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ORDIN

1637527 6/30/2021 12:08 PM \$20.00

City of Fargo - Planning Recorded Electronically

### OFFICE OF THE CITY ATTORNEY FARGO, NORTH DAKOTA

ORDINANCE NO. 5303

### AN ORDINANCE ANNEXING A CERTAIN PARCEL OF LAND LYING IN THE SOUTHEAST QUARTER OF SECTION 15 AND THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 140 NORTH, RANGE 49 WEST, IN CASS COUNTY, NORTH DAKOTA

WHEREAS, A Petition for Annexation has been submitted by the owners of not less than three-fourths in assessed value of the property described in said Petition for Annexation to the City of Fargo, Cass County, North Dakota, in accordance with Section 40-51.2-03 N.D.C.C.; and,

WHEREAS, Public notice of the submission of such Petition has been given by publication in The Forum as required by Section 40-51.2-05 N.D.C.C.; and,

WHEREAS, Said Section 40-51.2-03 N.D.C.C. requires that such annexation be accomplished by ordinance,

NOW, THEREFORE,

Be It Ordained by the Board of City Commissioners of the City of Fargo:

Section 1. The following described property located in the Southeast Quarter of Section 15 and the Northeast Quarter of Section 22, Township 140 North, Range 49 West, of the Fifth Principal Meridian, Cass County North Dakota, is hereby annexed to the City of Fargo, Cass County, North Dakota:

Beginning at the southeast corner of said Section 15; thence South 02 degrees 38 minutes 37 seconds East, assumed bearing, along the east line of said Northeast Quarter of Section 22, also being the west line of the Fargo City Limits per Document No. 1359928, a distance of 75.00 feet, more or less, to the south Right of Way of County Highway 20, also being the north line of the Fargo City Limits as depicted on City of Fargo Annexation Plat Document No. 916190 and 1359928; thence South 87 degrees 58 minutes 41 seconds West, along said south Right of Way and north line of said Fargo City Limits, a distance of 1050.24 feet, more or less, to the intersection with the westerly right of way of County Road 81; thence northwesterly, and along said westerly Right of Way of County Road 81, a distance of 1174.68 feet along a non-tangential curve concave to the southwest with a radius of 1332.69 feet, a central angle of 50 degrees 30 minutes 09 seconds, and a chord which bears North 34 degrees 50 minutes 59 seconds West; thence North 60 degrees 06 minutes 04 seconds West, tangent to last described curve and along said Right of Way, a distance of 499.80 feet; thence northwesterly, along a tangential curve concave to the northeast and along said Right of Way, a distance of 166.66 feet to the intersection with the southwesterly extension of the northerly right of way line of 44th Ave North as dedicated in the plat of NORTH FARGO INDUSTRIAL ADDITION, said curve has a radius of 1532.69 feet, a central angle of 06

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ORDINANCE NO. <u>5303</u>

degrees 13 minutes 49 seconds; thence North 35 degrees 43 minutes 11 seconds East, not tangent to last described curve and along said southwesterly extension of said north line of 44th Ave North, a distance of 200.00 feet to the northeasterly Right of Way of County Road 81 and the southwesterly line of the Fargo City Limits per Document No. 1604271; thence southeasterly, and along said northeasterly Right of Way and southwesterly line of the Fargo City Limits, a distance of 80.03 feet along a non-tangential curve concave to the northeast with a radius of 1332.69 feet, a central angle of 3 degrees 26 minutes 27 seconds, and a chord which bears South 55 degrees 31 minutes 46 seconds East, thence North 35 degrees 43 minutes 11 seconds East, not tangent to last described curve and along the south line of the Fargo City Limits per Document No. 1604271, a distance of 52.10 feet; thence northeasterly along a tangential curve concave to the southeast and continuing along the said south line of the Fargo City Limits per Document No. 1604271, a distance of 310.11 feet said curve has a radius of 340.00 feet, and a central angle of 52 degrees 15 minutes 30 seconds; thence North 87 degrees 58 minutes 41 seconds East, tangent to last described curve and along the south line of said Fargo City Limits per Document No. 1604271, a distance of 1565.10 feet, to the west line of the Fargo City Limits per Document No. 1359928; thence South 02 degrees 55 minutes 01 seconds East, along said west line, a distance of 1524.19 feet; thence North 87 degrees 58 minutes 41 seconds East along the south line of the Southeast Quarter of said Section 15, also being the south line of the Fargo City Limits per Document No. 1359928, a distance of 150.02 feet to the point of beginning.

Contains 2,237,104 square feet or 51.36 acres, more or less.

Section 2. Effective Date.

This ordinance shall be in full force and effect from and after its passage and approval.

CITY OF FARGO

Timothy/J. Mahoney, M.D., Mayor

ATTEST

Steven Sprague, City Auditor

First Reading: 6/14/21 Second Reading: 6/28/21 Final Passage: 6/28/21

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PAGE: 3 of 3 ORDIN 1637527 City of Fargo - Planning 6/30/2021 12:08 PM

Recorded Electronically \$20.00

RECORDER'S OFFICE, CASS COUNTY, ND 6/30/2021 12:08 PM I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE. DEBORAH A. MOELLER, COUNTY RECORDER

v Jeresa U. Kirly, Dep. 1637527

**Recorded Electronically** 



# ANNEXATION PLAT

TO THE CITY OF FARGO, CASS COUNTY, NORTH DAKOTA



FARGO - AUSTIN - BISMARCK - BOISE - CEDAR RAPIDS - DETROIT LAKES - DENVER - SIOUX FALLS - ST PAUL - WILLISTON

### **ANNEXATION PLAT OF:**

That part of the Southeast Quarter of Section 15 and the Northeast Quarter of Section 22, Township 140 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota, more particularly described as follows:

Beginning at the southeast corner of said Section 15; thence South 02 degrees 38 minutes 37 seconds East, assumed bearing, along the east line of said Northeast Quarter of Section 22, also being the west line of the Fargo City Limits per Document No. 1359928, a distance of 75.00 feet, more or less, to the south Right of Way of County Highway 20, also being the north line of the Fargo City Limits as depicted on City of Fargo Annexation Plat Document No. 916190 and 1359928; thence South 87 degrees 58 minutes 41 seconds West, along said south Right of Way and north line of said Fargo City Limits, a distance of 1050.24 feet, more or less, to the intersection with the westerly right of way of County Road 81; thence northwesterly, and along said westerly Right of Way of County Road 81, a distance of 1174.68 feet along a non-tangential curve concave to the southwest with a radius of 1332.69 feet, a central angle of 50 degrees 30 minutes 09 seconds, and a chord which bears North 34 degrees 50 minutes 59 seconds West; thence North 60 degrees 06 minutes 04 seconds West, tangent to last described curve and along said Right of Way, a distance of 499.80 feet; thence northwesterly, along a tangential curve concave to the northeast and along said Right of Way, a distance of 166.66 feet to the intersection with the southwesterly extension of the northerly right of way line of 44th Ave North as dedicated in the plat of NORTH FARGO INDUSTRIAL ADDITION, said curve has a radius of 1532.69 feet, a central angle of 06 degrees 13 minutes 49 seconds; thence North 35 degrees 43 minutes 11 seconds East, not tangent to last described curve and along said southwesterly extension of said north line of 44th Ave North, a distance of 200.00 feet to the northeasterly Right of Way of County Road 81 and the southwesterly line of the Fargo City Limits per Document No. 1604271; thence southeasterly, and along said northeasterly Right of Way and southwesterly line of the Fargo City Limits, a distance of 80.03 feet along a non-tangential curve concave to the northeast with a radius of 1332.69 feet, a central angle of 3 degrees 26 minutes 27 seconds, and a chord which bears South 55 degrees 31 minutes 46 seconds East, thence North 35 degrees 43 minutes 11 seconds East, not tangent to last described curve and along the south line of the Fargo City Limits per Document No. 1604271, a distance of 52.10 feet; thence northeasterly along a tangential curve concave to the southeast and continuing along the said south line of the Fargo City Limits per Document No. 1604271, a distance of 310.11 feet said curve has a radius of 340.00 feet, and a central angle of 52 degrees 15 minutes 30 seconds; thence North 87 degrees 58 minutes 41 seconds East, tangent to last described curve and along the south line of said Fargo City Limits per Document No. 1604271, a distance of 1565.10 feet, to the west line of the Fargo City Limits per Document No. 1359928; thence South 02 degrees 55 minutes 01 seconds East, along said west line, a distance of 1524.19 feet; thence North 87 degrees 58 minutes 41 seconds East along the south line of the Southeast Quarter of said Section 15, also being the south line of the Fargo City Limits per Document No. 1359928, a distance of 150.02 feet to the point of beginning. Contains 2,237,104 square feet or 51.36 acres, more or less.

## SURVEYOR'S CERTIFICATE AND ACKNOWLEDGEMENT:

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I, Kurt M. Kisch, Registered Professional Land Surveyor under the laws of the	o State of North Dakata	horoby cortifi	that the anneyed	alatic a truc
i, Ruit W. Risch, Registered Professional Land Surveyor under the laws of the	le State of North Dakota	, nereby certify	y mai me amexed	Jial is a li ue

State of Minnesota) County of Hennepin)

The foregoing instrument was acknowldeged this 4 day of 4 day of \_\_\_\_\_\_, 2021, before me, a notary public with and for said County, personally appeared Kurt M. Kisch, Professional Land Surveyor, to me known to be the person described in and who executed the same as a free act and

My commission expires 01/31/2022





County of Cass

My commission expires Oct. 17, 2023

KRISTI OLSON Notary Public State of North Dakota My Commission Expires Oct. 17, 2023

**FARGO CITY COMMISSION APPROVAL:** 

Approved by the Board of City Commissioners of Fargo, North Dakota this

City Auditor

State of North Dakota

County of Cass

The foregoing instrument was acknowledged this <u>lt</u> day of <u>June</u>, 2021, before me, a notary public with and for said County, by Timothy J. Mahoney, Mayor, and Steven H. Sprague, City Auditor, on behalf of the City of Fargo.

Tranda Wol Notary Public Cass County

My commission expires May 18,3033

MIRANDA WOLF Notary Public State of North Dakota My Commission Expires May 18, 2023

> PAGE: 1 of 1 **ANEXP** City of Fargo - Planning Recorded Electronically

RECORDER'S OFFICE, CASS COUNTY, ND 6/30/2021 12:08 PM I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE. DEBORAH A. MOELLER, COUNTY RECORDER

1637528

6/30/2021 12:08 PM

by Teresa a. Kirly, Dep. 1637528

