

RESOLUTION 05- 18288

A RESOLUTION PURSUANT TO BILLINGS, MONTANA CITY CODE, ARTICLE 22-900: SALE, DISPOSAL OR LEASE OF CITY PROPERTY, DESCRIBING THE PROPERTY TO BE TRADED, DECLARING THE INTENT OF THE CITY TO TRADE THE PROPERTY AND AUTHORIZING CITY OFFICIALS TO PROCEED.

WHEREAS, the City of Billings owns and desires to trade Holfeld Park located in Holfeld Subdivision, and Blake Laughlin owns and desires to trade a portion of Tract A-1 of Certificate of Survey 1883; and

WHEREAS, the location of the properties to be traded are more particularly described as follows:

Holfeld Park consisting of 0.337 acres, and a portion of Tract A-1, of Certificate of Survey No. 1883, consisting of 1.287 acres situated in the SW1/4, Section 27, Township 1N, Range 26E, P. M. M., Yellowstone County, Montana, according to the official plats now on file and of record in the office of the Clerk and Recorder of Yellowstone County, Montana under Document No. 577599 and 1367075; and

WHEREAS, the notice required by Section 22-902 of the Billings Montana City Code has been duly published and mailed; and

WHEREAS, the public hearing required by Section 22-902 of the Billings Montana City Code was duly held on the 13th day of June, 2005;

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

That the City staff is authorized to proceed with the trade of the Holfeld Park Tract as shown in the attached exhibit of lots and portions of lots, in return for Tract A-1-B (PARK), of Certificate of Survey No. 1883, as permitted under the requirements of Section 22-902 of the Billings, Montana City Code.

APPROVED by the City Council of the City of Billings, Montana this 13th day of June, 2005.



ATTEST:

Marita Herold
Marita Herold, CMC/AEE CITY CLERK

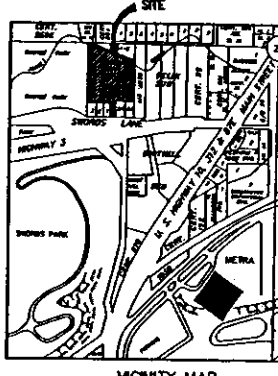
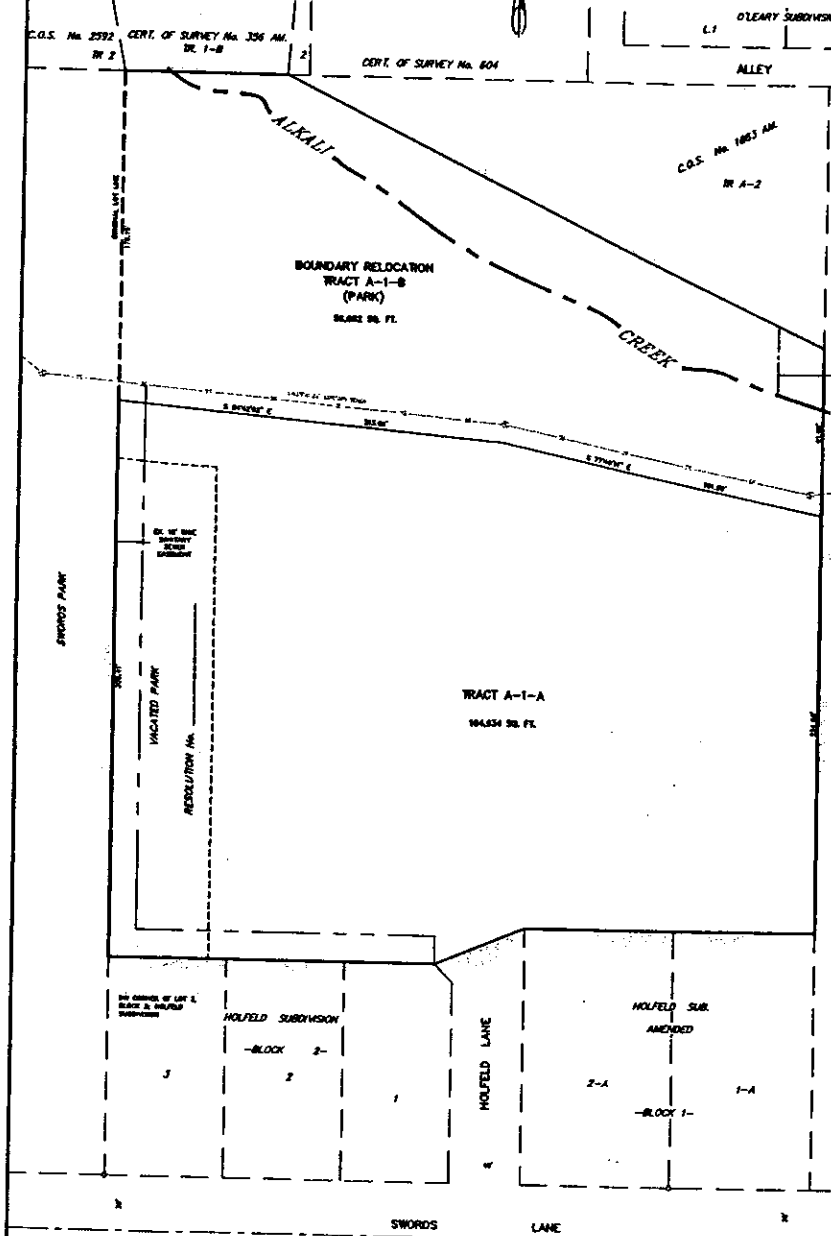
THE CITY OF BILLINGS:

BY: Charles F. Tooley
Charles F. Tooley, Mayor

AMENDED TRACT A-1 OF AMENDED
CERTIFICATE OF SURVEY No. 1883
SITUATED IN THE SW 1/4 OF SECTION 27, T. 1 N., R. 26 E., P.M.M.
YELLOWSTONE COUNTY, MONTANA

PREPARED FOR : BLAKE LAUGHLIN
PREPARED BY : ENGINEERING, INC.
SCALE : 1" = 30'

FEBRUARY, 2000
BILLINGS, MONTANA



25' WIDE
ACCESS EASEMENT
DOCUMENT No. 1635998

DATE OF RECORDING: CERTIFICATE OF SURVEY No. 1883.
• - FOUND 1/4" X 1/4" IRON NAIL CAP MARKER
• - SET 1/4" X 1/4" IRON NAIL CAP MARKER WITH THE
LOCAL BOUNDARY OF THE UNDERGROUND LAND SURVEYOR
AND "UNDERGROUND IRON BOUNDARY".

LANDOWNERS STATEMENT - RELOCATION OF LOT LINES
We hereby certify that the purpose of this survey is to relocate the common boundary line between the following land parcels: a portion of the land owned by BLAKE LAUGHLIN, TRACT A-1-B (PARK) as shown herein, to be known merged with the portion of the land owned by BLAKE LAUGHLIN, TRACT A-1-A (PARK) and shall not be the subject of any conveyance or encumbrance.
Therefore this survey is except from record as a subdivision pursuant to the 70-1-101(1)(a), M.C.A.
We further certify that this survey is not subject to review by the Department of Environmental Quality pursuant to 17-2-101(1)(a) since the lands have been subdivided for other purposes and are not subject to development or use that would require approval by the reviewing authority.

BLAKE LAUGHLIN
City of Billings, Montana
By: _____

STATE OF MONTANA }
County of Yellowstone }
On this _____ day of _____, 2000, before me, a Notary Public in and for the State of Montana, personally appeared _____, known to me to be the person who signed the foregoing instrument and who acknowledged to me that he executed the same, for the purposes and uses therein expressed. Witness my hand and seal the day and year herein above written.

Notary Public in and for the State of Montana
Printed Name: _____
Residing at: _____
My commission expires: _____

CERTIFICATE OF SURVEYOR
STATE OF MONTANA }
County of Yellowstone }
I, the undersigned, a Montana Registered Land Surveyor, being duly sworn, depose and state that, during the month of February, 2000, a survey was performed under the supervision of a tract of land situated in the SW 1/4 of Section 27, T. 1 N., R. 26 E., P.M.M., Yellowstone County, Montana, said tract being more particularly described as follows, to-wit:
Beginning at a point which is the Northwest corner of Lot 3, Block 2, Holfeld Subdivision; thence from said point of beginning N 89°21'00" E a distance of 476.00 feet;
thence S 89°21'00" E a distance of 26.97 feet;
thence S 84°32'27" E a distance of 33.28 feet;
thence S 89°21'00" E a distance of 375.00 feet;
thence S 89°21'00" E a distance of 140.00 feet;
thence S 89°21'00" E a distance of 53.82 feet;
thence S 89°21'00" E a distance of 180.00 feet to the point of beginning; said described tract containing a gross area and a net area of 3.6964 acres.
That two monuments of suitable size were set and survey the positions shown herein, that said survey and the plat hereof shown true and correct dimensions and that the plat conforms with the mark on the ground.
ENGINEERING, INC.
By: _____
Montana Registration No. _____
Subscribed and sworn to before me, a Notary Public in and for the State of Montana, this _____ day of _____, 2000.
Notary Public in and for the State of Montana
Printed Name: _____
Residing at: Billings, Montana
My commission expires: _____

CERTIFICATE OF CITY ATTORNEY
This document has been reviewed by the City Attorney's office and is acceptable as to form.
DATED: _____
Reviewed by: _____

ERRORS AND OMISSIONS REVIEW
I hereby certify that I have examined the original and foregoing plat for errors and omissions in computations and drafting.
Examining Land Surveyor: _____ Date: _____

CERTIFICATE OF COUNTY TREASURER
I hereby certify that all real property taxes and special assessments have been paid per Montana Code Annotated 70-3-207(3).
Yellowstone County Treasurer
By: _____ Date: _____

STATE OF MONTANA }
County of Yellowstone }
On this _____ day of _____, 2000, before me, a Notary Public in and for the State of Montana, personally appeared _____, known to me to be the person who signed the foregoing instrument and who acknowledged to me that he executed the same, for the purposes and uses therein expressed. Witness my hand and seal the day and year herein above written.

Notary Public in and for the State of Montana
Printed Name: _____
Residing at: _____
My commission expires: _____