

RESOLUTION

RESOLUTION EXTENDING THE BOUNDARIES OF THE CITY OF UNDERWOOD, NORTH DAKOTA, AND ANNEXING VARIOUS TRACTS OF LAND TO THE BOUNDARIES OF THE PRESENT CITY LIMITS

BE IT RESOLVED, by the Board of City Commissioners of the City of Underwood, North Dakota:

WHEREAS, it appears that the area hereinafter described along the boundaries of the City of Underwood, should be annexed to the City of Underwood, and

WHEREAS, said property is described as follows, to-wit:

A tract of land being all of Outlot D of the NE¼ of Section 21, Township 146 North, Range 82 West of the 5<sup>th</sup> Principal Meridian, McLean County, North Dakota;

-AND-

A tract of land being a part of the NE¼ of Section 21 and part of Old US Highway 83 within said NE¼ of Section 21 and the SE¼ of Section 16, Township 146 North, Range 82 West of the 5<sup>th</sup> Principal Meridian, McLean County, North Dakota, being more particularly described as follows:

Beginning at the southeast corner of Stewart's 1<sup>st</sup> Addition of the City of Underwood, North Dakota; thence south to a point on the south Right-of-Way line of Old US Highway 83; thence west to a point on the west boundary line of the NE¼ of Section 21, Township 146 North, Range 82 West; thence north along said west boundary line to the southwest corner of said Stewart's 1<sup>st</sup> Addition, said point also being on the north Right-of-Way line of said Old Highway 83, thence easterly along said north Right-of-Way line to the Point of Beginning.

WHEREAS, Section 40-51.2-07 of the North Dakota Century Code as amended, does permit annexation by Resolution of the governing body of any municipality, and

WHEREAS, the Board of City Commissioners of the City of Underwood, North Dakota, desires to annex said property to the City for the following reasons:

The territory is contiguous to the City of Underwood, North Dakota, and its proposed annexation will contribute to and facilitate the orderly growth and development of the City; and will provide and facilitate the proper overall planning and zoning of land in said City and said territory in a manner most conducive to the welfare of the City and said territory; and

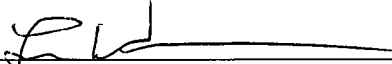
WHEREAS, pursuant to said statute made and provided, any person owning any real property within the heretofore described territory may file written protests to the Board of City Commissioners of the City of Underwood, North Dakota, by depositing the same with the City Auditor at her office in Underwood, North Dakota, protesting against the proposed annexation. Such written protests shall contain the interested parties name and address together with a legal description of the property owned by him or them and the date that the property was acquired. The Board of City Commissioners of the City of Underwood, McLean County, North Dakota, shall meet at the time and place indicated in the notice appended hereto, to hear and determine the sufficiency of any written protests against such proposed annexation.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the following described territory be annexed to the City of Underwood, North Dakota, to-wit:

BE IT FURTHER RESOLVED that the City Auditor of the City of Underwood, North Dakota, shall publish this Resolution once each week for two (2) consecutive weeks in the official newspaper of the City of Underwood, North Dakota, namely on March 21, 2019, and on March 28, 2019, and

BE IT FURTHER RESOLVED that in the absence of protests on or before April 24, 2019, by the owners of more than one-fourth of the property of the territory proposed to be annexed as of the date of the adoption of this Resolution, a territory described in the Resolution shall be included within and shall be a part of the City, and a copy of this Resolution with an accurate map of the annexed area certified with the Executive Officers of the municipality, will be filed and recorded with the McLean County Recorder's Office.

CITY OF UNDERWOOD

By   
Leon Weisenburger, Jr., President of  
Underwood City Commission

Attest   
Courtney Blotske, City Auditor





RECORDER'S OFFICE, MCLEAN COUNTY, ND 11/16/2023 1:06 PM  
I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE.  
HEIDI J. ANDERSON, COUNTY RECORDER

*Heidi J. Anderson*

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\$20.00

CITY OF UNDERWOOD

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McLean Co., ND