

RESOLUTION 9943

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE SERVICE DISTRICT NO. 4 WITHIN UPPER/LOWER RIVER ROAD WATER & SEWER DISTRICT, IN SECTION 24, TOWNSHIP 20 NORTH, RANGE 3 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.

* * * * *

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, certain tracts or parcels of land situated in the County of Cascade, State of Montana, and described as follows:

Service District No. 4,

Beginning at the northwest corner of the Southvale Addition; thence easterly along the north line of Southvale Addition to the northeast corner of Southvale Addition; thence southerly along the East line of Southvale Addition (also the East line of the SW1/4NW1/4 of Section 24, T. 20N., R3E.) to the south R/W of 33rd Ave. S. (platted); thence westerly along said south R/W to a point on said R/W that is in line with the west line of the parcel described in Document # R 0127878; thence northerly to the southwest corner of the parcel described by Document # R0127878; thence northerly to the northwest corner of the parcel described by Document # R 0127878 also the south line of the parcel described by Reel 2 Document 1408; thence westerly to a point in line with the west line of parcel 1, as described by Certificate of Survey # 1190; thence northerly to the northwest corner of parcel 1, as described by Certificate of Survey # 1190; thence easterly to a point in line with the west line of Block 3 of Southvale Addition; thence northerly to the southwest corner of lot 1 Block 3, Southvale Addition; thence westerly to the southwest corner of lot 1 Block 2, Southvale Addition, also the east Right-of-Way of Upper River Road; thence northerly to the northwest corner of

Southvale Addition, said point being the point of beginning of the tract of land described herein,

containing in all ± 16.6 acres more or less and shown on the map attached hereto marked Exhibit "A" and by this reference made a part hereof; and,

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; and,

WHEREAS, more than fifty percent (50%) of the resident electors owning real property within the hereinabove described area, have submitted petitions to have their 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: "SERVICE DISTRICT NO. 4 OF THE UPPER/LOWER RIVER ROAD WATER & SEWER DISTRICT, LOCATED IN SECTIONS 24, TOWNSHIP 20 NORTH, RANGE 3 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 territory; 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 18th day of October, 2011.

Michael J. Winters, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

James W. Santoro, City Attorney

Exhibit A to Resolution 9943

