

RESOLUTION NO. 265

**A RESOLUTION OF THE TOWN OF STEVENSVILLE
ANNEXING THE CONTIGUOUS LANDS DESCRIBED AS THE
NORTH STEVENSVILLE ANNEXATION**

WHEREAS, there has been presented to the Town of Stevensville written documentation from Julie Foster, Ravalli County Economic Development Authority, of the agreement with the State of Montana CDBG Program, and the contract with Community Development Services of Montana, to create a tax increment financing industrial district in the Town of Stevensville which requires the annexation of the contiguous tracts sought to be annexed herein, requesting the Town Council to extend the boundaries of the Town of Stevensville so as to include within the boundaries of the Town of Stevensville, Montana, a certain contiguous tract of land generally located north of the Eastside Highway from Wildfowl Lane east and adjacent along the south side of Eastside Highway, and south along the railroad corridor.

WHEREAS, the legal description of this contiguous tract, in the County of Ravalli, State of Montana, is as follows on the attached document.

WHEREAS, this contiguous tract contains ~ 40 acres of land, plus the adjacent public rights-of-way, more or less, along with and subject to all existing easements of record or of fact.

WHEREAS, written consent of the owners of land used for industrial and manufacturing purposes has been given.

WHEREAS, this contiguous tract to be annexed contains less than 300 recorded parcels.

WHEREAS, this contiguous tract includes platted tracts or parcels of land or unplatted land for which a certificates of survey has been filed in the office of the Ravalli County Clerk and Recorder's Office.

WHEREAS, this contiguous tract does include land used for railroad purposes.

WHEREAS, on October 25, 2010, the Town Council adopted Resolution No. 262 (incorrectly numbered 162), declaring it to be the intention of the Town of Stevensville to annex the contiguous lands described as the North Stevensville Annexation; and

WHEREAS, pursuant to Section 7-2-4312, M.C.A., the Town Clerk ensured the following.

- a. Immediately notify in writing, addressed to the address to which tax notices are sent, all owners and purchasers under contract for deed of the property in said contiguous tract to be annexed.
- b. Publish a notice of protest period at least once a week for two successive weeks.

WHEREAS, the notice to be given shall be to the effect that such resolution has been duly and legally passed, and that the Town of Stevensville will receive written comments of the proposed extension of the boundaries of the Town of Stevensville from real property owners of the area proposed to be annexed, and that the written comments, if any, must be filed with the Town Clerk

within 20 days from the date of first publication.

WHEREAS, the Town Council held a public hearing on November 22, 2010, to receive written comments of the proposed extension of the boundaries of the Town of Stevensville from real property owners of the area proposed to be annexed which were filed with the Town Clerk within 20 days from the date of first publication, and receive and review all written and oral testimony on the North Stevensville Annexation; and

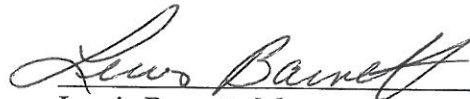
WHEREAS, the Town Council did not receive any written protest from the real property owners of the area to be annexed; and

WHEREAS, it will be in the best interests of the Town of Stevensville and the inhabitants thereof and of the inhabitants of the contiguous tract hereinbefore described to extend the boundaries of the Town of Stevensville so as to include said contiguous tract of land hereinbefore described within the corporate limits of said Town of Stevensville, Montana.

NOW THEREFORE, THE STEVENSVILLE TOWN COUNCIL DOES HEREBY RESOLVE AS FOLLOWS:

To adopt this Resolution annexing the contiguous lands described as the North Stevensville Annexation.

INTRODUCED AND PASSED AT A REGULARLY CONVENED MEETING OF THE STEVENSVILLE TOWN COUNCIL ON THE 22nd DAY OF NOVEMBER 2010. THIS RESOLUTION TAKES EFFECT UPON PASSAGE.



Lewis Barnett, Mayor

ATTEST:



Roni L. Kimp, Town Clerk

Legal Description for the North Stevensville Annexation

Commencing at the N ¼ corner of Section 26, T 9 N, R 20 W, thence west along the section line 698.83 feet to the point of beginning at the northeast corner of Tract A, Certificate of Survey #2795. Thence west 801.68 feet; thence south 1,115.83 feet; thence 152.65 feet west along a county road; thence north 186 feet; thence 50 feet west; thence 186 feet south; thence 104.3 feet west along the southern boundaries of Lot 1, Schiller subdivision; thence 423 feet north along the western boundaries of Lot 1, Schiller subdivision; thence 89.88 feet east along the northern boundaries of Lot 1, Schiller subdivision; thence 261.81 feet north along the eastern boundary of Parcel B, Certificate of Survey #638459-R. Thence west 519.23 feet to the northwest corner of Parcel C, Certificate of Survey #638459-R; thence west 207.39 feet along the northern boundary of Parcel A, Certificate of Survey #4072; thence south 635.52 feet along the western boundary of Parcels A and B of Certificate of Survey #4072. Thence over and across the Montana Department of Transportation Right-of-Way to a point located at the northwest corner of Parcel A of Certificate of Survey #466881-TR; thence east 801.69 feet to the northwest corner of Index "O" from Rail Road R/W Map (recording reference: Book 68 of Deeds. Page 631); thence south 1,551.5 feet; thence east +/- 100 feet along the northern boundary of Tract 5 of Certificate of Survey #495033-TR. Thence north 1,350 feet along the western boundary of Stevensville Heights subdivision and the eastern boundary of Northern Pacific Railroad Right-of-Way; thence east 270 feet; thence north +/- 923 feet to the southwest corner of Tract A of Certificate of Survey #2795; thence east 366.68 feet to the southeast corner of Tract A of Certificate of Survey #2795; thence north 594 feet to the Point of Beginning, at the northeast corner of Tract A of Certificate of Survey #2795. Described area encompasses +/- 40 acres, and all properties of the following geocodes:

13-176426101020000; 13-176426401170000; 13-176426101030000;
13-176426101040000; 13-176426201070000; 13-176426201060000;
13-176426201040000; 13-176426201080000; 13-176426201030000;
13-176426101100000; 13-176426101010000; 13-176426101090000;
13-176426202360000; 13-176426201100000;

And including all adjacent rights-of-way; and less two (2) parcels already included with the Town of Stevensville municipal boundaries, Parcel A, CS 4072 (geocode 13-176426201030000) and Parcel B, CS 4072 (geocode 13-176426201040000).

NORTH STEVENSVILLE ANNEXATION MAP



Map created by the Ravalli County Planning Department. Source data: Ravalli County GIS and Planning Departments. The material displayed on this page is informational and should be used for reference only. No reliance should be placed thereon without verification by the user. For Planning purposes only. Created: November 19, 2010.

Less two (2) parcels already included with the Town of Stevensville municipal boundaries, Parcel A, CS 4072 (geocode 13-176426201030000) and Parcel B, CS 4072 (geocode 13-176426201040000) – crossed out on map.