



1395655

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8/7/2013 8:00 AM
ORDIN \$22.00

OHNSTAD TWICHELL

State of North Dakota)
)
County of Cass)

CERTIFICATE

I, Edward McConnell, the duly elected, qualified and acting Mayor of the City of Casselton; and I, Sheila Klevgard, the duly appointed, qualified and acting City Auditor of the City of Casselton,

DO HEREBY CERTIFY:

That the attached Ordinance # 274 is a full, true and correct copy of the original ordinance providing for the annexation of the property described therein to the City of Casselton, Cass County, North Dakota, which was adopted and approved at a regular meeting of the City Council, at which six members were present and six members voted in favor of adoption; and

That said ordinance is now a part of the permanent records of the City of Casselton, as such records are filed in the office of the City Auditor.

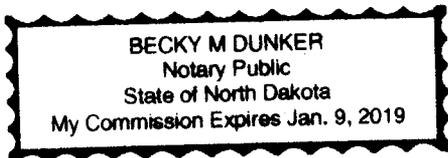
{SEAL}

Edward McConnell
Edward McConnell, Mayor

ATTEST:

Sheila Klevgard
Sheila Klevgard, City Auditor

On this 10 day of April, 2013, before me, a notary public, within and for said county and state, personally appeared Edward McConnell and Sheila Klevgard, known to me to be the Mayor and the City Auditor of the City of Casselton, a municipal corporation under the laws of the State of North Dakota, that is described in and who executed the within and foregoing instrument, and acknowledged that they executed the same.



Becky M Dunker
Notary Public
Cass County, North Dakota



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ORDINANCE NO. 274

AN ORDINANCE ANNEXING THE 2.6 ACRE PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 139 NORTH, RANGE 52 WEST, CASS COUNTY, NORTH DAKOTA:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CASSELTON:

Section 1.

WHEREAS, Owen Industries, Inc., owners of more than three-fourths (3/4ths) of the property described below have petitioned the City Council of the City of Casselton, North Dakota, to annex to the City of Casselton, North Dakota, the real property described below; and

WHEREAS, the said petition has been signed by not less than 3/4 of the owners of not less than 3/4 of the assessed value of said property; and

WHEREAS, said property is contiguous to the incorporated municipality of the City of Casselton, North Dakota, and is not presently embraced within the limits thereof; and

WHEREAS, said petition was duly received by the City Auditor and filed with the City Council of the City of Casselton, North Dakota; and

WHEREAS, the petitioners, by publication in the Cass County Reporter, gave due notice of the presentation of said petition to the City Council of the City of Casselton, North Dakota; and

WHEREAS, the Planning and Zoning Commission of the City of Casselton has held a public hearing to consider the Annexation and has recommended approval of the annexation; and

WHEREAS, no protests or objections to said annexation have been made;

NOW THEREFORE, all of the following described real estate:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 139 NORTH, RANGE 52 WEST, CASS COUNTY, NORTH DAKOTA, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHWEST CORNER OF SAID SECTION ELEVEN; THENCE EAST 674 FEET ALONG NORTH BOUNDARY LINE OF SAID SECTION ELEVEN; THENCE SOUTH 170 FEET; THENCE WEST 674 FEET; THENCE NORTH ALONG THE WEST BOUNDARY LINE OF SAID SECTION ELEVEN 170 FEET TO THE POINT OF BEGINNING; SUBJECT TO ALL



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EASEMENTS AND RIGHTS-OF-WAY OF RECORD INCLUDING EXISTING
HIGHWAY RIGHT OF WAY.

Is hereby annexed to and made part of and included within the corporate limits of
the City of Casselton, North Dakota.

Section 2. Effective date –

This ordinance shall be in full force and effect from and after its second reading
and final passage. The annexation shall be effective the date the ordinance, an accurate
map of the annexed area attached as **Exhibit A** and certification are filed with the County
Recorder.

APPROVED:

Edward McConnell, Mayor

ATTEST:

Sheila Klevgard, City Auditor

FIRST READING: 3/04/2013

SECOND READING: 4/1/2013



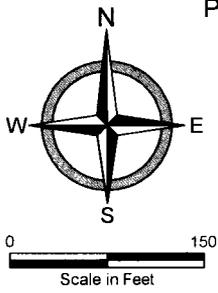
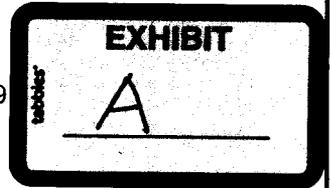
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ANNEXATION EXHIBIT

PART OF THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 139 NORTH, RANGE 52 WEST, CASS COUNTY, NORTH DAKOTA



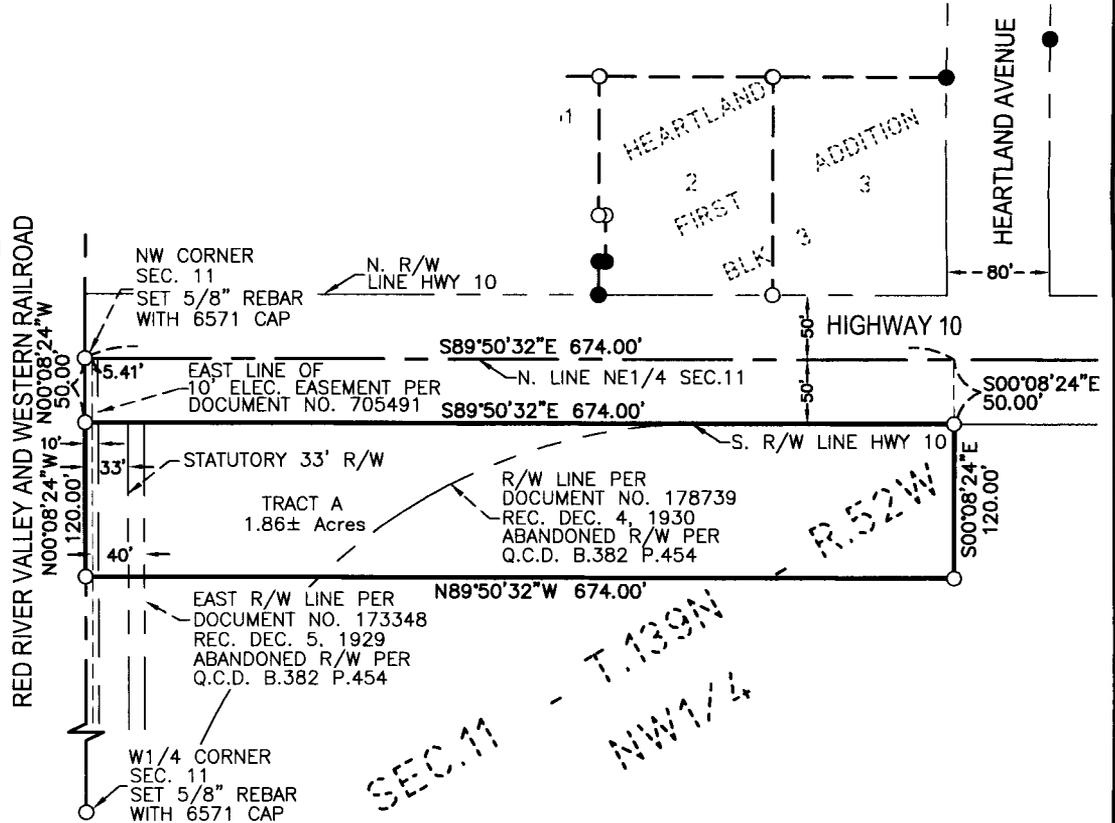
LEGEND

- IRON MONUMENT FOUND
- SET 5/8"x18" REBAR WITH YELLOW PLASTIC CAP #6571

BASIS OF BEARING: THE NORTH LINE OF THE NW 1/4 OF SECTION 11 HAS BEEN DETERMINED TO BEAR S89°50'32"E FROM THE NW CORNER TO THE NE CORNER OF SAID NW 1/4

NOTE:

Tract A is subject to a 16.5 foot wide easement to AT&T Communications of the Midwest, Inc.



EXISTING LEGAL DESCRIPTION TRACT A

That part or portion of the Northwest Quarter of the Northwest Quarter of Section Eleven, in Township One Hundred thirty-nine North of Range Fifty-two West of the Fifth Principal Meridian, Cass County, North Dakota, bounded and described as follows: Beginning at a point on the Northwest corner of said Section Eleven; thence East 674 feet along North boundary line of said Section Eleven; thence South 170 feet; thence West 674 feet; thence North along the West boundary line of said Section Eleven, 170 feet to the point of beginning; subject to existing Highway Right of Way.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.

Steven W. Holm, R.L.S.
 N.D. License No. LS-6571



Date: 7-29-2013

State of North Dakota),
County of Cass)

On this 29 day of July, 2013, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.

BRADLEY DAHL
 Notary Public
 State of North Dakota
 My Commission Expires Oct. 21, 2017

Notary Public, Cass County, North Dakota
 My Commission Expires: Oct 21, 2017

DATE	LAST DAY ON SITE	CH'D BY	PROJECT NO.
7/29/13	3/21/13	CDH	00000
REVISED	SCALE	DRAWN BY	SHEET
	1" = 150'	SWH	1 OF 1



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RECORDER'S OFFICE, CASS COUNTY, ND 8/7/2013 8:00 AM
I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE.
JEWEL A. SPIES, COUNTY RECORDER

by Teresa A. Kily, Dep. 1395655

