

RESOLUTION NO. 9371

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE LOY SCHOOL AND A SEGMENT OF 57H STREET NORTH IN SECTION 3, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, MORE PARTICULARLY DESCRIBED HEREINBELOW; ALL AS SHOWN ON THE MAP ATTACHED HERETO MARKED EXHIBIT "A" AND BY THIS REFERENCE MADE A PART HEREOF.

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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, two tracts of land situated in Section 3, Township 20 North, Range 4 East, P.M.M., County of Cascade, State of Montana, and described as follows:

- ? Loy School and grounds comprising 20.045 acres;
- ? Segment of 57th Street North Right-of-Way comprising 6.171 acres;

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

WHEREAS, Section 7-2-4402, Montana Code Annotated, provides that whenever any land contiguous to a municipality is owned by the state of Montana or a political subdivision of the state, such land may be incorporated and included in the municipality to which it is contiguous.

WHEREAS, in the judgement of the City Commission of said City, expressed by Resolution No. 9366 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 LOY SCHOOL AND A SEGMENT OF 57TH STREET NORTH IN SECTION 3, TOWNSHIP 20 NORTH, RANGE 4 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 17th day of February, 2004, stating that it will be in 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 "LOY SCHOOL AND A SEGMENT OF 57TH STREET NORTH IN SECTION 3, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA."

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 22nd day of February, 2004; 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 March 16, 2004, 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: "LOY SCHOOL AND A SEGMENT OF 57TH STREET NORTH IN SECTION 3, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA."

BE IT FURTHER RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

The Cascade County Clerk and Recorder is hereby authorized and directed to change the appropriate district boundaries of the City of Great Falls, Montana, to include said tract of land; 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 16th day of March, 2004.

Randall H. Gray, Mayor

ATTEST:

Carolyn M. Broquist, Deputy City Clerk

(SEAL OF CITY)

Approved for legal content: City Attorney

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

I, Carolyn M. Broquist, Deputy City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution No. 9371 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 16th day of March, 2004, and approved by the Mayor of said City on the 16th day of March, 2004.

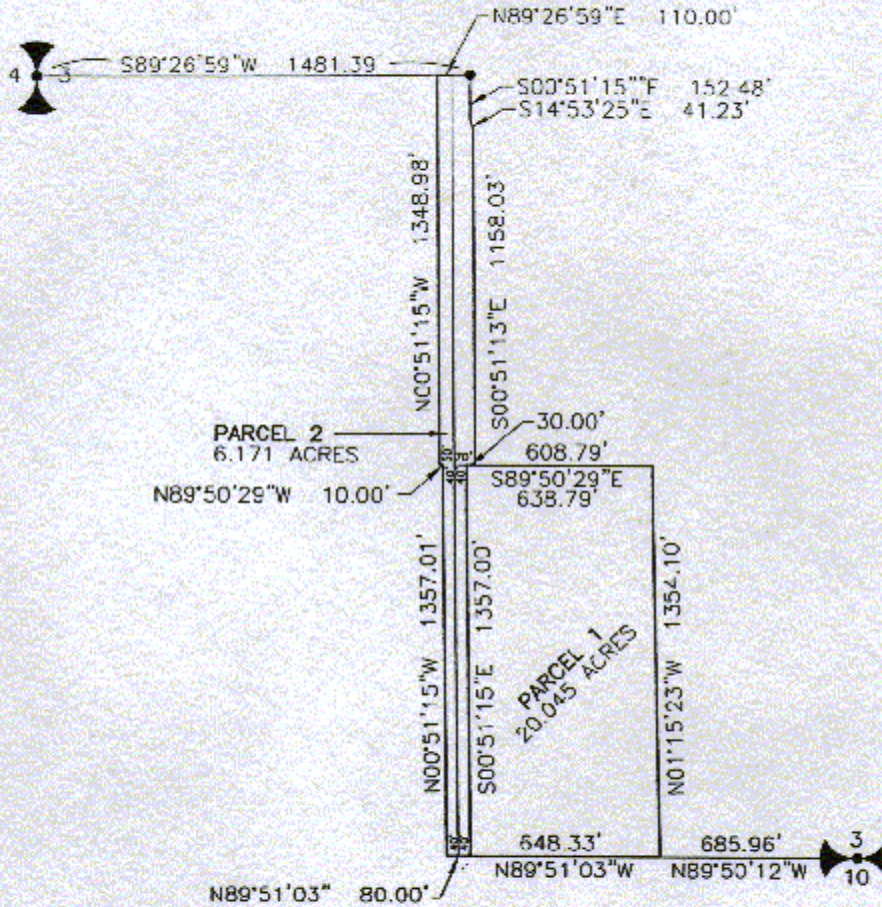
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 16th day of March, 2004.

Carolyn M. Broquist, Deputy City Clerk

(SEAL OF CITY)

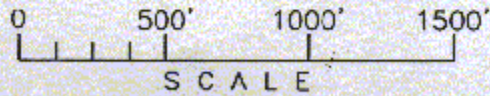
EXHIBIT "A" ANNEXATION MAP

TRACTS OF LAND IN SECTION 3, T20N, R4E, PMM,
CITY OF GREAT FALLS, CASCADE COUNTY, MONTANA



LEGEND

- QUARTER CORNER
- TRACT BOUNDARY



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03092-01.dwg

TD&H THOMAS, DEAN & HOSKINS, INC.
ENGINEERING CONSULTANTS
REG. LAND SURVEYOR - MONTANA
LICENSE NO. 12345