

RESOLUTION 10170

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF THE CITY OF GREAT FALLS TO INCLUDE TRACT 2A OF COS 5081, LOCATED IN THE NE1/2 SECTION 16, TOWNSHIP 20 NORTH, RANGE 4 EAST, PMM, CASCADE COUNTY, MONTANA, IN ACCORDANCE WITH THE PROVISION OF SECTION 7-2-4601, MONTANA CODE ANNOTATED.

* * * * *

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, a certain tract of land situated in the County of Cascade, State of Montana, and described as follows:

Tract 2A of COS 5081 located in the NE 1/2 Section 16, Township 20 North, Range 4 East, PMM, Cascade County, Montana;

all as shown on the map attached hereto marked Attachment "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, the owner of the hereinabove described property has submitted a petition to have the subject property annexed to the City of Great Falls; and

WHEREAS, the City Commission 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 laws of the Montana Code Annotated, Title 7, Chapter 2, Part 46, Annexation by Petition, and all conditions, acts, and actions required to be performed 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 CITY 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: "Tract 2A of COS 5081 located in the NE 1/2 Section 16, Township 20 North, Range 4 East, PMM, Cascade County, Montana," as shown on attached Attachment "A."

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

That the Cascade County Clerk and Recorder is hereby authorized and directed to change the appropriate boundaries of the City of Great Falls, Montana, to include said tract of land; and

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 5th day of September, 2017.

Bob Kelly, Mayor

ATTEST:

Lisa Kunz, City Clerk

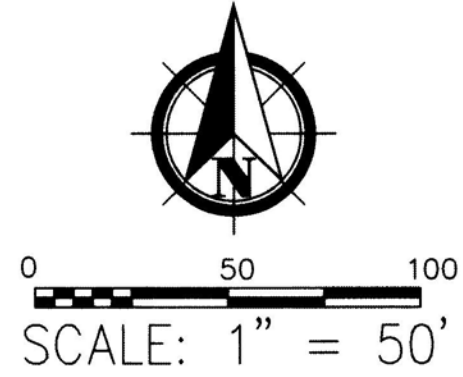
(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

Sara R. Sexe, City Attorney

CERTIFICATE OF SURVEY #5081 1/2

A TRACT OF LAND IN THE N1/2, SECTION 16, T20N, R4E,
P.M., MT, CASCADE COUNTY, MONTANA

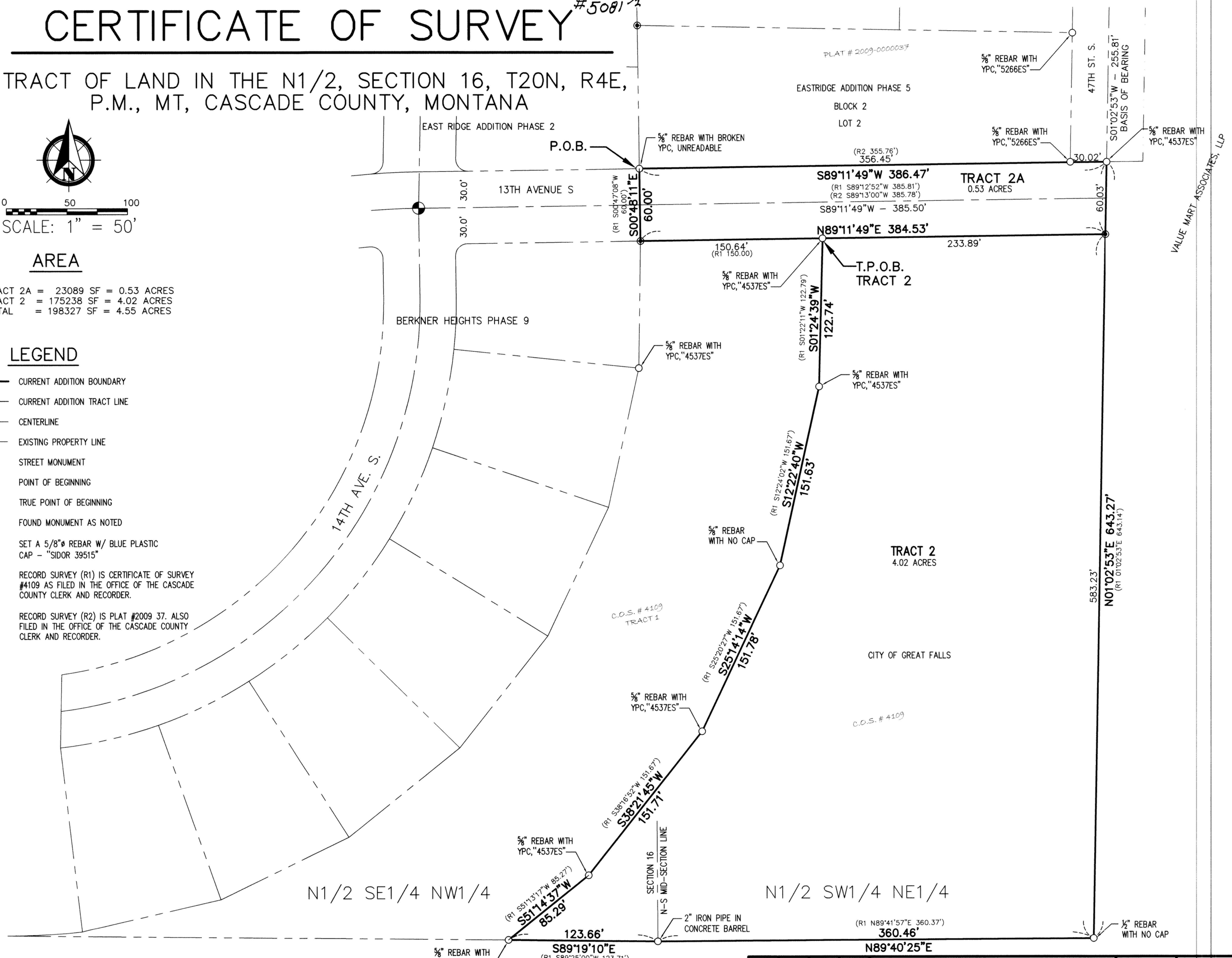


AREA

TRACT 2A = 23089 SF = 0.53 ACRES
TRACT 2 = 175238 SF = 4.02 ACRES
TOTAL = 198327 SF = 4.55 ACRES

LEGEND

- CURRENT ADDITION BOUNDARY
- CURRENT ADDITION TRACT LINE
- - - CENTERLINE
- - - EXISTING PROPERTY LINE
- ⊕ STREET MONUMENT
- P.O.B. POINT OF BEGINNING
- T.P.O.B. TRUE POINT OF BEGINNING
- FOUND MONUMENT AS NOTED
- SET A 5/8" REBAR W/ BLUE PLASTIC CAP - "SIDOR 39515"
- (R1) RECORD SURVEY (R1) IS CERTIFICATE OF SURVEY #4109 AS FILED IN THE OFFICE OF THE CASCADE COUNTY CLERK AND RECORDER.
- (R2) RECORD SURVEY (R2) IS PLAT #2009 37. ALSO FILED IN THE OFFICE OF THE CASCADE COUNTY CLERK AND RECORDER.



S-0005081 CS

Total Pages: 2 R 26.00 By: mejohnson 04/03/2017 01:39:50 PM
Cascade County, Rina Ft. Moore - Clerk & Recorder

OWNERS: CITY OF GREAT FALLS, MONTANA
CERTIFICATE OF SURVEY NO. _____
DATE FILED: _____

1/4	SEC	TSP	RGE
	16	T20N	R4E

WOITH ENGINEERING, INC.
ENGINEERS & SURVEYORS
P.O. BOX 7326, GREAT FALLS, MONTANA 59406

JOB NO.: 1612
F.B.NO.: G.P.S.
FILE: 1612-005
DRAWN: G.C.
DATE: 3-2017

VALUE MART ASSOCIATES, LLP

1/2

CERTIFICATE OF SURVEY #5081 2/2

A TRACT OF LAND IN THE N1/2, SECTION 16, T20N, R4E,
P.M., MT, CASCADE COUNTY, MONTANA

PURPOSE

The purpose of this certificate of survey is to divide a tract of land, from an existing tract, of which Tract 2a is to be dedicated, in the future, as a public right-of-way.

CERTIFICATE OF SURVEY

I, the undersigned property owner, do hereby certify that I have caused to be surveyed as shown by the attached map, the tracts of land located in the N1/2, Section 16, T20N, R4E, P.M. MT, Cascade County, Montana more fully described as follows:

TRACT 2: Beginning at the Southeast corner of East Ridge Addition Phase 2 to the City of Great Falls, Montana as filed in the office of the Clerk and Recorder of Cascade County Montana, being a point on the north right-of way of 13th Avenue South; thence S00°48'11"E, a distance of 60.00 feet along the east boundary of Berkner Heights Addition - Phase 9 to the City of Great Falls to a point on the south right-of way of 13th Avenue South; thence N89°11'49"E, a distance of 150.64 feet to the **TRUE POINT OF BEGINNING** of Tract 2; thence S01°24'39"W, a distance of 122.74 feet to a point; thence S12°22'40"W, a distance of 151.63 feet to a point; thence S25°14'14"W, a distance of 151.78 feet to a point; thence S38°21'45"W, a distance of 151.71 feet to a point; thence S51°14'37"W, a distance of 85.29 feet to a point; thence S89°19'10"E, a distance of 123.66 feet to a point; thence N89°40'25"E, a distance of 360.46 feet to a point; thence N01°02'53"E, a distance of 583.23 feet to a point; thence S89°11'49"W, a distance of 233.89 feet to the **TRUE POINT OF BEGINNING** of the TRACT 2, containing 4.02 acres.

TRACT 2A : Beginning at the Southeast corner of East Ridge Addition Phase 2 to the City of Great Falls, Montana as filed in the office of the Clerk and Recorder of Cascade County Montana, being a point on the north right-of way of 13th Avenue South; thence S00°48'11"E, a distance of 60.00 feet along the east boundary of Berkner Heights Addition - Phase 9 to the City of Great Falls to a point on the south right-of way of 13th Avenue South; thence N89°11'49"E, a distance of 384.53 feet to a point; thence N01°02'53"E, a distance of 60.03 feet to a point; thence S89°11'49"W, a distance of 30.02 feet to a point at the southeast corner of Lot 2, Block 2, Eastridge Addition Phase 5 to the City of Great Falls, thence continuing S89°11'49"W a distance of 356.45 feet along the south boundary of said Lot 2, Block 2 to the **POINT OF BEGINNING**, containing 0.53 acres.

I hereby certify that this division of land is exempt from review as a subdivision in accordance with 76-3-201(1)(h) MCA. "...any division of land that: (h) is created for rights-of-way or utility sites. A subsequent change in the use of the land to a residential, commercial, or industrial use is subject to the requirements of this chapter."

I further certify that this survey is excluded from review by the Department of Environmental Quality in accordance with 76-4-125(2)(a)MCA. "A subdivision excluded from the provisions of chapter 3 must be submitted for review according to the provisions of this part, except that the following divisions or parcels, unless the exclusions are used to evade the provisions of this part, are not subject to review: (a) the exclusion cited in 76-3-201;"
Dated the 3rd day of APRIL, 2017.

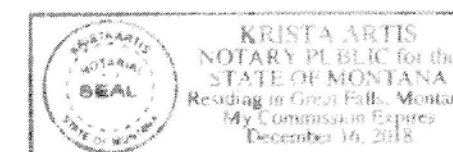
CITY OF GREAT FALLS


GREGORY T. DOYON, City Manager,
City of Great Falls, Montana

STATE OF MONTANA)
 : SS
County of Cascade)


On this 3rd day of APRIL, 2017, before me, a Notary Public, in and for the State of Montana, personally appeared, GREGORY T. DOYON known to me to be the City Manager of the City of Great Falls, Montana and the person who executed the foregoing Certificate of Survey and he acknowledged to me that he executed the same.

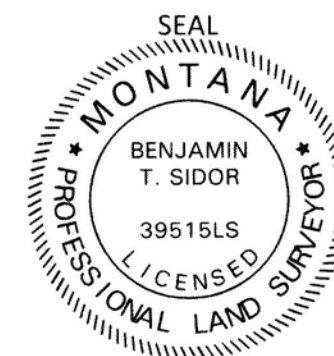

NOTARY PUBLIC, State of Montana
Residing at Great Falls, Montana
My Commission Expires December 16, 2018
Krista Artis
Print Notary Public Name



CERTIFICATE OF SURVEYOR

I, **BENJAMIN T. SIDOR**, Professional Land Surveyor, Montana Licence No. 39515LS, do hereby certify that in February, 2017 I supervised the surveyed the tract of land shown on the attached certificate of survey and described in the Certificate of Dedication and that the survey was made in accordance with the provisions of Title 76, Chapter 3, Part 4, MCA.

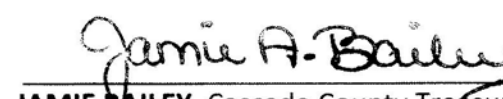

BENJAMIN T. SIDOR, PLS
Montana Reg. No. 39515



Great Falls, Montana
Exempt From Health Dept. Review
Date: 4-3-17
By: Donald P. Siss

CERTIFICATE OF COUNTY TREASURER

I, **JAMIE BAILEY**, County Treasurer of Cascade County, Montana, do hereby certify that I have examined the records covering the areas included in the accompanying certificate of survey and find that the taxes on the same have been paid for the last five years.
Dated this 3rd day of April, 2017.


JAMIE BAILEY, Cascade County Treasurer
Paige Smith, Deputy



OWNERS: CITY OF GREAT FALLS, MONTANA
CERTIFICATE OF SURVEY NO. _____
DATE FILED: _____

NOTE: THE PURPOSE OF THIS C.O.S. IS TO DIVIDE A TRACT OF LAND FROM AN EXISTING TRACT. IT IS NOT THE INTENT OF THIS C.O.S. TO IDENTIFY ALL EASEMENTS OF RECORD. THERE MAY BE EXISTING EASEMENTS WHICH ARE NOT SHOWN ON THIS C.O.S.

1/4	SEC	TSP	RGE
	16	T20N	R4E

WOITH ENGINEERING, INC.
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2/2