

Document Prepared By:

Peter H. Furuseth  
Furuseth, Kalil, Olson & Evert, PC  
P. O. Box 417  
Williston, ND 58802-0417  
Telephone: (701) 774-0005

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**RESOLUTION 14-042**

**RESOLUTION ACCEPTING AN EASEMENT FOR PUBLIC STORM DRAINAGE FOR A TRACT OF LAND SITUATED IN THE SE¼ OF SECTION 4, TOWNSHIP 154 NORTH, RANGE 101 WEST 5<sup>TH</sup> P.M., CITY OF WILLISTON, WILLIAMS COUNTY, NORTH DAKOTA**

The following Resolution was offered by Commissioner Bekkedahl and seconded by Commissioner Brostuen, who moved its adoption.

**WHEREAS**, The City of Williston, on the 9<sup>th</sup> day of September, 2014, entertained a request to from Morans, LaBars, and King, to accept an easement for public storm water drainage as shown in Exhibit "A", situated in Section 4, Township 154, Range 101, Williams County, North Dakota to wit:

A tract of land that is the South 80.00 Feet of the West 30.00 Feet, for the purpose of a storm water drainage easement, situated in the SE¼ Section 4, Township 154 North, Range 101 West of the Fifth Principal Meridian, City of Williston, Williams County, North Dakota, as more particularly described in the attached Exhibit A.

(Property)

**WHEREAS**, the Frank W. Moran, an individual, and Mary Joan Moran, an individual, Phillip B. LaBar, Jr. and Mary Frances LaBar, Trustees of the Phillip B. LaBar and Mary Frances LaBar Revocable Living Trust, are the current owners of the above-described Property; and

**WHEREAS**, the easement of the above-described Property is in the City of Williston's best interests as the easement will help enable the City of Williston to plan and ensure there is adequate public storm water drainage for the area surrounding the Property,

**WHEREAS**, it appeared to the Board of City Commissioners of the City of Williston, North Dakota that accepting said easement should in all things be granted.

**NOW THEREFORE, BE IT RESOLVED** by the Board of City Commissioners of the City of Williston, North Dakota, to wit:

**THAT** the City of Williston accepts the easement for storm water drainage from Frank W. Moran, an individual, and Mary Joan Moran, an individual, Phillip B. LaBar, Jr. and Mary Frances LaBar, Trustees of the Phillip B. LaBar and Mary Frances LaBar Revocable Living Trust, as shown in Exhibit "A", situated in Section 4, Township 154, Range 101, Williams County, North Dakota to wit:

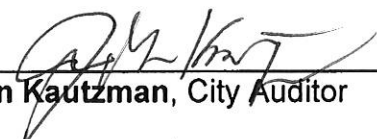
A tract of land that is the South 80.00 Feet of the West 30.00 Feet, for the purpose of a storm water drainage easement, situated in the SE¼ Section 4, Township 154 North, Range 101 West of the Fifth Principal Meridian, City of Williston, Williams County, North Dakota, as more particularly described in the attached Exhibit A.

**ON ROLL CALL VOTE**, the following Commissioners vote "AYE" Bekkedahl, Diecik, Cymbaluk, Brostoen & Klug; and the following Commissioners vote "NAY": None; Absent and not voting: None.

**THEREUPON**, the Resolution was declared and adopted and carried. Approved the 9<sup>th</sup> day of September, 2014.

  
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**Howard Klug, President**  
Board of City Commissioners

ATTEST:

  
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**John Kautzman, City Auditor**