



**RESOLUTION # 15-146**

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

**RESOLUTION VACATION AND DISCONTINUANCE OF A 20-FOOT WIDE PUBLIC RIGHT -OF-WAY (ALLEY) SEPARATING LOTS 1, 2 ,3 , 4, 5, AND 6 IN BLOCK 26 OF BRUEGGER'S 2nd ADDITION FROM LOTS 7, 8, 9, 10, 11, AND 12 IN BLOCK 26 OF BRUEGGER'S 2nd ADDITION , CITY OF WILLISTON, NORTH DAKOTA**

WHEREAS, Williams County government on the 16<sup>th</sup> day of July, 2015 filed with the City Auditor of the City of Williston, North Dakota a petition to vacate and discontinue the alley as shown in Exhibit "A", situated in the City of Williston, Williston Township, Williams County, North Dakota to wit:

the 20-foot wide by 300-foot long alley separating Lots 1, 2 ,3 , 4, 5, and 6 in Block 26 of Bruegger's 2<sup>nd</sup> Addition from Lots 7, 8, 9, 10, 11, and 12 in Block 26 of Bruegger's 2nd Addition

WHEREAS, it appears to the City of Williston, North Dakota that said Petition is in due form and has been executed by record title owners of all the premises above described, and

WHEREAS it appears that the notice of hearing on said petition was duly published in the official newspaper of the City of Williston in accordance with the requirements of Chapter 40-39 of the North Dakota Century Code; and

WHEREAS a hearing on said petition was held on the 8<sup>th</sup> day of September, 2015 and no one appeared in opposition to the granting of said petition; and

WHEREAS it appears to the Board of City Commissioners of the City of Williston, North Dakota that the petition 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 following-described real estate is hereby vacated and discontinued as shown on the attached Exhibit "A," situated in the City of Williston, Williams County, North Dakota, to wit:

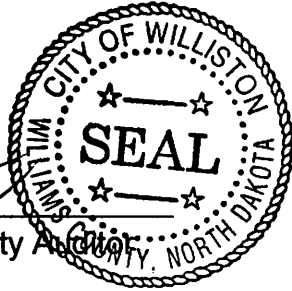


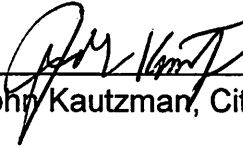
WILLIAMS COUNTY, ND

the 20-foot wide by 300-foot long alley separating Lots 1, 2 ,3 , 4, 5, and 6 in Block 26 of Bruegger's 2<sup>nd</sup> Addition from Lots 7, 8, 9, 10, 11, and 12 in Block 26 of Bruegger's 2nd Addition

ON A ROLL CALL VOTE, the following Commissioners voted "AYE": Cymbaluk, Brostuen, Bekkedahl, Piesik and Klug. The following Commissioners vote "NAY": None. The following Commissioners voted "ABSTAIN": None. The following Commissioners were absent: None. THEREUPON, the Resolution was declared adopted and carried. Approved the 8th day of September, 2015.

ATTEST:



  
John Kautzman, City Auditor



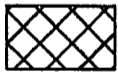
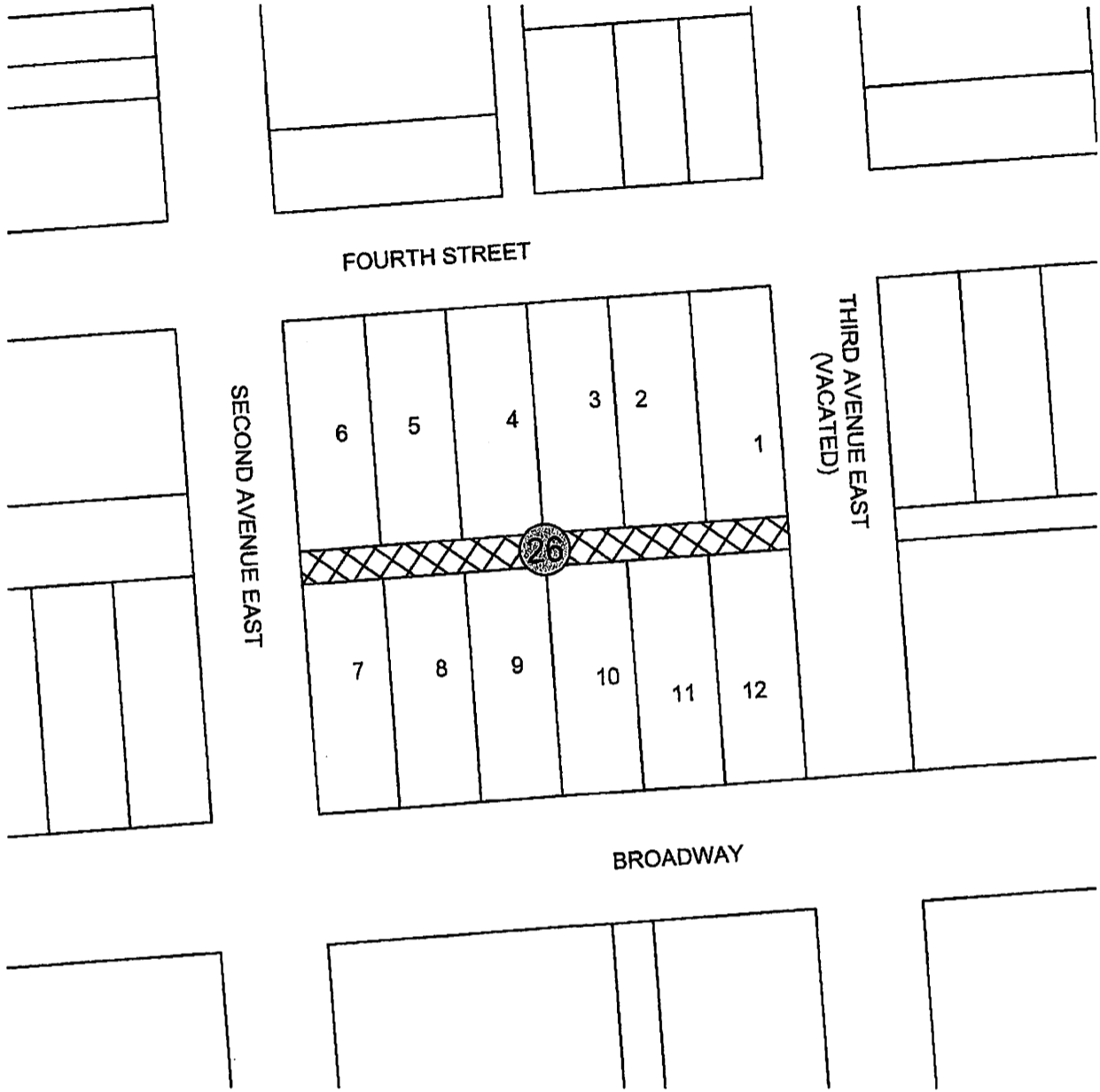
Howard Klug  
President, Board of City Commissioners

ATTACHMENTS:

- 1. Exhibit "A" depicting area to be vacated.

# SURVEY EXHIBIT

## Resolution 15-146 Exhibit A



PROPOSED ALLEY VACATION

### PROPOSED ALLEY VACATION

The alley located in Block 26 as dedicated and donated in the plat of Bruegger's 2nd Addition, according to the recorded plat thereof, Williams County, North Dakota, which lies between Second Ave East and vacated Third Ave East.



**816588**

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12/10/2015 8:43 AM

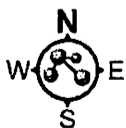
RES \$29.00

WILLIAMS COUNTY, ND

### CERTIFICATE OF SURVEY

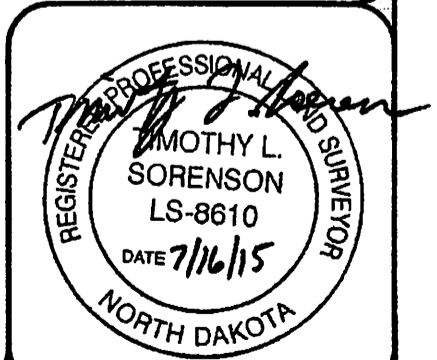
I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.

*Timothy L. Sorenson*  
 \_\_\_\_\_  
 Timothy L. Sorenson  
 Professional Land Surveyor  
 N.D. Registration No. 8610



1 INCH = 100 FEET

Date: 7/16/2015



SURVEY EXHIBIT  
WILLIAMS COUNTY

DRAWING TYPE EXHIBIT	CHECKED / APPROVED TLS
PREPARED BY CTM	DATE July, 2015
PROJECT NUMBER P11117-2015-009	