate within the corporate limits of the City of Valley City, Barnes County, North Dakota, the following tract(s) of land:

Parcel Number 1B-1

A portion of the SE¼ of Section 28, Township 140N, Range 58W of the 5th Principal Meridian, County of Barnes, State of North Dakota;

and

Parcel Number 1B-2

A portion of Parcel No. 2, less the northwesterly 75' of the E½ of the SW¼ of Section 28, Township 140N, Range 58W of the 5th Principal Meridian, County of Barnes, State of North Dakota.

Section 2. That the President of the Board of City Commissioners of the City of Valley City, North Dakota, shall file and record a certified copy of this ordinance together with an accurate map of the annexed area with the County Recorder in and for Barnes County, North Dakota.

Section 3. This ordinance shall take effect and be in full force from and after its passage and approval by the President of the Board of City Commissioners and after a certified copy of the same together with a map of said area annexed is recorded in the office of the County Recorder in and for Barnes County, North Dakota.

ORDINANCE NO. 1045

Dated this 5th day of March, 2019.

Approved:

Dave Carlsrud, President of the Board of City Commissioners of the City of Valley City,

Barnes County, North Dakota

ATTEST:

Avis Richter, City Auditor of the City of Valley City, Barnes County, North Dakota

Introduction and First Reading:

Second Reading and Final Passage:

Adoption:

February 19, 2019

March 5, 2019

March 5, 2019

STATE OF NORTH DAKOTA)	CERTIFICATION OF
County of Barnes)ss	ORDINANCE NO. 1045
City of Valley City)	AS ADOPTED ON MARCH 5, 2019
	•	REGARDING ANNEXATION

[¶1] I, Dave Carlsrud, the duly elected, qualified and acting President of the Board of City Commissioners of the City of Valley City, Barnes County, North Dakota, do hereby certify that on March 5, 2019, Ordinance No. 1045, attached hereto, of said City of Valley City, extending the corporate limits of the City of Valley City and annexing to the City of Valley City, certain tracts and parcels of land, was adopted by the Board of City Commissioners of said City of Valley City, and approved by me as President of the Board of City Commissioners.

[¶2] I further certify that the attached map entitled North Dakota Department of Transportation Right of Way Plat correctly sets forth the land annexed to the City of Valley City, as described in Ordinance No. 1045.

[¶3] Pursuant to N.D.C.C. § 40-51.2-06, the above described annexation is effective upon recording of this certification along with the accompanying ordinance and map.

Witness my hand this 5th day of March, 2019.

Dave Carlsrud, President of the Board of City Commissioners of the City of Valley City, Barnes County, North Dakota

Avis Richter, City Auditor of the City of Valley City, Barnes County, North Dakota

(SEAL)

To:

SUPPLEMENTS PARCEL PLAT NO. PROJECT NO. **PCN** 71-003-2 1B-1 NONE 1B of 1 1B-2 MILE DATE Parcel Number 1B-1 A portion of the SE ¼ of Section 28, Township 140 N, Range 58 W, of the 5th Principal Meridian, County of Barnes, State of North Dakota, described as follows and as shown on plat 1B of 1: Commencing at the SE corner of section 28, thence westerly along the south line of section 28, S 88 deg. 45 min. 56 sec. W a distance of 1338.11 feet; thence N 01 deg. 14 min. 04 sec. W a distance of 33.00 feet to the SW corner of Parcel 1A-1; thence N 01 deg. 56 min. 28 sec. W along the west line of Parcel 1A-1 a distance of 937.84 feet to the point of beginning; thence N 87 deg. 43 min. 09 sec. W along the north line of the US Department of the Interior Bureau of Reclamation Easement, Doc #135092, a distance of 1267.30 feet; thence N 02 deg. 02 min. 35 sec. W along the Greg 1/2 line of section 28 a distance of 391.40 feet; thence N 11 deg. 34 min. 33 sec. E along a line that is 75 feet southeasterly of and parallel with the existing right of way line of I-94 a distance of 222.44 feet; thence N 88 deg. 40 min. 48 sec. E along the northerty line of the Cartway Easement, Doc #182645 a distance of 1212.64 feet; thence \$ 01 deg. 56 min. 28 sec. E along the west line of Parce1 Parcel 1A-1 a distance of 687.84 feet to the point of beginning. No. 2 Said strip is shown on the plat as parcel 1B-1 and contains 18.68 Acres. END OF DESCRIPTION. 1A-1 1 - 1The legal description was prepared by Lou Ann Gosbee, North Dakota Department of Transportation, 608 East Boulevard Avenue, Bismarck, North Dakota 58505-0700. 93.39 POB 18-1 US DEPT OF THE INTERIOR BUREAU OF RECLAMATION DOC #135092 Parcel Number 1B-2 37.5 EASEMENT A portion of Parcel No. 2, less the northwesterly 75' of the E ½ of the SW ½ of Section 28, Township 140 N, Range 58 W, of the 5th Principal Meridian, County of Barnes, State of North Dakota, described as follows and as shown on plat 1B of 1: DATE Commencing at the S ¼ corner of section 28, thence northerly along the ¼ line of section 28, N 02 deg. 02 min. 35 sec. W a distance of 1048,58 feet to the point of beginning; thence N 87 deg. 43 min. 09 sec. W along the north line of the US Department of the Interior Bureau of Reclamation Easement, Doc #135092, a distance of 93.39 feet; thence N 11 deg. 34 min. 33 sec. E along a line SE 1/4 28-140-58 PARCEL NO. 1B-1 18.68 ACRES North Dakota Department of Transportation that is 75 feet southeasterly of and parallel with the existing right of way line of I-94 a distance of QUITCLAIM TO: 395.48 feet; thence S 02 deg. 02 min. 35 sec. E along the 1/4 line of section 28 a distance of 391.40 feet to the point of beginning. Said strip is shown on the plat as parcel 1B-2 and contains 0.42 Acres more or less. END OF DESCRIPTION. The legal description was prepared by Lou Ann Gosbee, North Dakota Department of Transportation, 608 East Boulevard Avenue, Bismarck, North Dakota 58505-0700. Sec 28 T-140-N N 2° 02' R-58-W Sec 27 T-140-N N 01° 14' 04" W R-58-W S 88° 45' 56" W -- 1261.69----Parcel No. 2, less the Sec 33 Sec 34 northwesterly 75' of the T-140-N T-140-N E 1/2 of the SW 1/4 28-140-58 R-58-W R-58-W NORTH DAKOTA PARCEL NO. 1B-2 0.42 ACRES **DEPARTMENT OF TRANSPORTATION** North Dakota Department of Transportation SURVEYOR'S QUITCLAIM TO: LEGEND RIGHT OF WAY PLAT Roserock Holdings, LLC. REGISTERED E Iron Monument found an Oklahoma limited liability company 10601 N. Pennsylvania Ave. Iron Pin R/W Monument Oklahoma City, OK 73120 PROJECT NO. 71-003-2 • Iron Pin Reference Monument Alignment Monument LAMD. ♠ Controlled access point SURVEYOR DATE SURVEY WAS Basis of bearing is: GRID NORTH LS - 4722 PTH DAKO **GRAPHIC SCALE** (in feet) All coordinates on this sheet are BARNES County ground coordinates. APPROVED They are derived from the "North Dakota Coordinate System of 1983", NAD83 (CORS), SOUTH Zone Combination Factor (cf) = 0.9998710 (International Foot) 1" = 300" Assumed Coordinates

11/27/2018 9:57:27 AM gkolden

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Administra

Taxes and Special Assessments
paid and transfer accepted this
day of Dec. County Auditor
County Auditor narshall

DOCUMENT NUMBER 288999



288999
Fee: \$ 0.00
OFFICE OF COUNTY RECORDER County of Barnes, North Dakota OFFICE OF COUNTY RECORDER County of Barnes, North Dakota OFFICE OF COUNTY RECORDER County recorded.
I hereby certify that the within instrument was filed in this office on 12/13/2018 at 9:30 AM and was duly recorder County Recorder

On 12/13/2018 at 9:30 AM and was duly Recorder

Deputy