

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/AAE CITY CLERK

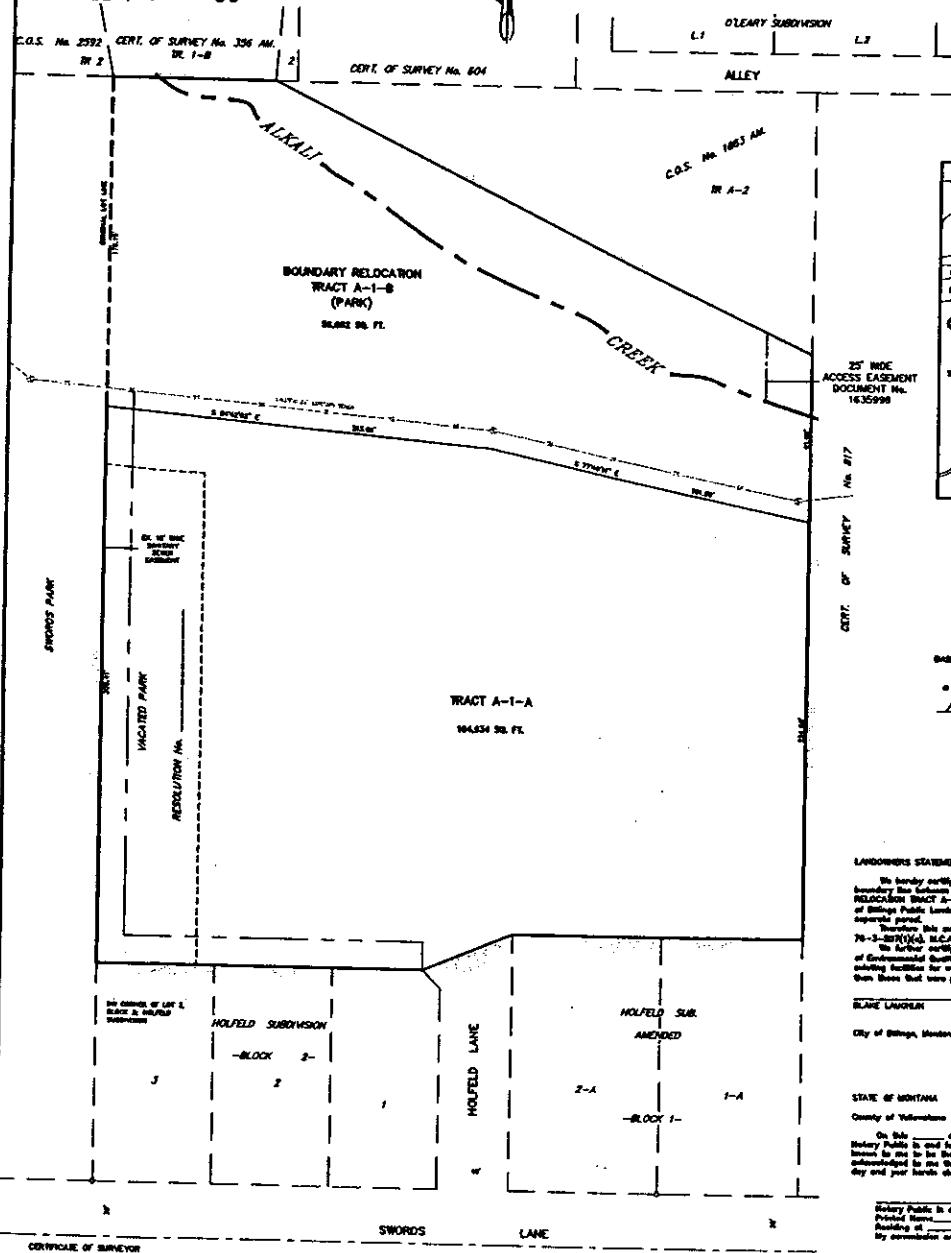
THE CITY OF BILLINGS:

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



DATE OF RECORDING: CERTIFICATE OF SURVEY NO. 1883

• = POINTS 1/4" X 1/4" REAR W/1/4" CANT MARKED
 / = SET 1/4" X 1/4" REAR AND CANT MARKED WITH THE
 LUMBER MARKED AS THE REFERENCED LAND MARK
 100' DROPPING IN 10' BALANCE SET.

LANDOWNER STATEMENT - RELOCATION OF LOT LINES

We hereby certify that the purpose of this survey is to relocate the common boundary between the property of the undersigned and a platted subdivision (hereby RELOCATED PROPERTY) in the City of Billings, Montana, and that the property described with reference to this survey is owned by the undersigned and is the future or intended separate property.

This survey is exempt from review as a subdivision pursuant to 70-3-307(1)(c), M.C.L.

We further certify that this survey is not subject to review by the Department of Conservation and Natural Resources pursuant to 77-3-307(2)(a) above the tracts have a "existing facilities" for water supply, drainage, and waste disposal or other uses than those that were previously approved by the reviewing authority.

BLAKE LAUGHLIN

City of Billings, Montana

By: _____

STATE OF MONTANA _____

County of Yellowstone _____

On this _____ day of _____, 20____, before me,
 Notary Public in and for the State of Montana, personally appeared Blake Lauglin,
 identified to me as the person who signed the foregoing instrument and who
 acknowledged to me that he executed the same. Witness my hand and seal the
 day and year herein above written.

Notary Public in and for the State of Montana
 Printed Name _____
 Notary Public Seal _____
 My commission expires _____

STATE OF MONTANA _____

County of Yellowstone _____

On this _____ day of _____, 20____, before me,
 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. Witness my hand and seal the
 day and year herein above written.

Notary Public in and for the State of Montana
 Printed Name _____
 Notary Public Seal _____
 My commission expires _____

CERTIFICATE OF SURVEYOR

STATE OF MONTANA _____

County of Yellowstone _____

We, the undersigned, a Montana Registered Land Surveyor, being first duly sworn, deposes and says that, during the month of February, 2000, a survey was performed to determine the boundaries of a tract of land situated in the SW 1/4 of Section 27, T. 1 N., R. 26 E., in Yellowstone County, Montana, and tract being more particularly described as follows, to wit:

Begins at a point which is the Northwest corner of Lot 3, Block 2, Holfield Subdivision; thence from said point by bearing of 292°16' E a distance of 476.00 feet;

Lot 3 S 292°16' E a distance of 26.97 feet;

Lot 3 S 45°22'22" E a distance of 275.81 feet;

Lot 3 S 45°22'22" E a distance of 160.00 feet;

Lot 3 S 45°22'22" E a distance of 316.65 feet;

Lot 3 S 45°22'22" E a distance of 146.00 feet, to the point of beginning; said described tract containing a gross area and a net area of 3.0964 acres.

That true measurements of suitable sites were set and survey the positions thereof marked, that said survey and the plot thereof showed true and correct dimensions and that the plot conforms with the tract as the ground.

ENGINEERING, INC.

By: _____

Montana Registration No. _____

Subscribed and sworn to before me, a Notary Public in and for the State of Montana, the _____ day of _____, 20____.

Notary Public in and for the State of Montana
 Printed Name _____
 Notary Public Seal _____
 My commission expires _____

CERTIFICATE OF CITY ATTORNEY

This instrument has been reviewed by the City Attorney's office and is acceptable to me.

DATED: _____
 Reviewed by: _____

ERRORS AND OMISSIONS REVIEW

I hereby certify that I have examined the enclosed and foregoing plot 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 70-3-307(3).

Yellowstone County Treasurer _____

By: _____ Deputy: _____ Date: _____