

**Amendment of Chapter 5  
Ellendale Revised Ordinances  
Amendment by Addition of Article  
5.0308**

WE, THE CITY COUNCIL OF THE CITY OF ELLENDALE, NORTH DAKOTA, do hereby amend Chapter 5 of the Ellendale Ordinances by adding to the nuisance ordinances a new article 5.0308 as follows:

Be it ordained by the City Council of the City of Ellendale, Dickey County, North Dakota, that the Ordinances be amended by adding article 5.0308 to read as follows:

11.0121        Annexation of Property to the City 2025

Pursuant to NDCC 40-51.2-06, the City hereby annexes the following real estate to the City of Ellendale:

*See Attached Map TLS Project No. 24-00-094 Tamarac Land Surveying, LLC*

The City Auditor is directed to immediately publish this ordinance upon the second reading and to immediately file this ordinance with the County Recorder's Office as soon as the Second Reading occurs and pursuant to Ellendale Ordinance 5.0307, the moment this ordinance is passed, the newly annexed real estate shall be zoned as "C-2 Commercial."

Be it so ordained this 10th day of February 2025.

CITY OF ELLENDALE

By:

Donald Flaherty,

Mayor

ATTEST:

Nicole Kempf, Auditor

First Reading: December 9, 2024

Second Reading: February 10, 2025

Publication Date: February 20, 2025

File/Record with County Recorder Date: February 11, 2025

**DICKEY COUNTY RECORDER**  
**Return to: CITY OF ELLENDALE**  
**PO BOX 267**  
**ELLENDALE, ND 58436**

**Doc #197258**

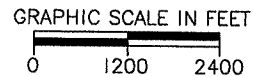
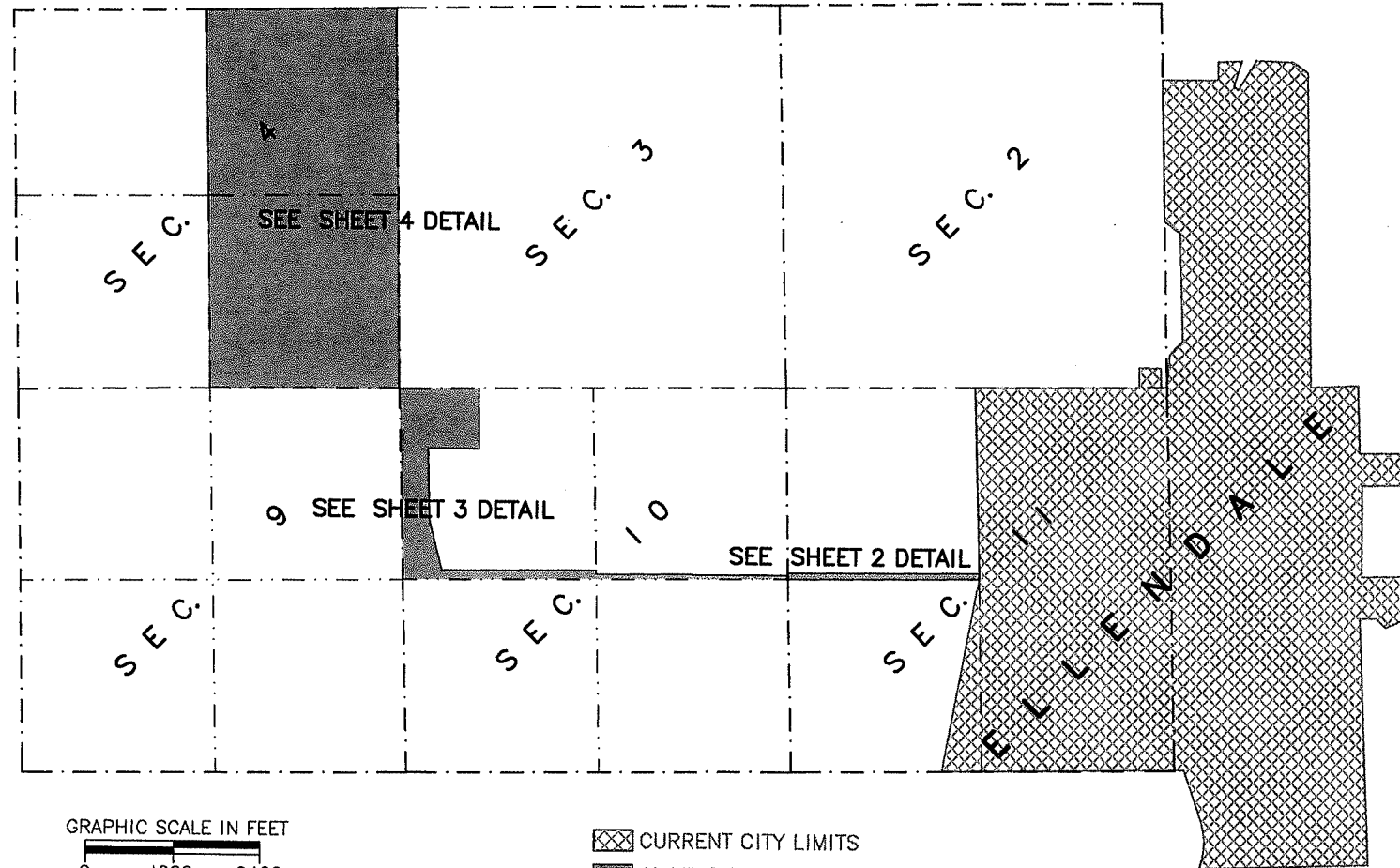
**Pg 1 of 8**





# MAP OF LANDS TO BE ANNEXED INTO THE CITY OF ELLENDALE, NORTH DAKOTA

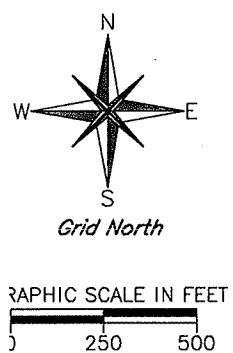
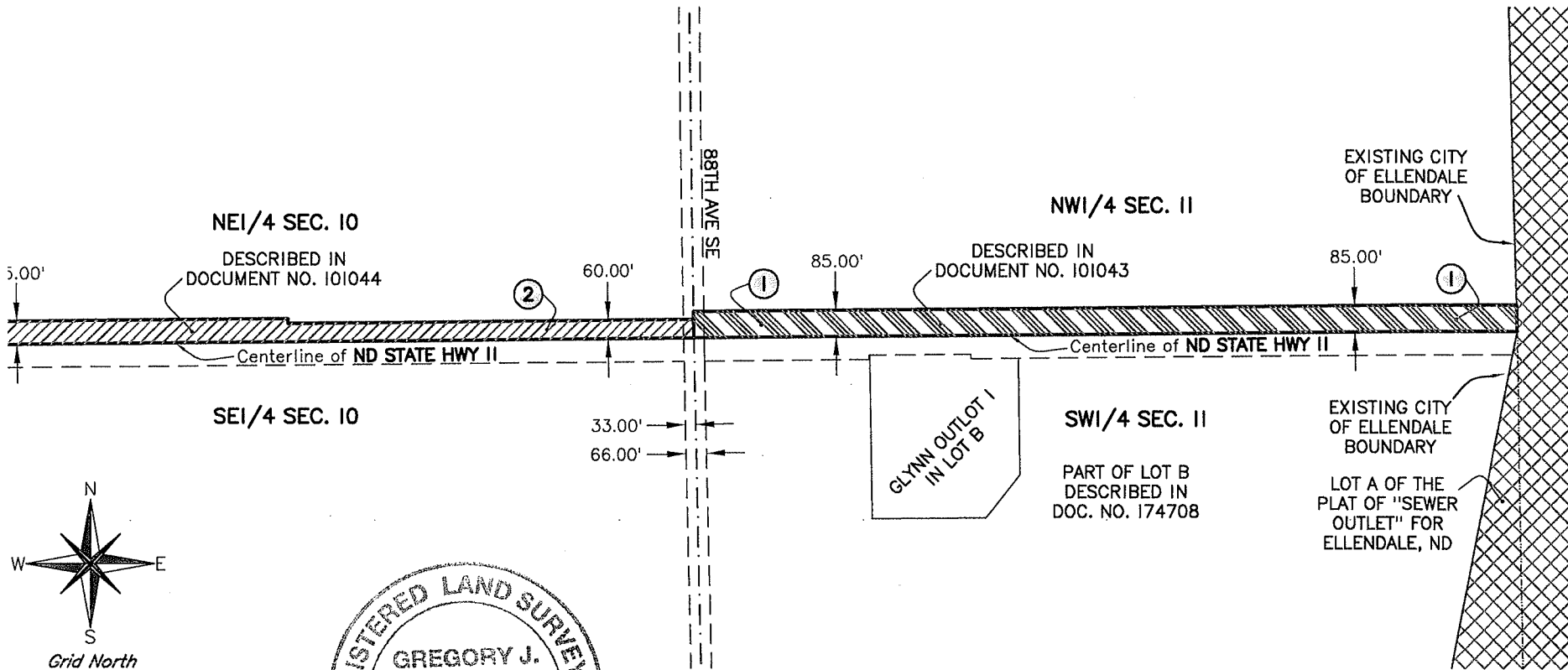
THE NE1/4 AND THE SE1/4 OF SECTION 4, PART OF THE NE1/4 OF SECTION 9, PART OF THE NW1/4 AND NE1/4 OF SECTION 10 AND PART OF THE NW1/4 AND SW1/4 OF SECTION 11, TOWNSHIP 129 NORTH, RANGE 63 WEST OF THE FIFTH PRINCIPAL MERIDIAN, DICKY COUNTY, NORTH DAKOTA



TLS Project No. 24-00-094

# MAP OF LANDS TO BE ANNEXED INTO THE CITY OF ELLENDALE, NORTH DAKOTA

THE NE1/4 AND THE SE1/4 OF SECTION 4, PART OF THE NE1/4 OF SECTION 9, PART OF THE NW1/4 AND NE1/4 OF SECTION 10 AND PART OF THE NW1/4 AND SW1/4 OF SECTION 11, TOWNSHIP 129 NORTH, RANGE 63 WEST OF THE FIFTH PRINCIPAL MERIDIAN, DICKEY COUNTY, NORTH DAKOTA

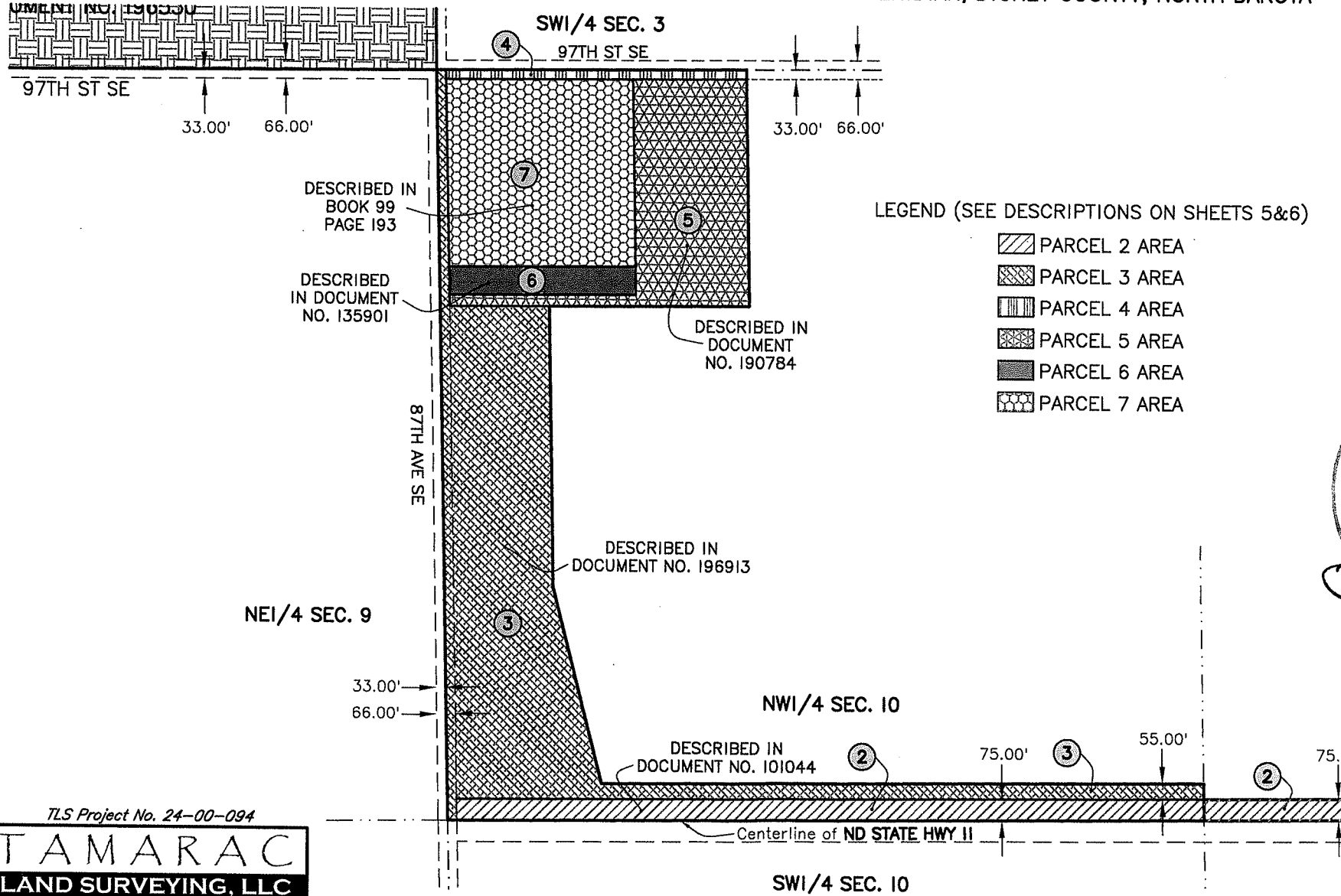


REGISTERED LAND SURVEYOR  
GREGORY J. RICH  
LS-6408  
DATE 11-30-2024

- LEGEND (SEE DESCRIPTIONS ON SHEETS 5)
- CURRENT CITY LIMITS
  - PARCEL 1 AREA
  - PARCEL 2 AREA



# MAP OF LANDS TO BE ANNEXED INTO THE CITY OF ELLENDALE, NORTH DAKOTA/ THE NE1/4 AND THE SE1/4 OF SECTION 4, PART OF THE NE1/4 OF SECTION 9, PART OF THE NW1/4 AND NE1/4 OF SECTION 10 AND PART OF THE NW1/4 AND SW1/4 OF SECTION 11, TOWNSHIP 129 NORTH, RANGE 63 WEST OF THE FIFTH PRINCIPAL MERIDIAN, DICKEY COUNTY, NORTH DAKOTA



TLS Project No. 24-00-094

**TAMARAC**  
LAND SURVEYING, LLC  
www.tamaraclandsurveying.com







# DICKEY COUNTY, NORTH DAKOTA

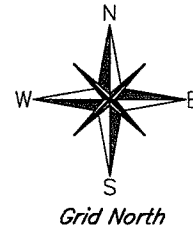
33.00' 66.00'

96TH ST SE

33.00'  
66.00'

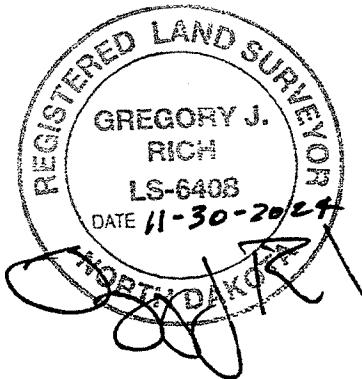
LEGEND (SEE DESCRIPTIONS  
ON SHEETS 6&7)

-  PARCEL 4 AREA
-  PARCEL 8 AREA
-  PARCEL 9 AREA
-  PARCEL 10 AREA
-  PARCEL 11 AREA
-  PARCEL 12 AREA



GRAPHIC SCALE IN FEET

0 300 600



33.00'  
66.00'

97TH ST SE

33.00' 66.00'

33.

TLS Project No. 24-00-094

**TAMARAC**  
LAND SURVEYING, LLC  
www.tamaraclandsurveying.com

Sheet 4 of 7



**MAP OF LANDS TO BE ANNEXED INTO THE CITY OF  
ELLENDALE, NORTH DAKOTA**

THE NE1/4 AND THE SE1/4 OF SECTION 4, PART OF THE NE1/4 OF  
SECTION 9, PART OF THE NW1/4 AND NE1/4 OF SECTION 10 AND  
PART OF THE NW1/4 AND SW1/4 OF SECTION 11, TOWNSHIP 129  
NORTH, RANGE 63 WEST OF THE FIFTH PRINCIPAL MERIDIAN,  
DICKEY COUNTY, NORTH DAKOTA

**PARCEL 1**

The south 85.00 feet of the NW1/4 of Section 11, Township 129 North, Range 63 West of the Fifth Principal Meridian. Said parcel contains 5.20 acres more or less.

**PARCEL 2**

The south 75.00 feet of the west 4017.10 feet, and the south 60.00 feet of the east 1309.05 feet of the N1/2 of Section 10, Township 129 North, Range 63 West of the Fifth Principal Meridian. Excepting all that portion lying within 33.00 feet of the West Line of the N1/2 of said Section 10. Said parcel contains 8.66 acres, more or less.

**PARCEL 3**

Outlot 10-2 being a tract of land of the NW1/4 of Section 10, Township 129 North, Range 63 West of the Fifth Principal Meridian, Ellendale Township, Dickey County, North Dakota, more particularly described as follows:

Beginning at the Northwest corner of said Northwest Quarter; thence N89°15'03"E along the North boundary of said Northwest Quarter a distance of 33.00 feet; thence S01°17'16"E, 33.00 feet East and parallel with the West boundary of said Northwest Quarter a distance of 833.00 feet to the Southwest corner of a tract of land described in Warranty Deed Document Number 190784, on file at the Dickey County Recorder's Office; thence N89°15'03"E along the South boundary of foresaid tract of land a distance of 352.50 feet; thence S01°17'16"E parallel to the West boundary of said Northwest Quarter a distance of 989.74 feet; thence S14°24'56"E a distance of 694.01 feet to a point 130.00 feet North of the South boundary of said Northwest Quarter; thence N89°29'26"E, 130.00 North and parallel with said South boundary a distance of 2127.79 feet to the East boundary of said Northwest Quarter; thence S01°09'29"E along said East boundary a distance of 55.00 feet to the North right-of-way of North Dakota State Highway #11; thence S89°29'26"W along said North right-of-way a distance of 2637.82 feet to a point 33.00 feet East of the West boundary of said Northwest Quarter; thence S01°17'16"W, 33.00 feet East and parallel to said West boundary a distance of 75.00 feet to the South Boundary of said Northwest Quarter; thence S89°29'26"W along said South boundary a distance of 33.00 feet to the West boundary of said Northwest Quarter; thence N01°17'16"W along said West boundary a distance of 2624.87 feet to the Point of Beginning. Said tract contains 20.00 acres, more or less, and is subject to any easements, restrictions or reservations either existing or of record. Said description was previously recorded in document number 196913.

**PARCEL 4**

The north 33.00 feet of the east 1060.00 feet of the west 1093.00 feet of the Northwest Quarter, Section 10, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Containing 0.80 acres, more or less.

**PARCEL 5**

That part of the NW1/4NW1/4 of Section 10, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota, described as follows:

Commencing at the Northwest Corner of Section 10; thence N89°14'57"E, along the north side of Section 10, a distance of 33.00 feet to the east right-of-way line of 87th Avenue SE; thence S01°17'22"E, along said right-of-way line, a distance of 793.00 feet to the Southwest Corner of a tract described in Document #135901, which is also the Point of Beginning; thence S01°17'22"E, along said right-of-way line, a distance of 40.00 feet; thence N89°14'57"E, parallel to the south side of said tract, a distance of 1060.00 feet; thence N01°17'22"W, parallel to the east side of a tract described in Book of Deeds 99 - Page 193, a distance of 800.00 feet to the south right-of-way line of 97th Street SE; thence S89°14'57"W, along said right-of-way line, a distance

#### PARCEL 6

A parcel of land situated in the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of section Ten (10), Township One Hundred Twenty-Nine (129) North, Range Sixty-Three (63) West of the Fifth Principal Meridian, being more particularly described as follows: Commencing 33 feet east and 693 feet south of the northwest corner of the Northwest Quarter; thence east 660 feet, thence south 100 feet, thence west 660 feet, thence north 100 feet to the point of beginning. Said description previously recorded in Document Number 135901. Said tract contains 1.52 acres, more or less.

#### PARCEL 7

A parcel of land situated in the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) Section Ten (10), Township One Hundred Twenty-Nine (129), Range Sixty-three (63) West of the Fifth Principal Meridian, being more particularly described as follows: Beginning at a point 33 feet south and 33 feet east of the Northwest Corner of said Section Ten (10), Thence east parallel with the north section line a distance of 660 feet to a point, thence South parallel with the West section line a distance of 660 feet to a point, thence West parallel with the North section line a distance of 660 feet to a point; thence North parallel with the west section line a distance of 660 feet, to the point of beginning. Said tract contains 10 acres, more or less. Said description previously recorded in Book 99 of Deeds, Page 193.

#### PARCEL 8

Outlot 4-3, being within the Southeast Quarter of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Said tract more particularly described as follows: BEGINNING at the Southeast Corner of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Ellendale Township, Dickey County, North Dakota; Thence S89°37'38"W on and along the South Line of the Southeast Quarter a distance of 2635.29 feet to the South Quarter Corner; Thence N00°49'00"W on and along the West Line of the Southeast Quarter a distance of 1340.04 feet to the Southwest Corner of Outlot 4-2; Thence N89°37'38"E on and along the South Line of Outlot 4-2 a distance of 684.97 feet to the Northwest Corner of Outlot 4-1; Thence S00°41'25"E on and along the West Line of Outlot 4-1 a distance of 892.01 feet to the Southwest Corner of Outlot 4-1; Thence N89°37'38"E on and along the South Line of Outlot 4-1 a distance of 1953.28 feet to the East Line of the Southeast Quarter; Thence S00°41'25"E on and along said East Line a distance of 448.01 feet to the point of beginning. Said tract contains 41.11 acres more or less and is subject to all reservations, utility agreements, easements and rights of way of record or ascertainable by visual inspection. Said description previously recorded in Document Number 196530.

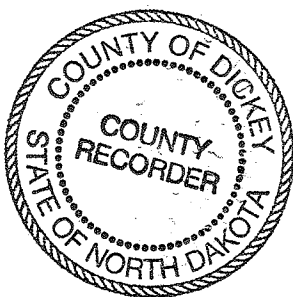
#### PARCEL 9

Outlot 4-1, being within the Southeast Quarter of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Said tract more particularly described as follows: The North 892.00 feet of the South 1340.00 feet of the East 1953.25 feet of the Southeast Quarter of Section 4, Township 129 North, Range 63 West, Dickey County, North Dakota. Contains 1,742,326 sq. ft or 40.00 acres, more or less. Said description previously recorded in Document Number 194366.

#### PARCEL 10

Outlot 4-4, being part of Outlot 4-2 within the Southeast Quarter of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Said tract more particularly described as follows: COMMENCING at the East Quarter Corner of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Ellendale Township, Dickey County, North Dakota; Thence S00°41'25"E on and along the East Line of the Southeast Quarter a distance of 641.39 feet to the POINT OF BEGINNING; Thence continuing S00°41'25"E on said East Line a distance of 689.90 feet to the Northeast Corner of Outlot 4-1, also being the Southeast Corner of Outlot 4-2; Thence S89°37'38"W on and along the North Line of Outlot 4-1 and the South Line of Outlot 4-2 a distance of 1557.65 feet; Thence N00°00'00"E a distance of 699.99 feet; Thence N90°00'00"E a distance of 1549.31 feet to the point of beginning. Said tract contains 24.78 acres more or less and is subject to all reservations, utility agreements, easements and rights of way of record or ascertainable by visual inspection. Said description previously recorded in Document Number 196698.

*TLS Project No. 24-00-094*



DICKEY COUNTY RECORDER

Doc #197258

Return to: CITY OF ELLENDALE

PO BOX 267

ELLENDALE, ND 58436

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DICKEY COUNTY RECORDER Doc #197258

I certify that this instrument was filed and recorded  
on 2/14/2025 at 2:39:23 PM. Fee \$67.00

By

Kelly K. Schmidt, Recorder

## MAP OF LANDS TO BE ANNEXED INTO THE CITY OF ELLENDALE, NORTH DAKOTA

THE NE1/4 AND THE SE1/4 OF SECTION 4, PART OF THE NE1/4 OF  
SECTION 9, PART OF THE NW1/4 AND NE1/4 OF SECTION 10 AND  
PART OF THE NW1/4 AND SW1/4 OF SECTION 11, TOWNSHIP 129  
NORTH, RANGE 63 WEST OF THE FIFTH PRINCIPAL MERIDIAN,  
DICKEY COUNTY, NORTH DAKOTA

### PARCEL 11

Outlot 4-2 less Outlot 4-4 within the Southeast Quarter of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Said parcel being more particularly described as follows:

BEGINNING at the East Quarter Corner of said Section 4; thence South 00 degrees 41 minutes 25 seconds East, assumed bearing, along the east line of said Southeast Quarter of Section 4, a distance of 1331.29 feet, to the intersection with the north line of the south 1340.00 feet of said Southeast Quarter; thence South 89 degrees 37 minutes 38 seconds West along said north line of the south 1340.00 feet of said Southeast Quarter, said line also being the north line of OUTLOT 4-1, a distance of 2638.25 feet to the west line of said Southeast Quarter; thence North 00 degrees 49 minutes 00 seconds West along said west line of the Southeast Quarter, a distance of 1318.58 feet to the northwest corner of said Southeast Quarter; thence North 89 degrees 21 minutes 04 seconds East along the north line of said Southeast Quarter, a distance of 2641.12 feet to the POINT OF BEGINNING. Said description previously recorded in Document Number 195569. EXCEPTING THEREFROM Outlot 4-4 which is more particularly described as follows: COMMENCING at the East Quarter Corner of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Ellendale Township, Dickey County, North Dakota; Thence S00°41'25"E on and along the East Line of the Southeast Quarter a distance of 641.39 feet to the POINT OF BEGINNING; Thence continuing S00°41'25"E on said East Line a distance of 689.90 feet to the Northeast Corner of Outlot 4-1, also being the Southeast Corner of Outlot 4-2; Thence S89°37'38"W on and along the North Line of Outlot 4-1 and the South Line of Outlot 4-2 a distance of 1557.65 feet; Thence N00°00'00"E a distance of 699.99 feet; Thence N90°00'00"E a distance of 1549.31 feet to the point of beginning. Said description previously recorded in Document Number 196698.

Said tract contains 55.51 acres more or less and is subject to all reservations, utility agreements, easements and rights of way of record or ascertainable by visual inspection.

### PARCEL 12

The NE1/4 of Section 4, Township 129 North, Range 63 West of the Fifth Principal Meridian, Dickey County, North Dakota. Said parcel contains 156.05 acres more or less.