

## ORDINANCE NO. 441

AN ORDINANCE REZONING AND ANNEXING TO THE CITY OF BEULAH, NORTH DAKOTA, THE FOLLOWING DESCRIBED REAL PROPERTY, TO-WIT:

TRACT 1 located in Government Lot 1 of Section 30, Township 144 North - Range 87 West - 5<sup>th</sup> P.M., Mercer County, North Dakota.

A tract of land located in Document #82744 of Section 30, Township 144 North, Range 87 West, 5<sup>th</sup> P.M., Mercer County, North Dakota.

Commencing at the Northwest Corner of Section 30; thence S00°58'14"W, along the west side of said Section, a distance of 33.00 feet; thence S89°23'51"E, along the South Roadway Easement line of 7<sup>th</sup> Street Northeast, a distance of 999.57 feet to the point of beginning; thence S89°23'51"E, along said easement line, a distance of 200.00 feet to the east side of a tract described in Document #82744; thence S01°02'18"W, along said east side, a distance of 300.00 feet; thence N89°23'51"W, parallel to said north side, a distance of 200.00 feet; thence N01°02'18"E, parallel to said east side, a distance of 300.00 feet to the point of beginning.

Said tract contains 1.38 acres more or less and is subject to any existing easements and right-of-way.

The above legal description was obtained from a previously recorded instrument.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA:

WHEREAS, a Petition signed by more than three-fourths (3/4) of the qualified electors and by the owners of more than three-fourths (3/4) of assessed value of the property hereinbefore described, which said property is contiguous to the incorporated limits of the City of Beulah, and not embraced therein; has been presented to the City Council for consideration; and

WHEREAS, in accordance with Section 40-51.2-05 of the North Dakota Century Code, as amended, a Notice of Hearing said Petition was duly published in the Beulah Beacon, Beulah, North Dakota, the official newspaper of the City of Beulah, Mercer County, North Dakota, on the 2<sup>nd</sup> day of September, 2021, and on the 9<sup>th</sup> day of September, 2021, which said Notice notified the owners of any and all lots, tracts, parcels of land above described, that said Petition would be heard by the Beulah Planning and Zoning Commission on the 27<sup>th</sup> day of September, 2021, at 5:00 o'clock P.M. (CT) in the City Hall in the City of Beulah, Mercer County, North Dakota; and by the Beulah City Council on the 13<sup>th</sup> day of October at 6:00 P.M. (CT) in the City Hall in the City of Beulah, Mercer County, North Dakota.

That pursuant to said Notice of Hearings, the two above referenced hearings were had and no one appeared in protest to said Petition at either hearing.

THEREFORE, it is hereby ordained by the City Council of the City of Beulah, Mercer County, North Dakota, as follows, to-wit:

That the following described tracts, lots, parcels, or parts described as follows, to-wit:

TRACT 1 located in Government Lot 1 of Section 30, Township 144 North - Range 87 West - 5<sup>th</sup> P.M., Mercer County, North Dakota.

A tract of land located in Document #82744 of Section 30, Township 144 North, Range 87 West, 5<sup>th</sup> P.M., Mercer County, North Dakota.

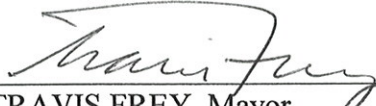
Commencing at the Northwest Corner of Section 30; thence S00°58'14"W, along the west side of said Section, a distance of 33.00 feet; thence S89°23'51"E, along the South Roadway Easement line of 7<sup>th</sup> Street Northeast, a distance of 999.57 feet to the point of beginning; thence S89°23'51"E, along said easement line, a distance of 200.00 feet to the east side of a tract

described in Document #82744; thence S01°02'18"W, along said east side, a distance of 300.00 feet; thence N89°23'51"W, parallel to said north side, a distance of 200.00 feet; thence N01°02'18"E, parallel to said east side, a distance of 300.00 feet to the point of beginning.


Said tract contains 1.38 acres more or less and is subject to any existing easements and right-of-way.

The above legal description was obtained from a previously recorded instrument.

be and the same is hereby annexed to the City of Beulah, and that it is a part of said City of Beulah, Mercer County, North Dakota, and said parcel shall hereafter be zoned C-3, General Commercial. This Ordinance becomes effective immediately upon its final passage.

  
\_\_\_\_\_  
TRAVIS FREY, Mayor

ATTEST:

  
\_\_\_\_\_  
HEATHER FEREBEE  
City Auditor

First Reading:           October 13, 2021

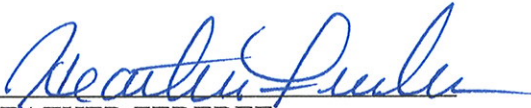
Second Reading:       October 28, 2021

Final Passage:          October 28, 2021


## CERTIFICATE

I, Travis Frey, the duly elected, qualified, and acting Mayor of the City of Beulah, Mercer County, North Dakota, hereby certify that there is attached hereto a true and correct copy of Ordinance No. 441, of said City of Beulah, Mercer County, North Dakota, which said Ordinance annexed a parcel of land described therein, to the City of Beulah.

ATTEST:



HEATHER FEREBEE  
City Auditor



TRAVIS FREY  
Mayor

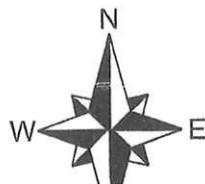
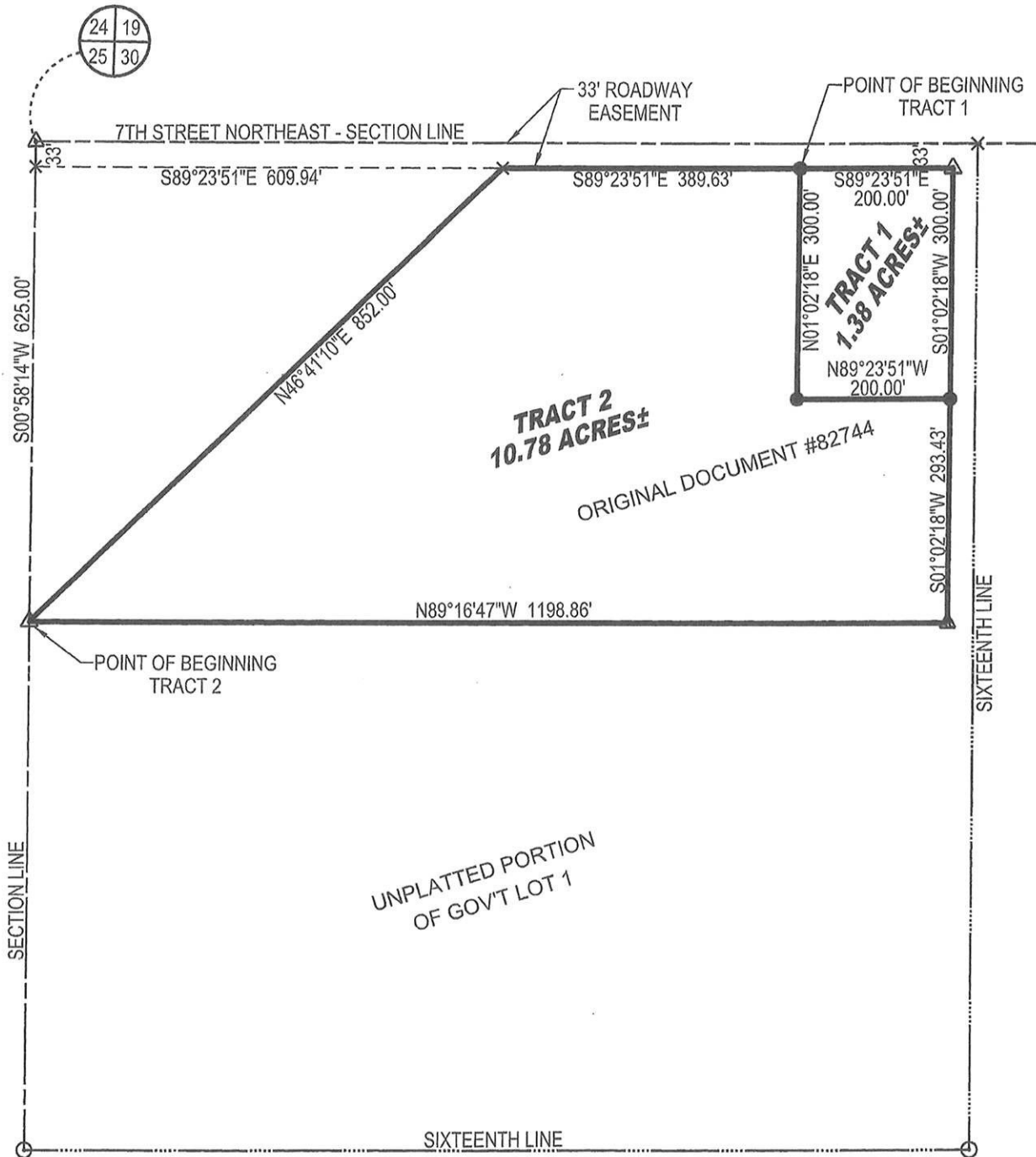
# SURVEY

RECEIVED

FEB 1 2022

TRACTS LYING IN DOCUMENT #82744  
AS LOCATED IN GOV'T LOT 1 OF SECTION 30  
TOWNSHIP 144 NORTH - RANGE 87 WEST - 5TH P.M.  
MERCER COUNTY, NORTH DAKOTA

27- 144-87-00-30-410  
27- 144-87-01-30-402



- △ = PIN FOUND
- ⊙ = PIPE FOUND
- = REBAR & CAP SET
- × = COMPUTED

— = SECTION LINE  
 - - - = QUARTER LINE