RESOLUTION NO. 9195

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE A 17,112 SQUARE FOOT AREA OF LAND, CONTIGUOUS TO SAID CITY, LOCATED IN THE SW 1/4 OF SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA, MORE PARTICULARLY DESCRIBED HEREIN BELOW; ALL AS SHOWN ON THE MAP ATTACHED HERETO MARKED EXHIBIT "A" AND BY THIS REFERENCE MADE A PART HEREOF.

* * * * * * * * * * *

WHEREAS, the City of Great Falls is a city incorporated under the laws of the State of Montana, and having a population of more than ten thousand (10,000) is a city of the first class; and,

WHEREAS, there is contiguous to said City, but without the boundaries thereof, certain tracts or parcels of land situated in the County of Cascade, State of Montana, and described as follows:

An area of land located in the Southwest ¼ of Section 15, Township 20 North, Range 3 East, P.M.M., Cascade County, Montana, further described as follows:

Commencing at the Southwest Corner of Reel 125, Doc. No. 485, and the Southwest Corner of Certificate of Survey No. 1076, all as shown in the records of the Cascade County Clerk and Recorder's Office; extending thence N00°12'00"E 121.58 feet to the true point of beginning; N00°12'00"E 72.42 feet; thence N88°50'00"E 236.29 feet; thence S00°12'00"W 72.42 feet; thence S88°50'00"W 236.29 feet to the true point of beginning, containing an area of 17,112 square feet or .393 acres.

all as shown on the map attached hereto marked Exhibit "A" and by this reference made a part hereof,

WHEREAS, Section 7-2-4601, Montana Code Annotated, provides that whenever the owners of real property contiguous to any incorporated city of the first class petition to have said property made a part of the municipal corporation, such lands may be embraced within the corporate limits thereof and the boundaries of such city of the first class extended so as to include the same.

WHEREAS, in the judgement of the City Commission of said City, expressed by Resolution No. 9193 entitled

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE A 17,112 SQUARE FOOT AREA OF LAND, CONTIGUOUS TO SAID CITY, LOCATED IN THE SW 1/4 OF SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA, DIRECTING NOTICE TO BE GIVEN BY THE CITY CLERK AS PROVIDED BY LAW.

duly and regularly passed and adopted on the 2nd day of October, 2001, stating that it will be to the best interest of said City and the inhabitants thereof, that the boundaries of said City of Great Falls shall be extended so as to include: "A 17,112 SQUARE FOOT AREA OF LAND, LOCATED IN THE SW 1/4 OF SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA," as described above within the corporate limits of the City of Great Falls; and,

WHEREAS, the City Clerk of said City, pursuant to said Resolution and the statute in such case made and provided, forthwith caused to be published in the Great Falls Tribune, the newspaper published nearest said tract of land, at least once a week for two (2) successive weeks, a notice to the effect that said Resolution had been duly and regularly passed, and that for a period of twenty (20) days after the first publication of said notice, said City Clerk would receive expressions of approval or disapproval, in writing, of the said proposed extension of the boundaries of said City, and also stating therein the time and place set for the public hearing provided by said Resolution; and,

WHEREAS, the first publication of said notice hereinbefore referred to was the 14th day of October, 2001; and,

WHEREAS, the City Clerk has received no expressions of approval or disapproval of the proposed alterations of the boundaries of the municipality, within the time allowed by said notice; and,

WHEREAS, a public hearing was held by the City Commission of the City of Great Falls on November 6, 2001, at 7:00 P.M., in the Commission Chambers of the Great Falls Civic Center, where said Commission heard all persons and all things relative to the proposed annexation of said property;

NOW, THEREFORE, the City Commission now finds that it is to the best interest of the City of Great Falls and its inhabitants to proceed with the incorporation of said territory into the City of Great Falls; and,

WHEREAS, all of the proceedings herein have been conducted in strict compliance with and in conformity to the law and constitution of the State of Montana, and all conditions, acts, and things required to be done precedent to and in the passage and adoption of this resolution have been properly and legally done, and performed;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA;

That the boundaries of the City of Great Falls, Montana, be and the same are hereby extended so as to embrace and include within the corporate limits of said city all of the land hereinabove described, included as: "A 17,112 SQUARE FOOT AREA OF LAND, LOCATED IN THE SW 1/4 OF SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA," and

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective thirty (30) days after its passage and approval.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 6th day of November, 2001.

_____
Randall H. Gray, Mayor

ATTEST:

_____
Peggy J. Bourne, City Clerk

(SEAL OF CITY)

Approved as to form: City Attorney

State of Montana   )
County of Cascade   : ss
City of Great Falls   )

       I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9195 was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 6th day of November, 2001, and approved by the Mayor of said City on the 6th day of November, 2001.

       IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 6th day of November, 2001.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)