

RESOLUTION NO. 98- 17396

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA PROVIDING THAT CERTAIN TERRITORY CONTIGUOUS TO SAID CITY, MORE PARTICULARLY DESCRIBED HEREIN BELOW, BE ANNEXED TO THE CITY OF BILLINGS PURSUANT TO TITLE 7, CHAPTER 2, PART 44, MONTANA CODE ANNOTATED.

WHEREAS, on June 4, 1998, a petition was filed by the administrative head of the holder of a beneficial interest in below described land, more commonly referred to as the Chapple Reservoir, to have said territory annexed into the City of Billings, pursuant to Title 7, Chapter 2, Part 44 of the Montana Code Annotated; and

WHEREAS, the territory was described in the Petition as required by law; and

WHEREAS, annexation of said territory would be in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. TERRITORY ANNEXED. Pursuant to the Petition filed as provided in M.C.A. Title 7, Chapter 2, Part 44, the following territory, referred to as the Chapple Reservoir, contained in the petition requesting annexation and contiguous to the City of Billings is more particularly described as follows:

Certificate of Survey 746, Lots 1-7 of Block 3 in Lillis Heights Subdivision and a portion of Tract 3-B of Certificate of Survey 1834, Amended (Chapple Reservoir), containing 5 acres, more or less.

(#98-02)

WHEREAS, on July 27, 1998, the City Council of the City of Billings passed and adopted Resolution 98-17381 stating the intent of the City of Billings to consider annexation of the Chapple Reservoir and fixing the date of August 24, 1998, for public hearing on the question of annexation of the Chapple Reservoir to the City of Billings. The Notice of the Public Hearing conformed to the requirements of Section 7-2-4405 of the Montana Code Annotated.

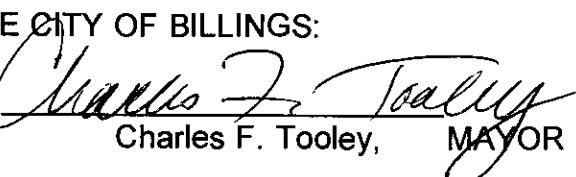
2. PROCEDURE. All procedures as required under Montana Code Annotated, Title 7, Chapter 2, Part 44, have been duly and properly followed and taken.

Passed by the City Council and APPROVED this 24th day of August, 1998.



THE CITY OF BILLINGS:

By:


Charles F. Tooley, MAYOR

ATTEST:

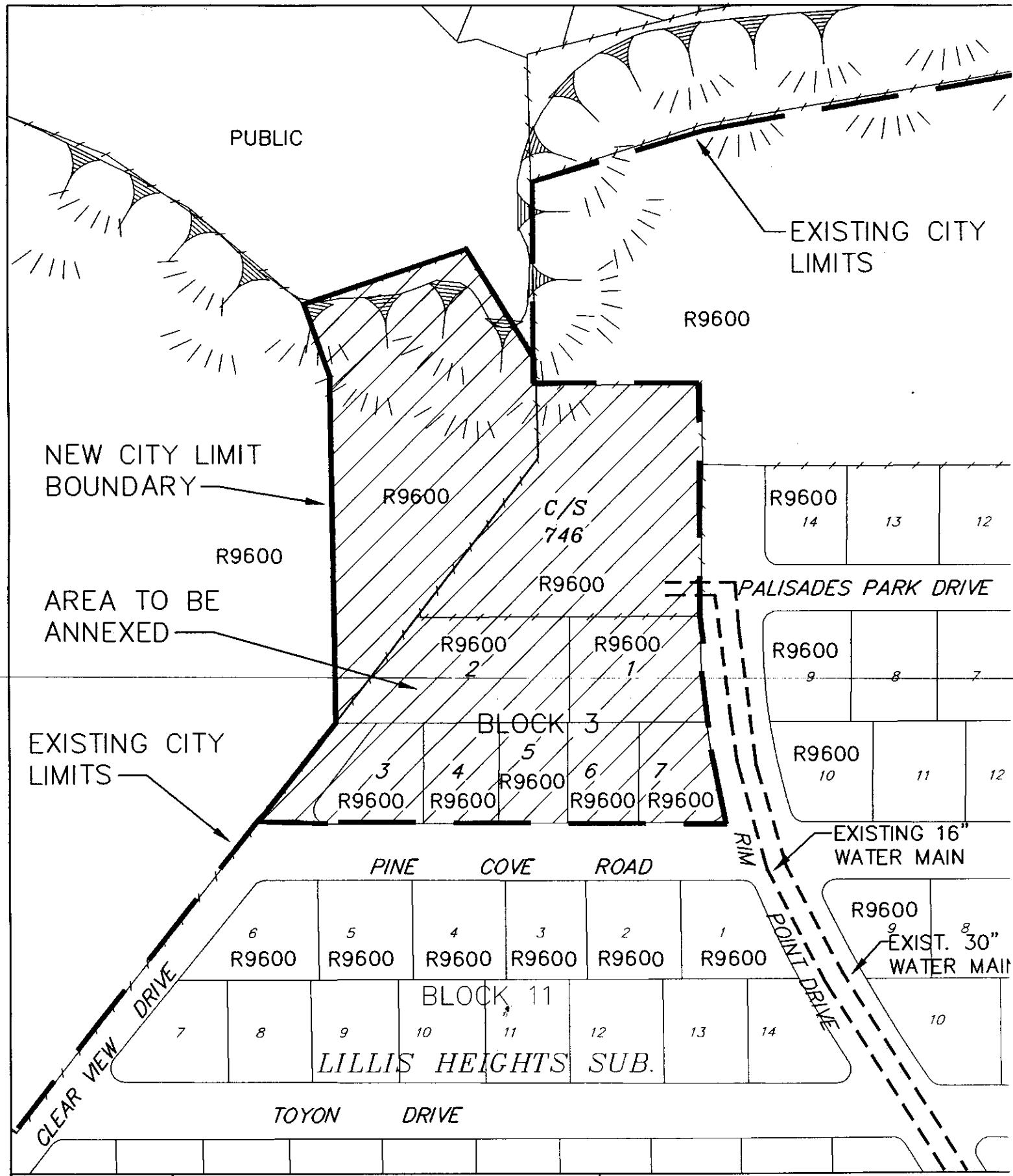
By: Marita Herold
Marita Herold, CMC/AAE CITY CLERK

PROPERTY TO BE ANNEXED

Certificate of Survey No. 746

Lots 1, 2, 3, 4, 5, 6, & 7, Block 3, Lillis Heights Subdivision

A tract of land situated in the SE 1/4 of Section 29, T1N, R25E, PMM, Yellowstone County, Montana, and being a part of Tract 3-B of Amended Tract 3 of Certificate of Survey No. 1834, said tract being more particularly bounded and described as follows: Beginning at the northwest corner of Certificate of Survey No. 746, said point also being a northeast corner of Tract 3-B of Amended Tract 3 of Certificate of Survey No. 1834; thence S00°55'00"E along the common line between said certificates of survey, a distance of 90.00 feet to an angle point in same; thence S37°45'45"W, continuing along the common line between said certificates of survey, passing at a distance of 229.66 feet the southwest corner of Certificate of Survey No. 746, in all a total distance of 366.48 feet to the southwest corner of Lot 2 in Block 3 of Lillis Heights Subdivision; thence N00°54'55"W, departing the east line of Tract 3-B of Certificate of Survey No. 1834, a distance of 374.69 feet; thence N24°21'32"W, a distance of 68.05 feet to an angle point on the north line of Tract 3-B of the Amended Tract 3 of Certificate of Survey No. 1834; thence N70°45'00"E along said north line, a distance of 191.00 feet to the northeast corner of said Tract 3-B; thence S32°36'54"E, along the east line of said Tract 3-B, a distance of 142.34 feet to Point of Beginning, said tract of land containing 1.69 acres, more or less.



Sheet No. 2
Of 2
Date: 06/02/98
Drawing Name: 16N-2A

DETAILED LOCATION
MAP CHAPPLE RESERVOIR

ANNEXATION MAP FOR
PUBLIC UTILITIES DEPARTMENT



City of Billings Public Utilities Department