

CORRECTED
RESOLUTION NO. 9463

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE BEEBE TRACTS 11-1 AND 11-2, LOCATED IN THE NE1/4 OF SECTION 9, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND UNINCORPORATED SEGMENTS OF CENTRAL AVENUE AND 46TH STREET, MORE PARTICULARLY DESCRIBED HEREINBELOW; 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:

Beebe Tracts 11-1 and 11-2, located in the NE1/4 of Section 9, Township 20 North, Range 4 East, P.M.M., Cascade County, Montana, and further described by Certificate of Survey S-4258 filed of record in the Cascade County Clerk and Recorder's Office on April 21, 2005, and containing 1.376 acres, and

Portion of Central Avenue, beginning at the street monument for the intersection of Central Avenue and 44th Street; thence N88°52' 30"E 330.0 feet along the centerline of Central Avenue to the Point of Beginning; thence N88°52' 30"E 261.0 feet with 45 feet either side of centerline being contained in the right-of-way, with an area of 0.54 acres, and

Portion of 46th Street, beginning at the intersection of the centerline of 2nd Avenue North and the centerline of 46th Street; thence S01°08'30"W 55.0 feet to the Point of Beginning; thence S01°08'30"W 176.56 feet; thence southerly 139.62 feet along a curve to the right (?=20°00", R=400); thence S21°08'30"W 194.3 feet to the beginning of a curve; thence southerly 139.62 feet along a curve to the left (?=20°00", R=400); thence S01°08'30"W 547.07 feet to the portion of 46th Street South presently within the City Limits. The right-of-way being 30 feet either side of line described with an area of 1.65 acres.

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

WHEREAS, Section 72-4601, 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; and,

WHEREAS, the owner of the hereinabove described property has submitted a petition to have said property annexed to the City of Great Falls.

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: "BEEBE TRACTS 11-1 AND 11-2, LOCATED IN THE NE1/4 OF SECTION 9, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND UNINCORPORATED SEGMENTS OF CENTRAL AVENUE AND 46TH STREET."

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 tracts of land; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective from and after the date of the filing of said document in the office of the Cascade County Clerk and Recorder.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 17th day of May, 2005.

Randall H. Gray, Mayor

ATTEST:

Carolyn M. Horst, 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. Horst, Deputy City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Corrected Resolution No. 9463 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 17th day of May, 2005, and approved by the Mayor of said City on the 17th day of May, 2005.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 17th day of May, 2005.

(SEAL OF CITY)

Carolyn M. Horst, Deputy City Clerk

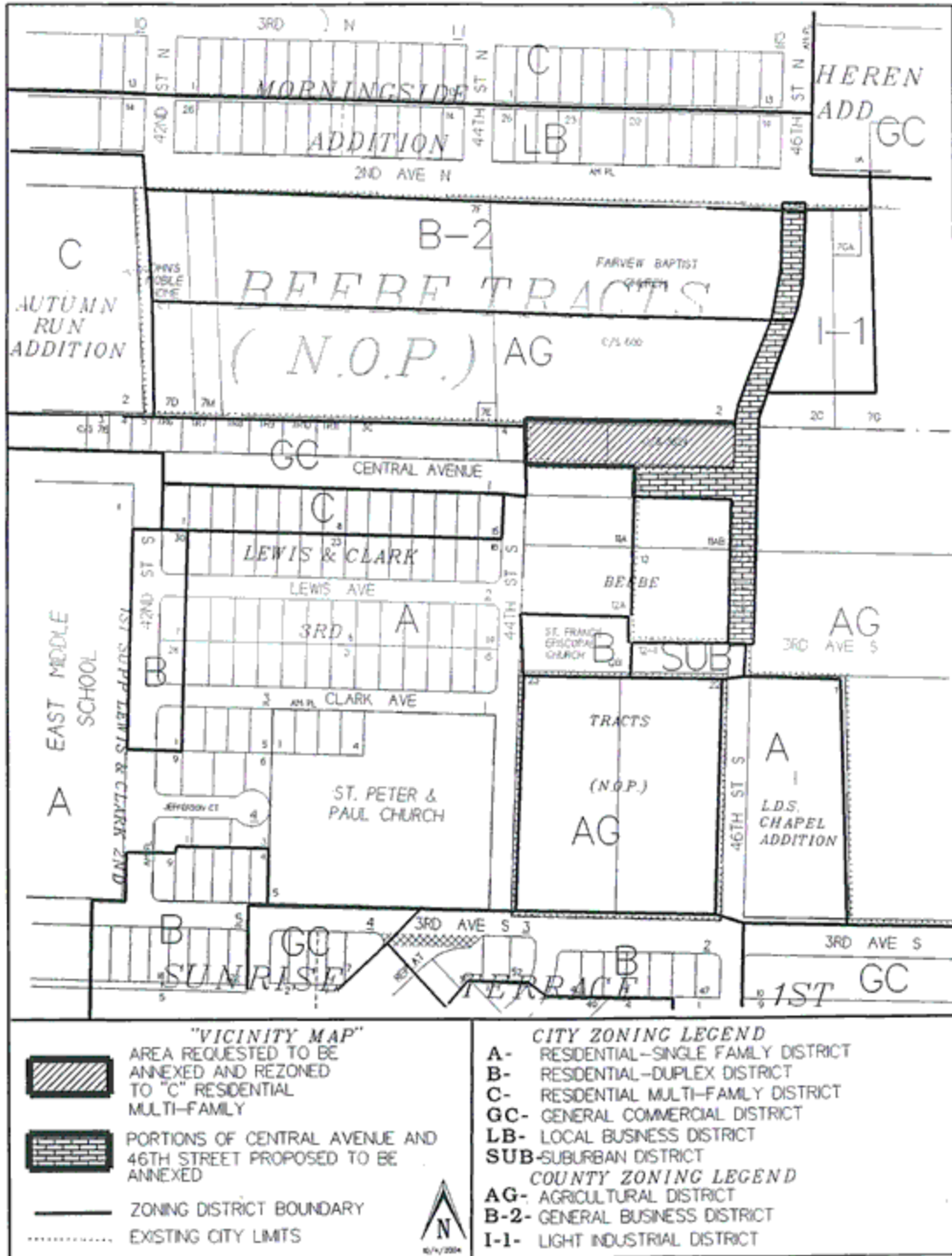


EXHIBIT "A"