

RESOLUTION 08-18666

recorded

A RESOLUTION PURSUANT TO BILLINGS, MONTANA CITY CODE, ARTICLE 22-900: SALE, DISPOSAL OR LEASE OF CITY PROPERTY, DESCRIBING THE PROPERTY TO BE DISPOSED OF, DECLARING THE INTENT OF THE CITY TO DISPOSE OF THE PROPERTY AT THE APPRAISED VALUE OF ONE DOLLAR PER SQUARE FOOT, AND AUTHORIZING CITY OFFICIALS TO PROCEED.

WHEREAS, the City of Billings owns and desires to sell a portion of Block 10, PARK, in Rehberg Ranch Estates Subdivision, 2nd Filing, platted and known as Lot 27A, Block 6, Rehberg Ranch Estates Subdivision, and

WHEREAS, an appraisal of the subject parcel described as Lot 27A has placed the value at \$1.00 per square foot; and

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

A triangular piece of land consisting of 4,130 square feet, or 0.0948 acres, in Rehberg Ranch Estates Subdivision, 2nd Filing, adjacent to the northeast side of Lot 27, Block 6, situated in the NE1/4, and the SE1/4 Section 22, Township 1N, Range 25 E, P. M. M., Yellowstone County, Montana, according to the official plat now on file and of record in the office of the Clerk and Recorder of Yellowstone County, Montana; and

WHEREAS, the notice required by Section 22-900 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 14th day of January, 2008;

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 sale of the 0.0948 acre portion of Block 10, Rehberg Ranch Estates Subdivision, 2nd Filing, to be known as Lot 27A, Block 6, as shown in the attached exhibit of lots and portions thereof under the requirements of Section 22-902 of the Billings, Montana City Code, at the appraised price of \$1.00 per square foot, or a total price of \$4,130.00.

APPROVED AND PASSED by the City Council of the City of Billings, Montana this 14th day of January, 2008.

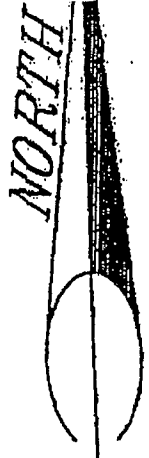
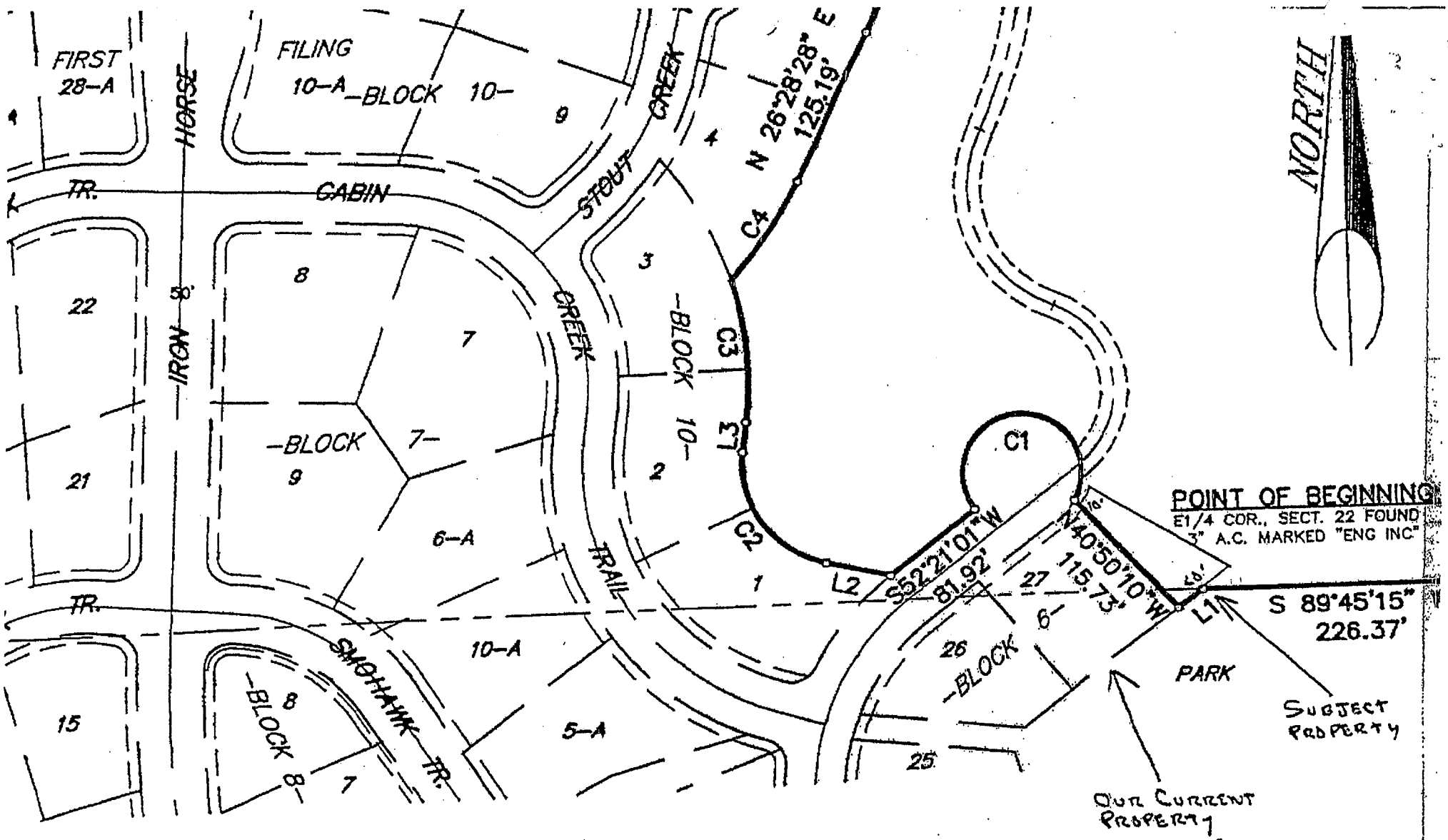


THE CITY OF BILLINGS:

BY: *Ron Tussing*
Ron Tussing, Mayor

ATTEST:

By: *Cari Martin*
Cari Martin, City Clerk



POINT OF BEGINNING
 E 1/4 COR., SECT. 22 FOUND
 3" A.C. MARKED "ENG INC"

S 89°45'15"
 226.37'

OUR CURRENT PROPERTY

SUBJECT PROPERTY

C4 N 26°28'28" E
 125.19'

S 52°21'01" W
 81.92'

N 40°50'10" W
 115.73'

L1

L2

C3

L3

C2

C1

BLOCK 26-27

BLOCK 25-26

FILING 10-A-BLOCK 10-

BLOCK 10-9

BLOCK 10-8

BLOCK 10-10

10-A

5-A

6-A

SNOG HANK TR.

TRAIL

STOUT CREEK

CREEK

CABIN

IRON 8

HORSE

FIRST 28-A

TR.

22

21

TR.

15

FILING

10-A-BLOCK 10-

8

7

7-

9

8

8-

8-

7

5

2

1

3

2

1

2

1

2

1

2

1

2

1

2

AMENDED PLAT OF BLOCK 10 PARK, REHBERG RANCH ESTATES SUBDIVISION, SECOND FILING

SITUATED IN THE NE1/4 AND THE SE1/4 OF SECTION 22, T. 1 N., R. 25 E., P.M.M.
BILLINGS, YELLOWSTONE COUNTY, MONTANA

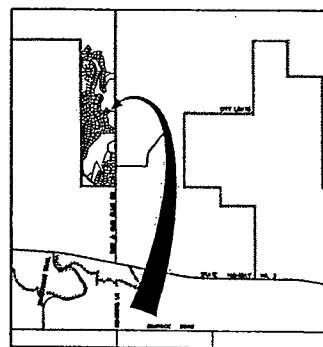
PREPARED FOR : TRACY WILLET
PREPARED BY : ENGINEERING, INC.
SCALE : 1" = 40'

MAY, 2006
BILLINGS, MONTANA

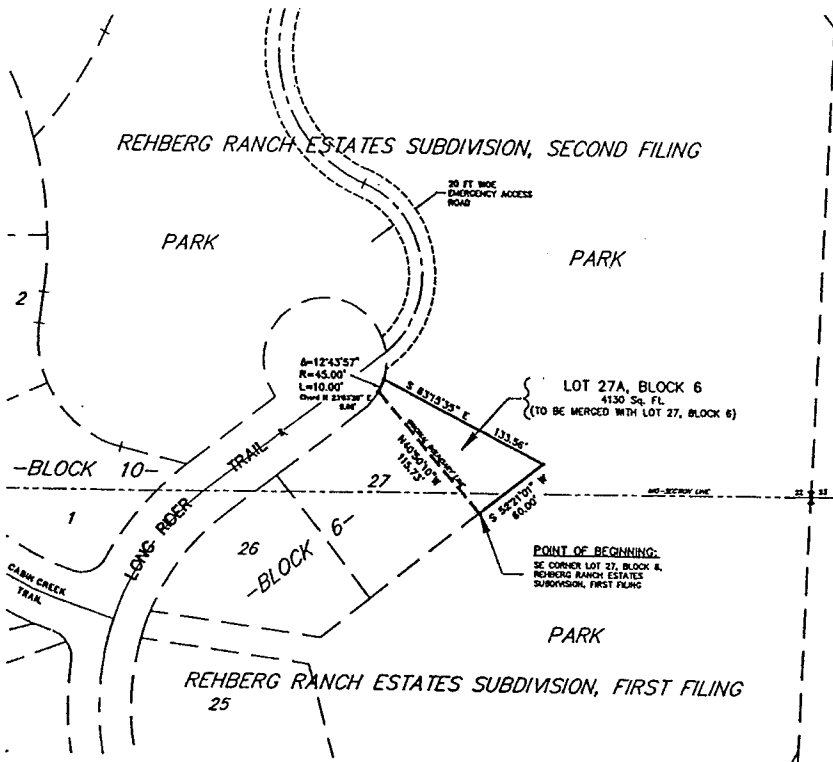


BASIS OF BEARING: PLAT OF REHBERG RANCH ESTATES SUBDIVISION,
SECOND FILING.

- = FOUND 5/8" REBAR AND CAP MARKED "ENGINEERING INC."
- = SET 5/8" X 18" REBAR AND CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND "ENGINEERING INC BILLINGS MT."



VICINITY MAP
NOT TO SCALE



LOT 27, BLOCK 6
4130 Sq. Ft.
(TO BE MERGED WITH LOT 27, BLOCK 6)

POINT OF BEGINNING:
SE CORNER LOT 27, BLOCK 6,
REHBERG RANCH ESTATES
SUBDIVISION, FIRST FILING

PURPOSE OF SURVEY - RELOCATION OF COMMON BOUNDARY LINE

The undersigned hereby certifies that the purpose of this survey is to relocate the common boundary line between a single lot within a platted subdivision and adjoining property outside a platted subdivision, hereinafter LOT 27A, so shown herein, shall be forever merged with adjacent Lot 27, Block 6, Rehberg Ranch Estates Subdivision, First Filing and neither lot shall be transferred separately in the future.

Therefore this division of land is exempt from review as a subdivision pursuant to Section 76-3-201(5)(C), M.C.A. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

Pursuant to ARM 17.36.002(2)(b), this survey is exempt from review by the Department of Environmental Quality since the parcel has no facilities for water supply, wastewater disposal or solid waste disposal other than those previously approved by the reviewing authority.

CITY OF BILLINGS, MONTANA

By: _____
Mayor

Attest: _____
City Clerk

Tracy L. Whitt

Fernando Whitt

STATE OF MONTANA }
County of Yellowstone }

On this _____ day of _____, 20____, before me, a Notary Public in and for the State of Montana, personally appeared _____ and _____, known to me to be the persons who signed the foregoing instrument as Mayor and City Clerk, respectively, of the City of Billings and who acknowledged to me that they 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 _____
Residing at _____
My commission expires _____

STATE OF MONTANA }
County of Yellowstone }

On this _____ day of _____, 20____, before me, a Notary Public in and for the State of Montana, personally appeared Tracy L. Whitt and Fernando Whitt, known to me to be the persons who signed the foregoing instrument and who acknowledged to me that they 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 _____
Residing at _____
My commission expires _____

CERTIFICATE OF SURVEYOR

STATE OF MONTANA }
County of Yellowstone }

The undersigned, a Montana Registered Land Surveyor, being first duly sworn, deposes and says that during the month of May, 2006, a survey was performed under his supervision of a tract of land situated in the NE1/4 and the SE1/4 of Section 22, T. 1 N., R. 25 E., P.M.M., Yellowstone County, Montana, and tract being more particularly described as follows, to wit:

Beginning at a point which is the southeast corner of Lot 27, Block 6, Rehberg Ranch Estates Subdivision, First Filing; thence from said point of beginning, N 47°34'10" W a distance of 113.73 feet to the northeast corner of said Lot 27; thence, along the westerly right-of-way line of Long Recker Trail, along a non-boreast curve to the left with a radius of 65.00 feet a distance of 18.00 feet (chord bearing N 33°07'28" E, chord length 8.88 feet); thence S 83°15'30" E a distance of 133.56 feet; thence S 52°21'01" W a distance of 60.00 feet to the point of beginning; said described tract containing a gross area and a net area of 4130 square feet.

That the monuments found and set are of the character and accuracy the positions shown herein, that said survey and the plat hereof shows true and correct dimensions and that the plat conforms with the work 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 _____, 20____.

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

ERRORS AND OMISSIONS REVIEW

I hereby certify that I have examined the account and supporting plat for errors and omissions in computations and drawing.

Consulting Land Surveyor _____ Date _____

CERTIFICATE OF CITY ATTORNEY

This document has been reviewed by the City Attorney's office and is acceptable as to form.

Attest: _____
Reviewed by _____

WITTING DEED
BOUNDARY No. _____

CERTIFICATE OF COUNTY TREASURER

I hereby certify that all real property taxes and special assessments have been paid per 76-3-201(5), M.C.A.

Date _____
Yellowstone County Treasurer
By: _____