

PAGE: 1 of 3 RESOL 1688512
City of Fargo - Planning 5/4/2023 1:40 PM
Recorded Electronically \$20.00

RECORDER'S OFFICE, CASS COUNTY, ND 5/4/2023 1:40 PM
I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE.
DEBORAH A. MOELLER, COUNTY RECORDER

by Sheva Garcia, Dep 1688512
Recorded Electronically



RESOLUTION OF ANNEXATION

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

WHEREAS, the City of Fargo, Cass County, North Dakota, is a municipal corporation, organized and existing under the laws of the State of North Dakota, with approximately one hundred twenty-six thousand seven hundred and fifty (126,750) inhabitants; and

WHEREAS, there is contiguous and adjacent to the City of Fargo, a tract or parcel of land hereinafter specifically described, containing approximately 231.70 acres, more or less, which tract or parcel of land is not presently a part of the City of Fargo.

NOW, THEREFORE, BE IT RESOLVED, By the Board of City Commissioners of the City of Fargo, North Dakota, that the boundaries of the City of Fargo be, and they hereby are, extended so as to include and incorporate within the corporate limits of the City of Fargo, Cass County, North Dakota, all the land described as follows:

Portions of the NW ¼, SW ¼, and SE ¼ of Section 15 and of portions of the NE ¼ and NW ¼ of Section 22, all in Township 140 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota, being more fully described as:

That part of the Northwest Quarter, Southwest Quarter, and Southeast Quarter of Section 15 and Northwest Quarter and Northeast Quarter of Section 22, all in Township 140 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota being further described as follows:

Beginning at the Southwest Corner of Section 15;
thence N2°35'35"W on the west line of the Southwest Quarter (SW1/4) of said Section 15 a distance of 2,645.65 feet to the Northwest Corner of said SW1/4;
thence N2°34'38"W on the west line of the Northwest Quarter (NW1/4) of said Section 15 a distance of 1,654.89 feet; thence N87°53'40"E a distance of 148.69 feet to the east right-of-way (ROW) line of Cass County Drain No 40;
thence continuing N87°53'40"E on the north line of the South 332 feet of Auditor's Lot 1 a distance of 663.29 feet to the westerly ROW line of Interstate Highway 29;

thence continuing N87°53'40"E a distance of 448.82 feet to the easterly ROW line of Interstate Highway 29, said easterly ROW line also being the westerly ROW line of the Burlington Northern Santa Fe Railway;

thence N60°54'41"E perpendicular to the easterly ROW line of said Burlington Northern Santa Fe Railway a distance of 149.38 feet to said easterly ROW line of said Burlington Northern Santa Fe Railway;

thence S29°05'19"E on said easterly ROW a distance of 4,660.20 feet to the northerly ROW of Interstate Highway 29; thence S79°10'53"E on said northerly ROW a distance of 540.52 feet;

thence N87°58'51"E on said northerly ROW a distance of 208.09 feet to the easterly ROW of said Interstate Highway 29, said point being on the westerly line of the City of Fargo Annexation Plat as described in Doc. No. 1637528, Records of Cass County;

thence on said westerly Annexation Plat line 102.68 feet on the arc of a non-tangential curve, concave to the west, having a radius of 1,332.69 feet, a central angle of 4°24'52", and long chord length of 102.65 feet bearing S15°04'30"E to the south line of the Southeast Quarter (SE1/4) of said Section 15;

thence continuing on said curve and said westerly Annexation Plat line 75.99 feet on the arc of a curve, concave to the west, having a radius of 1,332.69 feet, a central angle of 3°16'01", and long chord length of 75.98 feet bearing S11°14'03"E to the northerly line of the City of Fargo Annexation Plat as described in Doc. No. 916190, Records of Cass County;

thence S87°58'51"W on said northerly Annexation Plat line a distance of 1,595.49 feet to the west line of the Northeast Quarter (NE1/4) of Section 22;

thence S87°58'19"W on said northerly Annexation Plat line a distance of 1,322.29 feet to the north-south quarter-quarter line in the NW1/4 of said Section 22;

thence N2°40'59"W on said quarter-quarter line a distance of 75.00 feet to the south line of said SW1/4 of Section 15;

thence S87°58'19"W on said south line a distance of 1,323.75 feet to the Point of Beginning.

EXCEPTING therefrom the following described tract:

Commencing at the Southwest Corner of Section 15;

thence N87°58'19"E on said south line of the SW1/4 of Section 15 a distance of 1,060.00 feet;

thence N2°35'35"W parallel with the west line of said SW1/4 a distance of 100.00 feet to the Point of Beginning;

thence continuing N2°35'35"W parallel with said west line of the SW1/4 a distance of 950.02 feet to the parcel line described in Doc. No. 1615949, Records of Cass Co.;

thence N87°58'19"E on said parcel line a distance of 1,025.31 feet to said westerly ROW line of Interstate Highway 29;

thence S22°01'44"E on said westerly ROW line a distance of 257.99 feet;

thence S5°54'16"W on said westerly ROW line a distance of 714.37 feet;

thence S87°58'19"W parallel with said south line of the SW1/4 a distance of 1,005.59 feet to the Point of Beginning of said Exception.

Said tract contains 231.70 acres, more or less.

BE IT FURTHER RESOLVED, By the Board of City Commissioners of the City of Fargo, North Dakota, that this Resolution be published in the official newspaper for the City of Fargo once each week for two successive weeks, and a hearing be held on the 20th day of March, 2023, at 5:15 p.m., in the Commission Chambers, City Hall, Fargo, North Dakota.

CERTIFICATE

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

I, Timothy J Mahoney, the duly elected, qualified and acting Mayor of the City of Fargo, North Dakota; and

I, Steven Sprague, the duly appointed, qualified, and acting City Auditor of the City of Fargo, North Dakota,

DO HEREBY CERTIFY:

That the foregoing is a full, true, and correct copy of the original Resolution and the whole thereof annexing a tract of land consisting of approximately 231.70 acres, which Resolution was duly adopted by the Board of City Commissioners of the City of Fargo, North Dakota, at the meeting of the Board held February 6th, 2023, at which meeting Commissioners Kolpack, Piepkorn, Preston, Strand and Mahoney were present in person, and none was absent, and Kolpack, Piepkorn, Preston, Strand Mahoney voted in favor of the adoption of the Resolution and none voted against the adoption of the Resolution; and

That such Resolution is now a part of the permanent records of the City of Fargo, as filed in the office of the City Auditor.

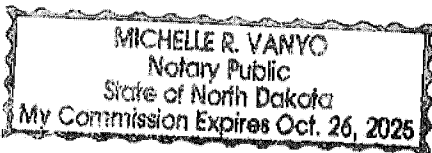
(SEAL)

[Signature]
Timothy J. Mahoney, Mayor
City of Fargo, North Dakota

ATTEST:
[Signature]
Steven Sprague, City Auditor

On this 6 day of February, 2023, before me, Michelle R Vanyo, a Notary Public in and for Cass County in the State of North Dakota, personally appeared TIMOTHY J. MAHONEY, known to me to be the Mayor of the Board of City Commissioners and STEVEN SPRAGUE, known to me to be the City Auditor of the City of Fargo, a municipal corporation under the laws of the State of North Dakota, and they acknowledged to me that they executed the foregoing instrument.

[Signature]
Notary Public
Cass County, North Dakota
My Commission Expires: _____



ANNEXATION PLAT TO THE CITY OF FARGO, CASS COUNTY, NORTH DAKOTA

DESCRIPTION OF PLAT BOUNDARY

That part of the Northwest Quarter, Southwest Quarter, and Southeast Quarter of Section 15 and Northwest Quarter and Northeast Quarter of Section 22, all in Township 140 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota being further described as follows:

Beginning at the Southwest Corner of Section 15; thence N2°35'35"W on the west line of the Southwest Quarter (SW1/4) of said Section 15 a distance of 2,645.65 feet to the Northwest Corner of said SW1/4; thence N2°34'38"W on the west line of the Northwest Quarter (NW1/4) of said Section 15 a distance of 1,654.89 feet; thence N87°53'40"E a distance of 148.69 feet to the east right-of-way (ROW) line of Cass County Drain No. 40; thence continuing N87°53'40"E on the north line of the South 332 feet of Auditor's Lot 1 a distance of 663.29 feet to the westerly ROW line of Interstate Highway 29; thence continuing N87°53'40"E a distance of 448.82 feet to the easterly ROW line of Interstate Highway 29, said easterly ROW line also being the westerly ROW line of the Burlington Northern Santa Fe Railway; thence N60°54'41"E perpendicular to the easterly ROW line of said Burlington Northern Santa Fe Railway a distance of 149.38 feet to said easterly ROW line of said Burlington Northern Santa Fe Railway; thence S29°05'19"E on said easterly ROW line a distance of 4,660.20 feet to the northerly ROW of Interstate Highway 29; thence S79°10'53"E on said northerly ROW a distance of 540.52 feet; thence N87°58'51"E on said northerly ROW a distance of 208.09 feet to the easterly ROW of said Interstate Highway 29, said point being on the westerly line of the City of Fargo Annexation Plat as described in Doc. No. 1637528, Records of Cass County; thence on said westerly Annexation Plat line 102.68 feet on the arc of a non-tangential curve, concave to the west, having a radius of 1,332.69 feet, a central angle of 4°24'52", and long chord length of 102.65 feet bearing S15°04'30"E to the south line of the Southeast Quarter (SE1/4) of said Section 15; thence continuing on said curve and said westerly Annexation Plat line 75.99 feet on the arc of a curve, concave to the west, having a radius of 1,332.69 feet, a central angle of 3°16'01", and long chord length of 75.98 feet bearing S11°14'03"E to the northerly line of the City of Fargo Annexation Plat as described in Doc. No. 916190, Records of Cass County; thence S87°58'51"W on said northerly Annexation Plat line a distance of 1,595.49 feet to the west line of the Northeast Quarter (NE1/4) of Section 22; thence S87°58'19"W on said northerly Annexation Plat line a distance of 1,322.29 feet to the north-south quarter-quarter line in the NW1/4 of said Section 22; thence N2°40'59"W on said quarter-quarter line a distance of 75.00 feet to the south line of said SW1/4 of Section 15; thence S87°58'19"W on said south line a distance of 1,323.75 feet to the Point of Beginning. EXCEPTING therefrom the following described tract:

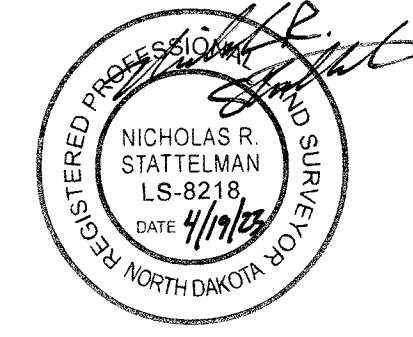
Commencing at the Southwest Corner of Section 15; thence N87°58'19"E on said south line of the SW1/4 of Section 15 a distance of 1,060.00 feet; thence N2°35'35"W parallel with the west line of said SW1/4 a distance of 100.00 feet to the Point of Beginning; thence continuing N2°35'35"W parallel with said west line of the SW1/4 a distance of 950.02 feet to the parcel line described in Doc. No. 1615949, Records of Cass Co.; thence N87°58'19"E on said parcel line a distance of 1,025.31 feet to said westerly ROW line of Interstate Highway 29; thence S22°01'44"E on said westerly ROW line a distance of 257.99 feet; thence S5°54'16"W on said westerly ROW line a distance of 714.37 feet; thence S87°58'19"W parallel with said south line of the SW1/4 a distance of 1,005.59 feet to the Point of Beginning of said Exception.

Said tract contains 231.70 acres, more or less.

CERTIFICATE OF SURVEYOR

I, Nicholas R. Stattelmann, Registered Professional Land Surveyor in the State of North Dakota, hereby certify that this map is a true and correct representation of a survey performed by me or under my direct supervision on or before January 4, 2023. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments will be placed in the ground as shown.

Nicholas R. Stattelmann
Nicholas R. Stattelmann, North Dakota Registered Professional Land Surveyor No. LS-8218



STATE OF NORTH DAKOTA) SS
COUNTY OF Cass

CHASE JULSON
Notary Public
State of North Dakota
My Commission Expires July 3, 2023

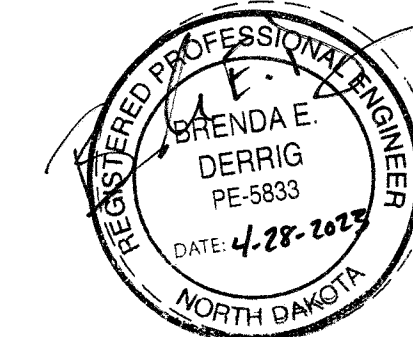
On this 19th day of April, 2023, before me, a Notary Public in and for said County and State, personally appeared Nicholas R. Stattelmann, known to me to be the person described in the within instrument, and acknowledged to me that he executed the same.

Chase Julson
Notary Public:
State of North Dakota
My commission expires: July 3, 2023

CITY ENGINEER APPROVAL

This plat is approved by the Fargo City Engineer on this 28th day of April, 2023.

Brenda E. Derrig
Brenda E. Derrig, City Engineer



STATE OF NORTH DAKOTA) SS
COUNTY OF Cass

On this 28th day of April, 2023, before me, a Notary Public in and for said County and State, personally appeared Brenda E. Derrig, Fargo City Engineer, known to me to be the person described in the within instrument, and acknowledged to me that she executed the same.

Kristi Olson
State of North Dakota
My commission expires: October 17, 2023

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

CITY COMMISSION APPROVAL

This plat is approved by the Fargo City Commission on this 20th day of March, 2023.

Tim Mahoney
Tim Mahoney, Mayor

Steven Sprague
Steven Sprague, City Auditor

STATE OF NORTH DAKOTA) SS
COUNTY OF Cass

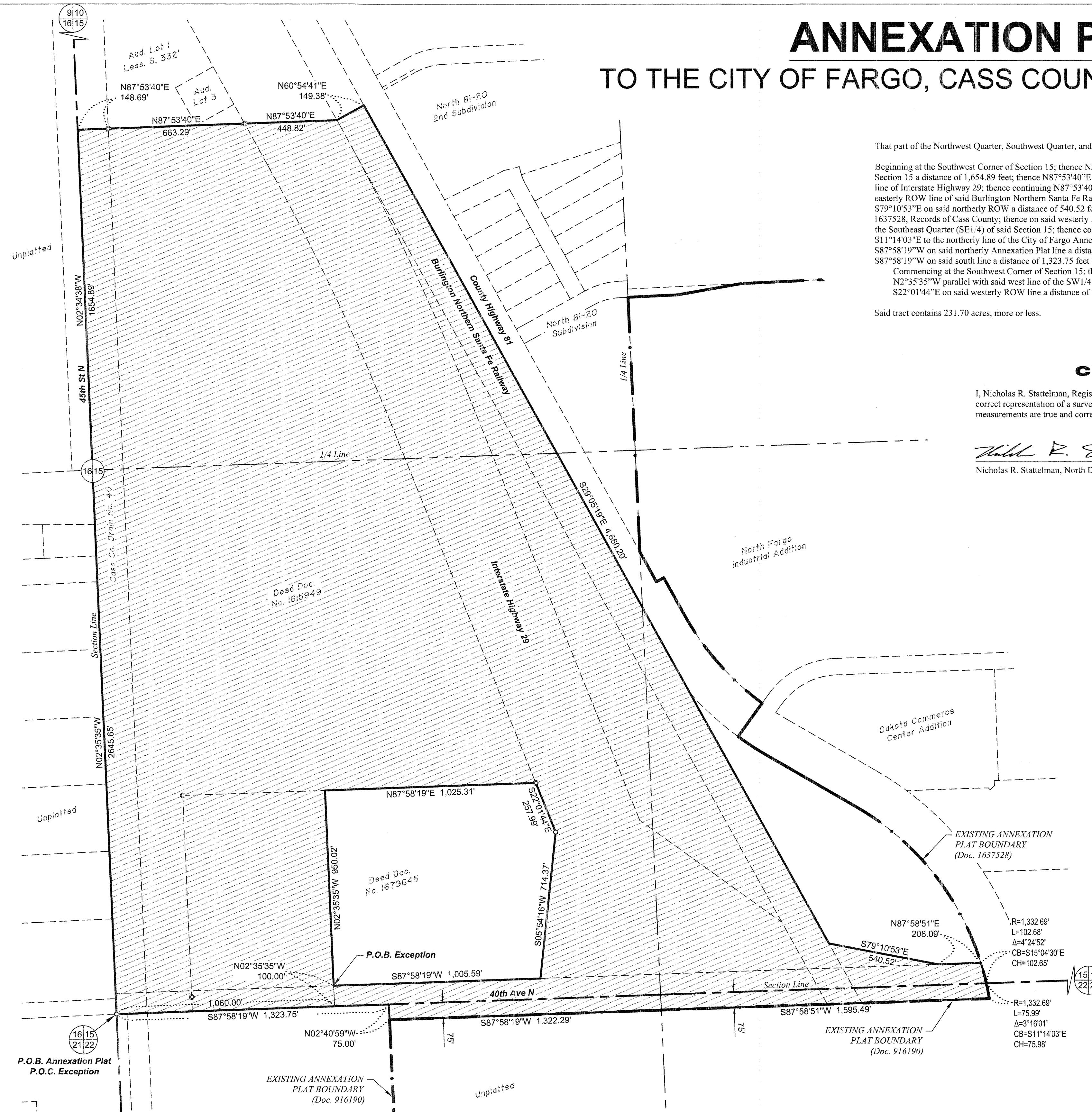
On this 1st day of May, 2023, before me, a Notary Public in and for said County and State, personally appeared Tim Mahoney, Mayor, and Steven Sprague, City Auditor, known to me to be the persons described in the within instrument, and acknowledged to me that they executed the same.

Miranda Wolf
State of North Dakota
My commission expires: May 18, 2023

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

PAGE: 1 of 1 ANEXP 1688513
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DEBORAH A. MOELLER, COUNTY RECORDER
by *Sheva Garcia*, Dep 1688513
Recorded Electronically



LEGEND

- | | | | |
|--|----------------------------|--|------------------------------------|
| | EXISTING FARGO CITY LIMITS | | SECTION LINE |
| | PROPOSED FARGO CITY LIMITS | | 1/4 SECTION LINE |
| | PROPOSED ANNEXATION PARCEL | | EXISTING PARCEL LINE |
| | | | FOUND IRON MONUMENT w/ PLASTIC CAP |
| | | | FOUND IRON MONUMENT |

BASIS OF BEARING

BEARINGS AND DISTANCES BASED ON THE CITY OF FARGO GROUND COORDINATE SYSTEM, US SURVEY FEET.

