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RESOLUTION 14-059

RESOLUTION REQUESTING THE DEDICATION OF A PUBLIC RIGHT-OF-WAY FOR LOT 23 OF LAKE PARK SUBDIVISION (A PUBLIC EASEMENT) CITY OF WILLISTON, WILLIAMS COUNTY, NORTH DAKOTA

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

WHEREAS, The City of Williston, on the 25th day of November, 2014, entertained and discussed the need to formally request Williams County, North Dakota, to dedicate a public right-of-way for a dedicated public street as shown in Exhibit "A", situated in Section 36, Township 154, Range 101, City of Williston, North Dakota to wit:

Lot 23, Block 1 of the Lake Park Subdivision, currently a public easement

(Property)

WHEREAS, the Williams County, North Dakota, is the current owner of the above-described Property; and

WHEREAS the Property is currently a perpetual easement for use as a public right of way, and for such necessary and incidental use as may be deemed necessary in favor of Missouri Ridge Township as described in document number 546842 dated August 3, 1999, recorded in the office of the Williams County Recorder and attached as Exhibit "B"; and

WHEREAS said Property and easement did not become property of the City of Williston when the Lake Park Subdivision was annexed into the City from Williams County on January 31, 2013; and

WHEREAS, the dedication of the above-described right-of-way for a dedicated public street is in the City of Williston's best interests as the dedication will help enable the City of Williston to plan and ensure there is adequate right-of-way for the area surrounding the dedication of the Property; and

WHEREAS the Property would become dedicated right of way for a city street; and

WHEREAS, it appeared to the Board of City Commissioners of the City of Williston, North Dakota that dedication of said Property should be requested from Williams County;

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 requests the public dedication of right-of-way for a dedicated public street from Williams County, North Dakota, as shown in Exhibit "A", situated in Section 36, Township 154, Range 101, Williston, North Dakota to wit:

Lot 23, Block 1 of Lake Park Subdivision (a public easement) 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, Piesik, Cymbaluk, Brostuen and Klug; and the following Commissioners vote "NAY": none; Absent and not voting: none.

THEREUPON, the Resolution was declared and adopted and carried. Approved the 25th day of November, 2014.

Howard Klug, President
Board of City Commissioners

ATTEST:

John Kautzman, City Auditor