

**DESCRIPTION**

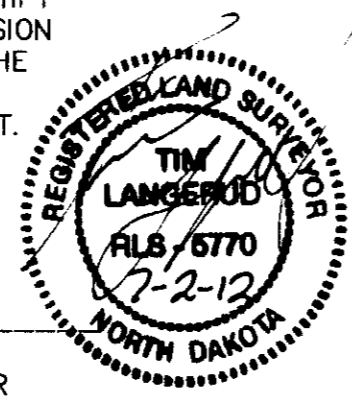
AUDITOR'S LOT JA OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 SECTION 5, TOWNSHIP 139 NORTH, RANGE 79 WEST, BURLEIGH COUNTY, NORTH DAKOTA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 5; THENCE SOUTH 00 DEGREES 28 MINUTES 34 SECONDS WEST, ALONG THE EAST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 506.28 FEET TO THE NORTHERLY LINE OF ROCK CREEK 2ND SUBDIVISION; THENCE NORTH 85 DEGREES 00 MINUTES 00 SECONDS WEST, ALONG SAID NORTHERLY LINE, A DISTANCE OF 1199.25 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, CONTINUING ALONG SAID NORTHERLY LINE, A DISTANCE OF 150.00 FEET; THENCE SOUTH 72 DEGREES 53 MINUTES 50 SECONDS WEST, CONTINUING ALONG SAID NORTHERLY LINE, A DISTANCE OF 340.04 FEET; THENCE SOUTH 57 DEGREES 03 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID NORTHERLY LINE, A DISTANCE OF 95.34 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID NORTHERLY LINE, A DISTANCE OF 390.60 FEET TO THE EASTERLY BOUNDARY OF OUTLOT 1 OF THE SOUTHEAST QUARTER OF SECTION 5 ON FILE IN THE BURLEIGH COUNTY RECORDER'S OFFICE AS DOC. NO. 551612; THENCE NORTH 00 DEGREES 32 MINUTES 29 SECONDS EAST, ALONG SAID EASTERLY LINE, A DISTANCE OF 718.36 FEET TO THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE SOUTH 89 DEGREES 34 MINUTES 31 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 1987.77 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT CONTAINS 24.80 ACRES, MORE OR LESS.

**SURVEYOR'S CERTIFICATE**

I, TIM LANGERUD, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF NORTH DAKOTA, HEREBY CERTIFY THAT THE ANNEXED PLAT IS A TRUE COPY OF THE NOTES OF A SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLETED ON APRIL 4, 2012, THAT ALL INFORMATION SHOWN HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT ALL MONUMENTS SHOWN HEREON ARE CORRECT, THAT ALL REQUIRED MONUMENTS HAVE BEEN SET, AND THAT ALL DIMENSIONAL AND GEODETIC DETAILS ARE CORRECT.



STATE OF NORTH DAKOTA) SWENSON, HAGEN & CO. P.C.  
COUNTY OF BURLEIGH ) 909 BASIN AVENUE  
BISMARCK, NORTH DAKOTA

TIM LANGERUD  
PROFESSIONAL LAND SURVEYOR  
N.D. REGISTRATION NO. 5770

ON THIS 3<sup>RD</sup> DAY OF JULY, 2012, BEFORE ME PERSONALLY APPEARED TIM LANGERUD, 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  
Notary Public  
State of North Dakota  
My Commission Expires Aug 24, 2016

DAVID PATIENCE, NOTARY PUBLIC  
BURLEIGH COUNTY, NORTH DAKOTA  
MY COMMISSION EXPIRES AUGUST 24, 2016

**OWNERS CERTIFICATE & DEDICATION**

KNOW TO ALL MEN BY THESE PRESENTS THAT NATHAN W. MCKENZIE AND MARY A. MCKENZIE BEING THE OWNERS AND PROPRIETORS OF THE PROPERTY SHOWN HEREON HAS CAUSED THAT PORTION DESCRIBED HEREON TO BE SURVEYED AND PLATTED AS "ROCK CREEK FOURTH SUBDIVISION", BISMARCK, NORTH DAKOTA.

THEY ALSO DEDICATE EASEMENTS TO THE CITY OF BISMARCK 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, SANITARY SEWER, STORM SEWER & STORM WATER EASEMENTS.

THEY FURTHERMORE DEDICATE UNTO BURLEIGH COUNTY, N.D. "STORM WATER & DRAINAGE EASEMENTS" TO RUN WITH THE LAND FOR THE PURPOSE OF STORM SEWER AND SURFACE WATER DRAINAGE UNDER, OVER, THROUGH AND/OR ACROSS THOSE AREAS DEDICATED HEREON AS "STORM WATER & DRAINAGE 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 AND/OR ACROSS THE EASEMENT AREA.

THEY FURTHERMORE GRANT ACCESS EASEMENTS FOR ALL LAND OWNING PARTIES, THEIR TENANTS, VISITORS AND LICENSEES, SAID EASEMENTS TO INCLUDE THE FULL AND FREE RIGHT FOR SAID PARTIES, THEIR TENANTS, VISITORS AND LICENSEES, IN COMMON WITH ALL OTHERS HAVING LIKE RIGHT AT ALL TIMES HEREAFTER FOR ALL PURPOSES CONNECTED WITH THE USE OF SAID PARTIES, TO PASS AND REPASS ALONG SAID EASEMENT AND TO HOLD SAID EASEMENT TO SAID PARTIES, THEIR HEIRS AND ASSIGNS AND APPURTENANT TO THE LAND OF SAID PARTIES. IT ALSO DEDICATES SAID ACCESS EASEMENT TO AND FOR THE USE OF ANY GOVERNMENTAL SUBDIVISION, ITS OFFICERS AND EMPLOYEES FOR UTILITIES AND ANY OTHER GOVERNMENTAL USE OR USES IT DEEMS NECESSARY OR ADVISABLE, PROVIDED THE CITY SHALL NOT BE RESPONSIBLE IN ANY WAY TO FURNISH ANY CITY SERVICES IF SUCH ACCESS EASEMENTS ARE NOT PROPERLY MAINTAINED OR ARE OBSTRUCTED BY THE OWNERS OF PROPERTY IN THE SUBDIVISION.

NATHAN W. MCKENZIE

STATE OF NORTH DAKOTA) )  
COUNTY OF BURLEIGH )

MARY A. MCKENZIE  
607 YORKTOWN DRIVE  
BISMARCK, N.D. 58503

ON THIS 3<sup>RD</sup> DAY OF JULY, 2012, BEFORE ME PERSONALLY APPEARED NATHAN W. MCKENZIE AND MARY A. MCKENZIE KNOWN TO ME TO BE THE PERSONS DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

DAVID PATIENCE  
Notary Public  
State of North Dakota  
My Commission Expires Aug 24, 2016

DAVID PATIENCE, NOTARY PUBLIC  
BURLEIGH COUNTY, NORTH DAKOTA  
MY COMMISSION EXPIRES AUG 24, 2016

**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 2<sup>ND</sup> DAY OF JULY, 2012.

DOUGLAS R. SCHORERT - CHAIRMAN

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.

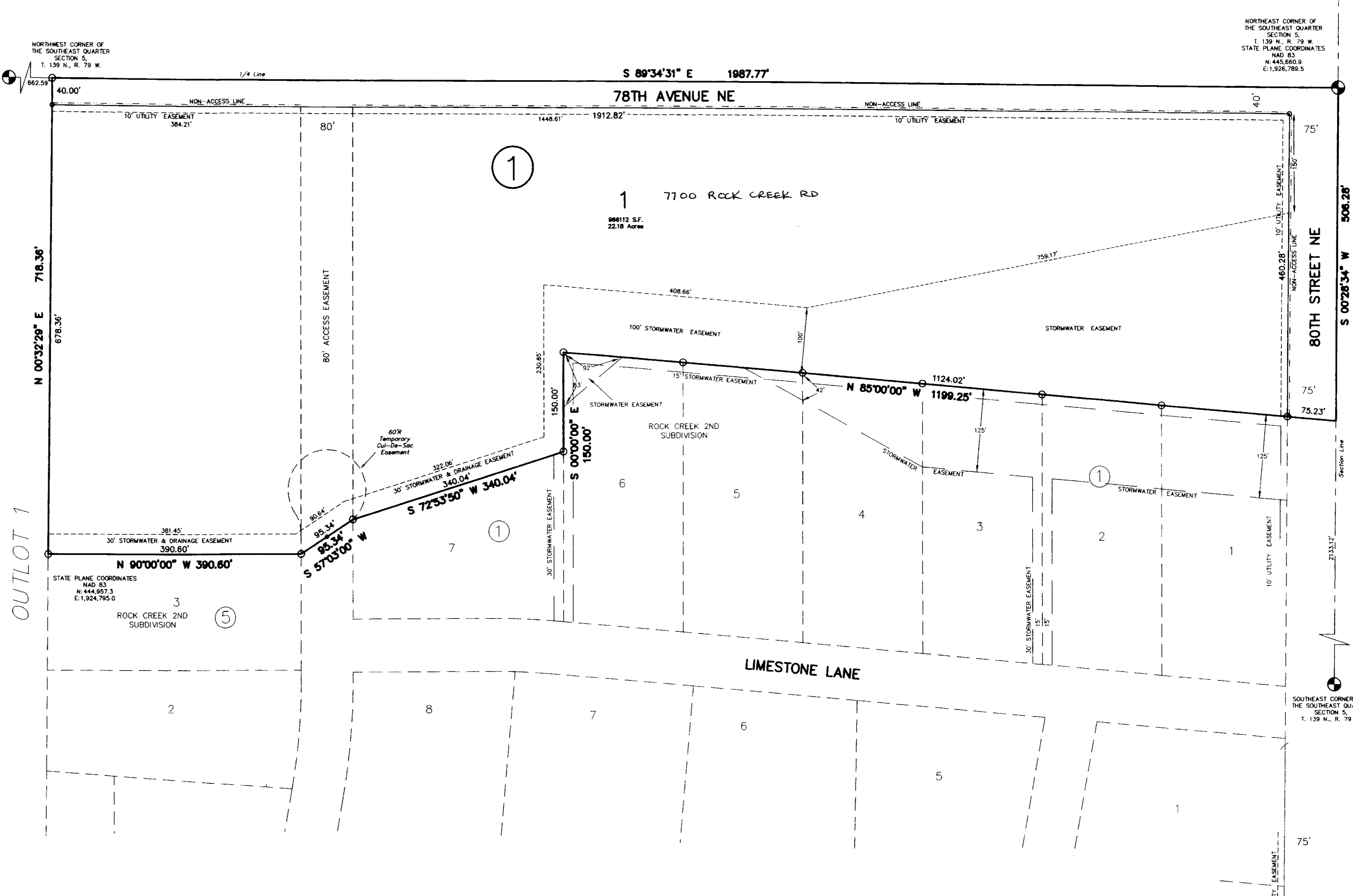
THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE 1<sup>ST</sup> DAY OF JUNE, 2012.

W. C. WOCKEN - CITY ADMINISTRATOR

# ROCK CREEK FOURTH SUBDIVISION

## AUDITOR'S LOT JA OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF SECTION 5, T. 139 N., R. 79 W.

### BURLEIGH COUNTY, NORTH DAKOTA



**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, ON THE 2<sup>ND</sup> DAY OF MAY, 2012, IN ACCORDANCE WITH 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.

WAYNE LEE YEAGER - CHAIRMAN

CARL D. HOKENSTAD - SECRETARY

**APPROVAL OF CITY ENGINEER**

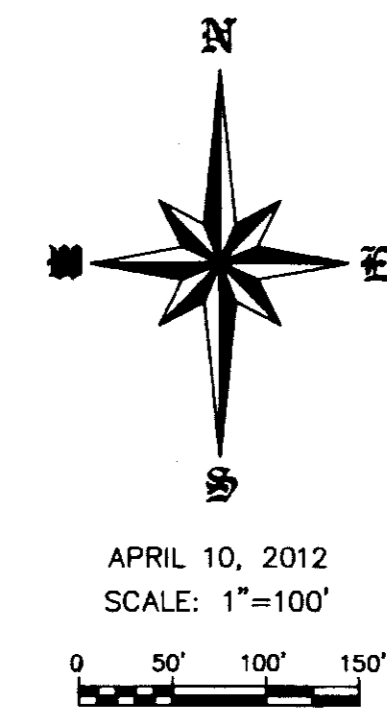
I, MELVIN J. BULLINGER, CITY ENGINEER OF THE CITY OF BISMARCK, NORTH DAKOTA, HEREBY APPROVE "ROCK CREEK FOURTH ADDITION", BISMARCK, NORTH DAKOTA AS SHOWN ON THE ANNEXED PLAT.

MELVIN J. BULLINGER  
CITY ENGINEER

NOTES:  
EASINGS AND DISTANCES MAY VARY FROM PREVIOUS PLATS DUE TO DIFFERENT METHODS OF MEASUREMENT.  
BASIS OF BEARING:  
NORTH DAKOTA STATE PLANE  
SOUTH ZONE  
NAD 83  
BENCHMARK:  
NE CORNER OF THE SE 1/4 OF SECTION 5, T.139N., R.79W.  
1984.71 (NAVD 1988)

LOTS	966,112 S.F.	22.18 ACRES
STREET	114,258 S.F.	2.62 ACRES
TOTAL	1,080,370 S.F.	24.80 ACRES

○ MONUMENT IN PLACE



Rock Creek 4<sup>th</sup> Subdivision  
ETA  
Plat Number 7280.C

**SWENSON, HAGEN & COMPANY P.C.**  
909 Basin Avenue  
Bismarck, North Dakota 58504  
sheng@swensonhagen.com  
Phone (701) 223-2600  
Fax (701) 223-2606

Surveying  
Hydrology  
Land Planning  
Civil Engineering  
Landscape & Site Design  
Construction Management