

DESCRIPTION

ALL THAT PART OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 139 NORTH, RANGE 79 WEST OF THE 5TH PRINCIPAL MERIDIAN, BURLEIGH COUNTY, NORTH DAKOTA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 5; THENCE NORTH 89 DEGREES 44 MINUTES 14 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SECTION 5, A DISTANCE OF 1990.79 FEET TO THE SOUTHEAST CORNER OF OUTLOT 1 OF SAID SECTION 5; THENCE NORTH 00 DEGREES 32 MINUTES 29 SECONDS EAST, ALONG THE EAST LINE OF SAID OUTLOT 1, A DISTANCE OF 974.37 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 280.08 FEET; THENCE NORTH 76 DEGREES 47 MINUTES 39 SECONDS EAST, A DISTANCE OF 87.04 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 522.61 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 133.40 FEET; THENCE SOUTH 55 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 140.17 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 237.09 FEET; THENCE NORTH 76 DEGREES 16 MINUTES 16 SECONDS EAST, A DISTANCE OF 102.39 FEET; THENCE NORTH 75 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 206.64 FEET; THENCE NORTH 80 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 190.89 FEET; THENCE NORTH 55 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 230.42 FEET; THENCE SOUTH 89 DEGREES 31 MINUTES 26 SECONDS EAST, A DISTANCE OF 75.00 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 5; THENCE SOUTH 00 DEGREES 28 MINUTES 34 SECONDS WEST, ALONG SAID EAST LINE, A DISTANCE OF 1032.05 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT CONTAINS 42.03 ACRES, MORE OR LESS.

APPROVAL OF BOARD OF COUNTY COMMISSIONERS

THE BOARD OF COUNTY COMMISSIONERS OF BURLEIGH COUNTY, NORTH DAKOTA, HAS APPROVED THE SUBDIVISION OF LAND AS SHOWN ON THE ANNEXED PLAT, HAS ACCEPTED THE DEDICATION OF ALL STREETS SHOWN THEREON, HAS APPROVED THE GROUNDS AS SHOWN ON THE ANNEXED PLAT AS AN AMENDMENT TO THE MASTER PLAN OF BURLEIGH COUNTY, NORTH DAKOTA, AND DOES HEREBY VACATE ANY PREVIOUS PLATTING WITHIN THE BOUNDARY OF THE ANNEXED PLAT.

THE FOREGOING ACTION OF THE BOARD OF COUNTY COMMISSIONERS OF BURLEIGH COUNTY, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE 5TH DAY OF April, 2004.

Marlan Hawk
MARLAN "HAWK" HAAKENSEN - CHAIRMAN

Kevin J. Glatt
ATTEST
KEVIN J. GLATT - COUNTY AUDITOR

APPROVAL OF BOARD OF CITY COMMISSIONERS

THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE SUBDIVISION OF LAND AS SHOWN ON THE ANNEXED PLAT, HAS ACCEPTED THE DEDICATION OF ALL STREETS SHOWN THEREON, HAS APPROVED THE GROUNDS AS SHOWN ON THE ANNEXED PLAT AS AN AMENDMENT TO THE MASTER PLAN OF THE CITY OF BISMARCK, NORTH DAKOTA, AND DOES HEREBY VACATE ANY PREVIOUS PLATTING WITHIN THE BOUNDARY OF THE ANNEXED PLAT.

THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE 13TH DAY OF March, 2004.

W.C. Wocken
ATTEST
W.C. WOCKEN - CITY ADMINISTRATOR

APPROVAL OF CITY PLANNING COMMISSION

THE SUBDIVISION OF LAND AS SHOWN ON THE ANNEXED PLAT HAS BEEN APPROVED BY THE PLANNING COMMISSION OF THE CITY OF BISMARCK, NORTH DAKOTA, ON THE 15TH DAY OF February, 2004, IN ACCORDANCE WITH THE LAWS OF THE STATE OF NORTH DAKOTA, ORDINANCES OF THE CITY OF BISMARCK AND REGULATIONS ADOPTED BY THE SAID PLANNING COMMISSION. IN WITNESS WHEREOF ARE SET THE HANDS AND SEALS OF THE CHAIRMAN AND SECRETARY OF THE PLANNING COMMISSION OF THE CITY OF BISMARCK.

David Blackstead
DAVID BLACKSTEAD - CHAIRMAN

Carl D. Hokenstad
CARL D. HOKENSTAD - SECRETARY

APPROVAL OF CITY ENGINEER

I, MELVIN J. BULLINGER, CITY ENGINEER OF THE CITY OF BISMARCK, NORTH DAKOTA, HEREBY APPROVE "ROCK CREEK FIRST SUBDIVISION", BURLEIGH COUNTY, NORTH DAKOTA AS SHOWN ON THE ANNEXED PLAT.

Melvin J. Bullinger
MELVIN J. BULLINGER
CITY ENGINEER

OWNER'S CERTIFICATE & DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT GENE CLOOTEN, CURTIS E. ANDERSON AND JANE G. ANDERSON BEING THE OWNERS AND PROPRIETORS OF THE PROPERTY SHOWN ON THE ANNEXED PLAT HAVE CAUSED THAT PORTION DESCRIBED HEREON TO BE SURVEYED AND PLATTED AS "ROCK CREEK FIRST SUBDIVISION" BURLEIGH COUNTY, NORTH DAKOTA AND DO SO DEDICATE STREETS AS SHOWN HEREON INCLUDING ALL CULVERTS TO THE PUBLIC USE FOREVER.

THEY ALSO DEDICATE EASEMENTS TO RUN WITH THE LAND, FOR GAS, ELECTRIC, TELEPHONE OR OTHER PUBLIC UTILITIES OR SERVICES ON OR UNDER THOSE CERTAIN STRIPS OF LAND DESIGNATED HEREON AS "UTILITY EASEMENTS".

THEY FURTHERMORE DEDICATE UNTO BURLEIGH COUNTY "STORM WATER EASEMENTS" TO RUN WITH THE LAND FOR THE PURPOSE OF STORM SEWER AND SURFACE WATER DRAINAGE UNDER, OVER THROUGH AND/OR ACROSS THOSE AREAS DESIGNATED HEREON AS "STORM WATER EASEMENTS" FOR THE PURPOSE OF CONSTRUCTION, RECONSTRUCTION, REPAIR, ENLARGING AND MAINTAINING STORM WATER MANAGEMENT FACILITIES TOGETHER WITH NECESSARY APPURTENANCES THERETO FOR STORM WATER, STORM SEWER AND SURFACE WATER DRAINAGE AND MANAGEMENT OF SAID STORM WATER FLOW IN A MANNER THAT WILL PERMIT THE FREE AND UNOBSTRUCTED FLOW OF WATER UNDER, OVER, ON AND/OR ACROSS THE EASEMENT AREA.

Curtis E. Anderson
CURTIS E. ANDERSON (OWNER)
8050 71ST AVE. NE
BISMARCK, ND 58503

Jane G. Anderson
JANE G. ANDERSON (OWNER)
8050 71ST AVE. NE
BISMARCK, ND 58503

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH) SS

Gene Clooten Sr.
GENE CLOOTEN (CONTRACT FOR DEED)
BOX 6175
BISMARCK, ND 58506

ON THIS 30TH DAY OF April, 2004, BEFORE ME PERSONALLY APPEARED GENE CLOOTEN, CURTIS E. ANDERSON AND JANE G. ANDERSON KNOWN TO ME TO BE THE PERSONS DESCRIBED IN AND WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND THEY ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME.

David Patience
DAVID PATIENCE
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires AUGUST 24, 2004

David Patience
DAVID PATIENCE, NOTARY PUBLIC
BURLEIGH COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES AUGUST 24, 2004

SURVEYOR'S CERTIFICATE

I, TODD MARSCHALL, A REGISTERED LAND SURVEYOR IN THE STATE OF NORTH DAKOTA HEREBY CERTIFY THE ANNEXED PLAT IS A TRUE COPY OF A SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLETED ON DECEMBER 29, 2003, AND THAT ALL INFORMATION SHOWN HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH) SS

Todd Marschall
TODD MARSCHALL
REGISTERED LAND SURVEYOR
N.D. REGISTRATION NO. 4431

ON THIS 22ND DAY OF April, 2004, BEFORE ME PERSONALLY APPEARED TODD MARSCHALL, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING SURVEYOR'S CERTIFICATE AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

David Patience
DAVID PATIENCE, NOTARY PUBLIC
BURLEIGH COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES AUGUST 24, 2004

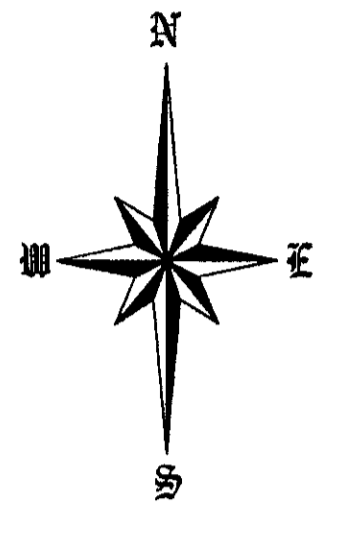


Taxes and special assessments paid and TRANSFER accepted this 22ND day of April, 2004.

Kevin J. Glatt
Deputy, Burleigh County Auditor

ROCK CREEK FIRST SUBDIVISION

PART OF SOUTH 1/2 OF THE SOUTHEAST 1/4 OF SECTION 5, T. 139 N., R. 79 W. BURLEIGH COUNTY, NORTH DAKOTA



APRIL 23, 2004
SCALE: 1"=100'
0' 50' 100' 150'

NOTES

- MONUMENT TO BE SET
- MONUMENT IN PLACE

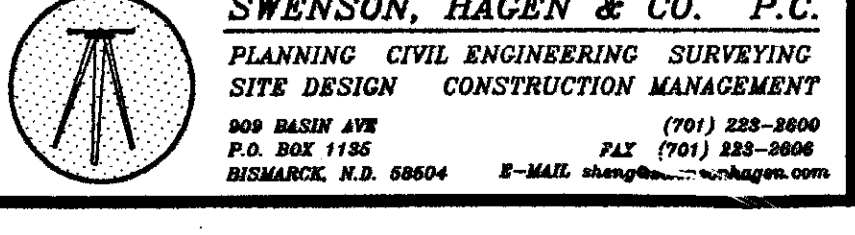
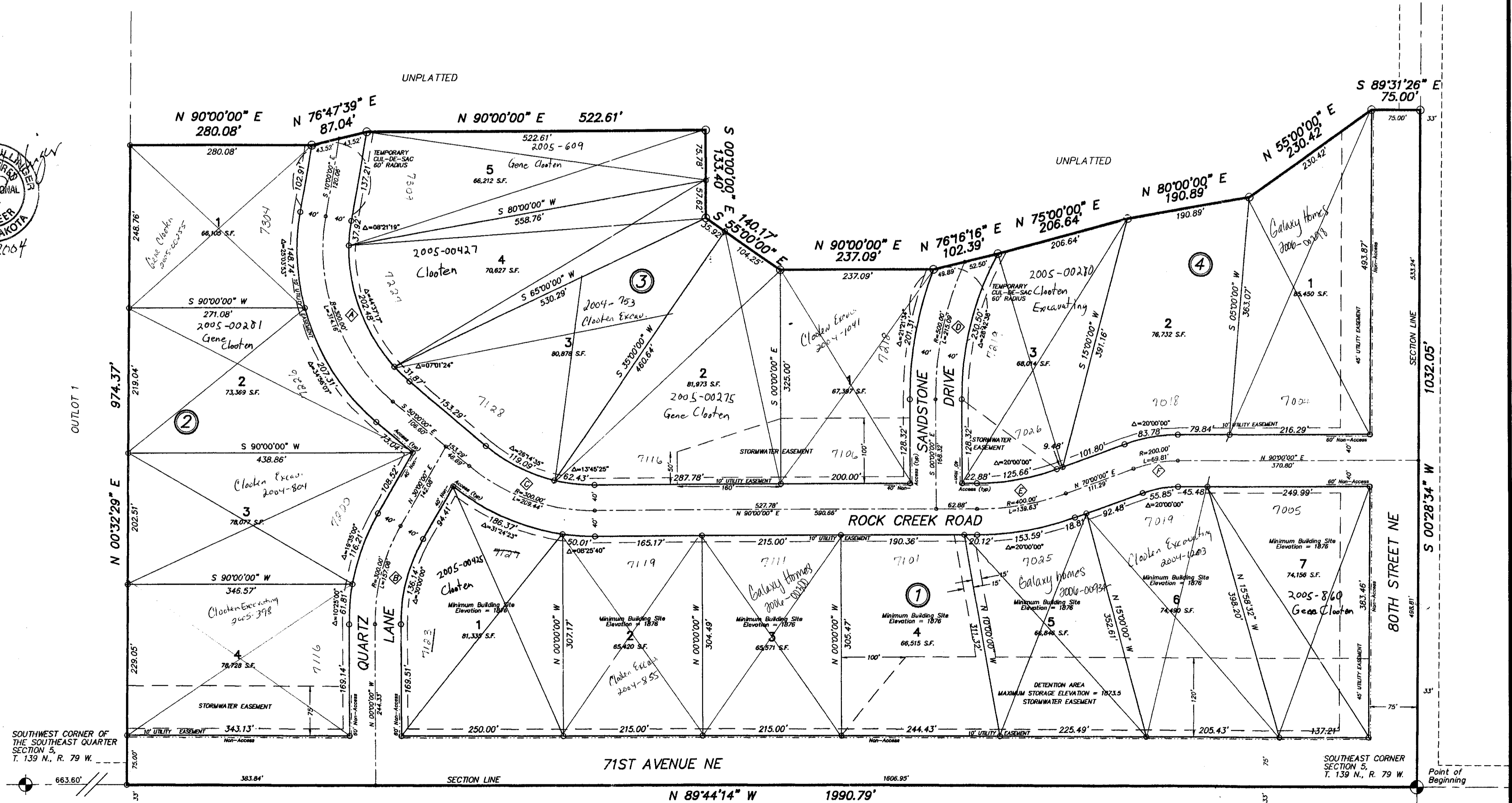
AREA

LOTS	1,387,896 S.F.	31.86 ACRES
STREET	443,148 S.F.	10.17 ACRES
TOTAL	1,831,044 S.F.	42.03 ACRES

CURVE DATA

CURVE	RADIUS	LENGTH	TANGENT	DELTA
A	300.00'	314.16'	173.21'	60°00'00"
B	300.00'	157.08'	80.39'	30°00'00"
C	300.00'	209.44'	109.19'	40°00'00"
D	500.00'	215.09'	109.24'	24°38'51"
E	400.00'	139.63'	70.53'	20°00'00"
F	200.00'	69.81'	35.27'	20°00'00"

NOTE: BEARINGS AND DISTANCES MAY VARY FROM PREVIOUS PLATS DUE TO DIFFERENT METHODS OF MEASUREMENT.



Rock Creek 1st Subdivision
ETA
Plat Number 7280

SWENSON, HAGGEN & CO. P.C.
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SITE DESIGN CONSTRUCTION MANAGEMENT
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P.O. BOX 1186
BISMARCK, N.D. 58504
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