

MADE BY Ted Peters
 DATE 12-16-92
 CHECKED BY
 DATE



SEC 21
139
80

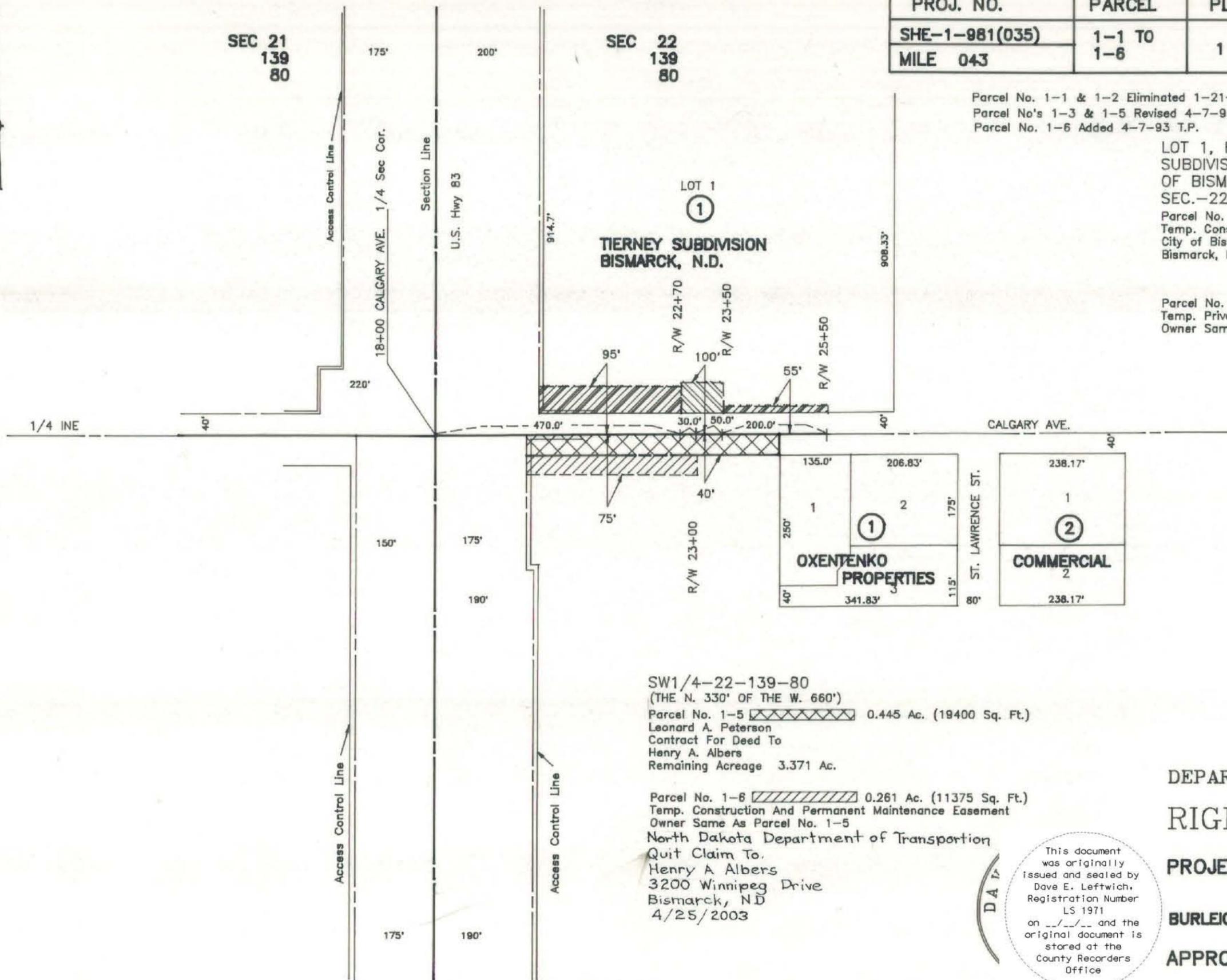
SEC 22
139
80

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
SHE-1-981(035)	1-1 TO 1-6	1 OF 1	ONE
MILE 043			

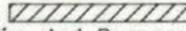
Parcel No. 1-1 & 1-2 Eliminated 1-21-93 T.P.
 Parcel No's 1-3 & 1-5 Revised 4-7-93 T.P.
 Parcel No. 1-6 Added 4-7-93 T.P.

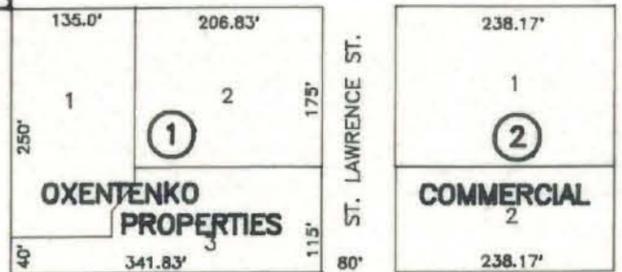
LOT 1, BLK. 1 TIERNEY
 SUBDIVISION TO THE CITY
 OF BISMARCK, N.D.
 SEC.-22-139-80
 Parcel No. 1-3  0.410 Ac (17850 Sq. Ft.)
 Temp. Construction Easement
 City of Bismarck
 Bismarck, N.D.

Parcel No. 1-4 
 Temp. Private Drive Easement
 Owner Same As Parcel No. 1-3



SW1/4-22-139-80
 (THE N. 330' OF THE W. 660')
 Parcel No. 1-5  0.445 Ac. (19400 Sq. Ft.)
 Leonard A. Peterson
 Contract For Deed To
 Henry A. Albers
 Remaining Acreage 3.371 Ac.

Parcel No. 1-6  0.261 Ac. (11375 Sq. Ft.)
 Temp. Construction And Permanent Maintenance Easement
 Owner Same As Parcel No. 1-5
 North Dakota Department of Transportation
 Quit Claim To.
 Henry A. Albers
 3200 Winnipeg Drive
 Bismarck, ND
 4/25/2003



DATA

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
 RIGHT OF WAY PLAT

PROJECT NO. SHE-1-981(035)043

BURLEIGH COUNTY

APPROVED 

SCALE 1" = 200'

DATE 7/19/93

Parcel No. 1-3

The south 55.0 ft. of the west 270 ft. of Lot 1, Block 1, Tierney Subdivision to the city of Bismarck, North Dakota, of Sec. 22, Twp. 139 N., Rge. 80 W., 5th P.M.

Also including the south 15.0 ft. of the east 200.0 ft. of the west 550.0 ft. of said Lot 1.
Tract is shown on the plat as Parcel No. 1-3 and contains 0.410 acres (17,850 sq. f t.).

Parcel No. 1-4

The south 60.0 ft. of the east 80.0 ft. of the west 350.0 ft. of Lot 1, Block 1, Tierney Subdivision to the city of Bismarck, North Dakota, of Sec. 22, Twp. 139 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 1-4.

Parcel No. 1-5

The north 40.0 ft. of the west 660.0 ft. of the SW $\frac{1}{4}$ of Sec. 22, Twp. 139 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 1-5 and contains 0.445 acres (19,400 sq. f t.), excepting all that portion previously acquired or lying within 33 ft. of the section line.

Parcel No. 1-6

The south 35.0 ft. of the north 75.0 ft. of the east 325.0 ft. of the west 500.0 ft. of the SW $\frac{1}{4}$ of Sec. 22, Twp. 139 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 1-6 and contains 0.261 acres (11,375 sq. f t.).

The legal description was prepared by Ted C. Peters, North Dakota Department of Transportation, 608 East Boulevard Avenue, Bismarck, North Dakota, 58505-0700, or obtained from a previously recorded instrument.

10 for Recording 1-13-97

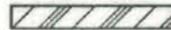
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	1-1	1 OF 1	ONE
MILE 001	1-2		

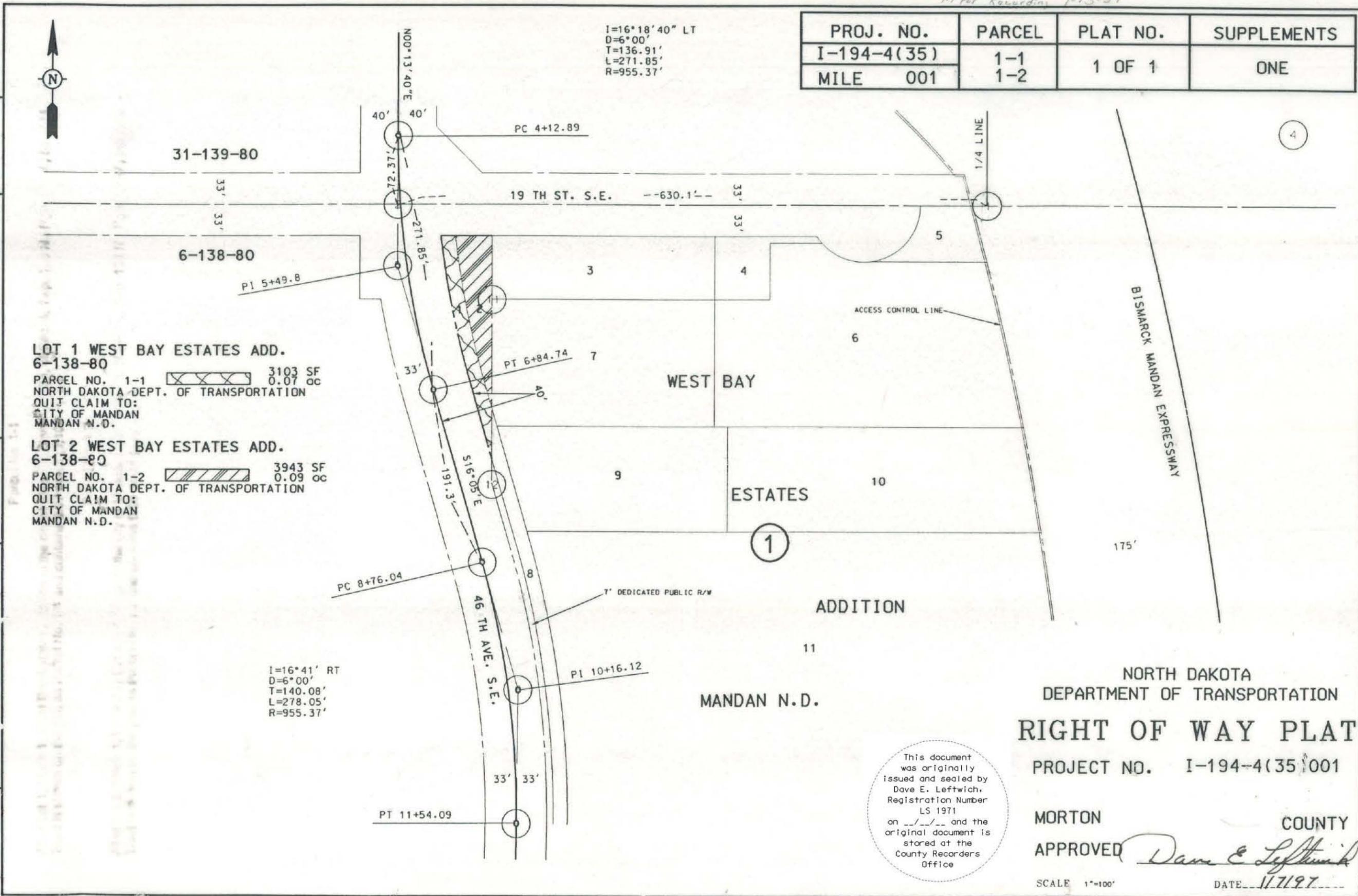


I=16°18'40" LT
 D=6°00'
 T=136.91'
 L=271.85'
 R=955.37'

DATE _____
 CHECKED BY **TED PETERS**
 DATE _____
 MADE BY **WAYNE CHRISTENSEN**

LOT 1 WEST BAY ESTATES ADD.
 6-138-80
 PARCEL NO. 1-1  3103 SF
 NORTH DAKOTA DEPT. OF TRANSPORTATION
 QUIT CLAIM TO:
 CITY OF MANDAN
 MANDAN N.D.

LOT 2 WEST BAY ESTATES ADD.
 6-138-80
 PARCEL NO. 1-2  3943 SF
 NORTH DAKOTA DEPT. OF TRANSPORTATION
 QUIT CLAIM TO:
 CITY OF MANDAN
 MANDAN N.D.



NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT
 PROJECT NO. I-194-4(35)001

MORTON COUNTY
 APPROVED 

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

SCALE 1"=100' DATE 1/7/97

Parcel No. 1-1

All of Lot 1, Block 1, West Bay Estates Addition to the city of Mandan, North Dakota, of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M.
Tract is shown on the plat as Parcel No. 1-1 and contains 0.07 acres (3,103 sq. ft.).

Parcel No. 1-2

All of Lot 2, Block 1, West Bay Estates Addition to the city of Mandan, North Dakota, of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M.
Tract is shown on the plat as Parcel No. 1-2 and contains 0.09 acres (394 sq. ft.).



PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)		1 OF 13	NONE
MILE 001			

Beg Proj. I-194-4(35)000
 150+96.76 M.L. =
 150+96.76 Proj I-IG-194-4(02)

0+00 M.L. Ahd. =
 153+96.76 Med & Bk.

1/4 Line

T.S. 0+28.4

S.C. 2+28.4

$\Delta = 11.65278^\circ$
 $D = 2^\circ 00' (2-200' Sp.)$
 $R = 2864.93'$
 $T_s = 392.39'$
 $L = 382.64'$
 $S_c = 2^\circ$
 $X_c = 2.33'$
 $Y_c = 199.98'$
 Auditor's Lot B

C.S. 6+11.05

S.T. 8+11.05

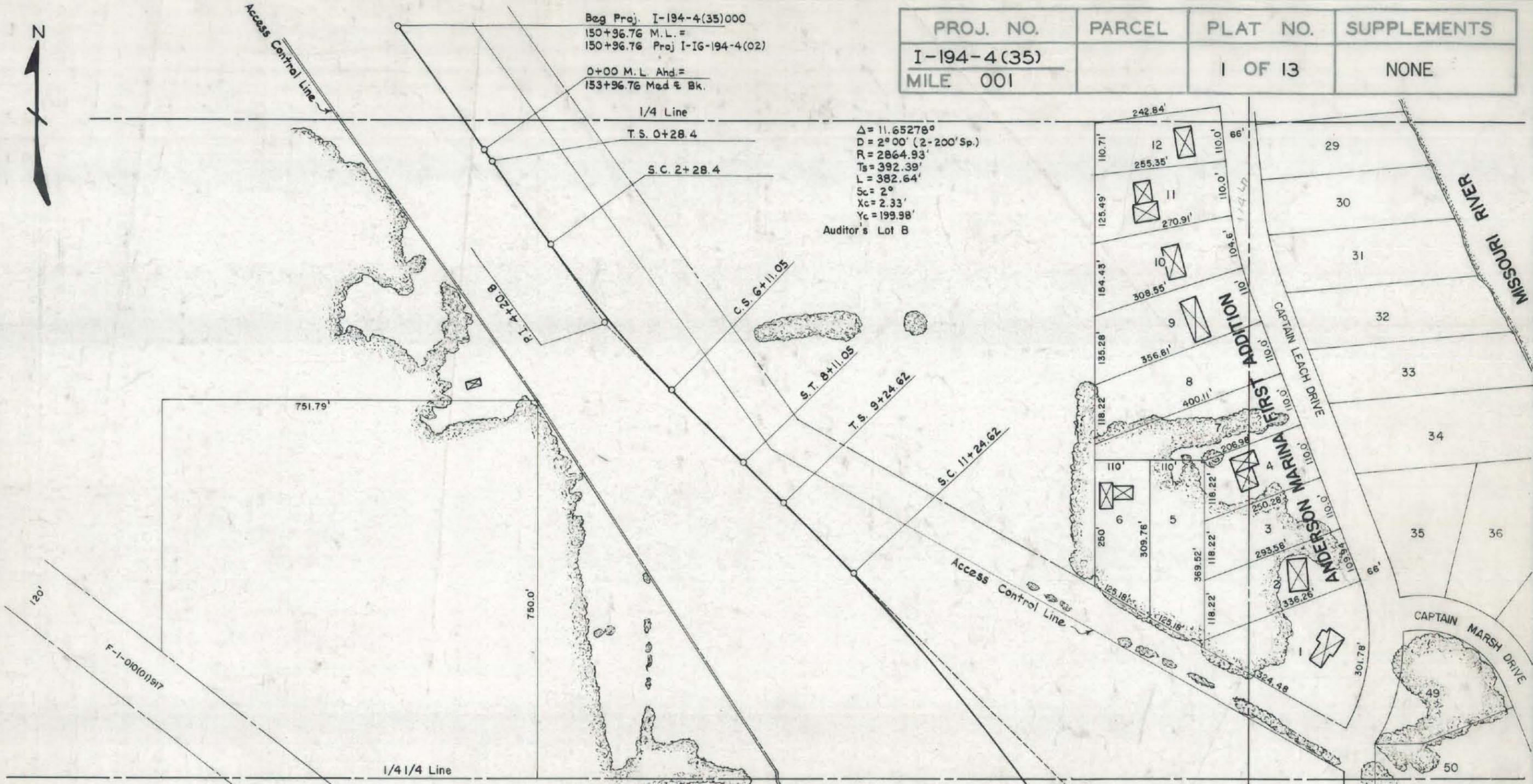
T.S. 9+24.62

S.C. 11+24.62

1/4 1/4 Line

$\Delta = 41^\circ 59' 40'' R+$
 $D = 1^\circ 30' (2-200' Sp.)$
 $R = 3819.83'$
 $T_s = 1566.24'$
 $L = 2599.63'$
 $S_c = 1^\circ 30'$
 $Y_c = 199.99'$
 $X_c = 1.75'$

MADE BY Ted Peters DATE 6-5-78 CHECKED BY



This document
 was originally
 issued and sealed by
 Robert E. King,
 Registration Number
 LS 1001
 on ___/___/___ and the
 original document is
 stored at the
 County Recorders
 Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT

PROJECT NO. I-194-4(35)001

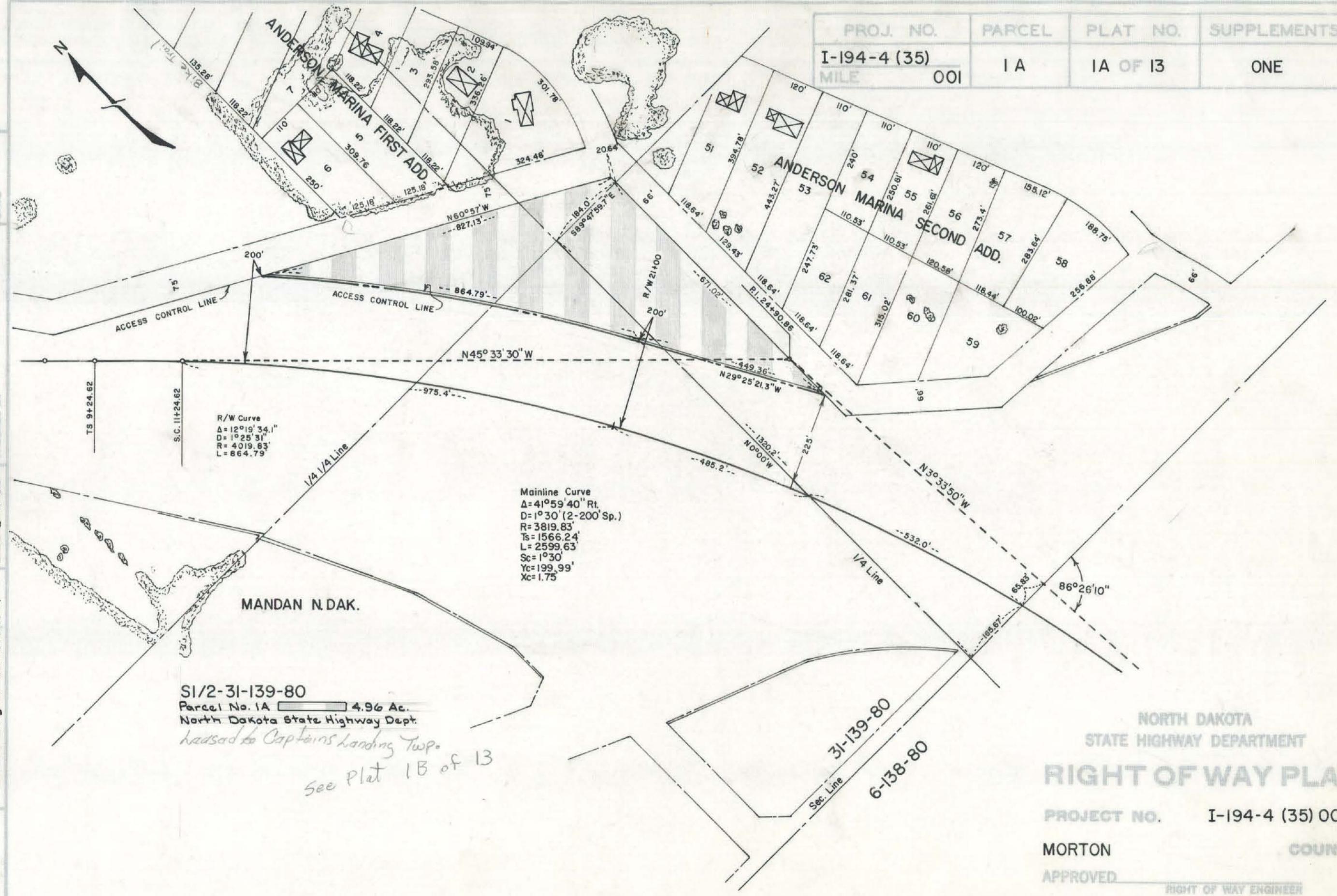
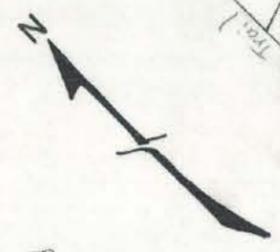
MORTON COUNTY

APPROVED *Robert E. King*
RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 6-6-78

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4 (35)	1A	1A OF 13	ONE
MILE	001		



MADE BY Wayne Christensen DATE 5-18-82 CHECKED BY

SI/2-31-139-80
 Parcel No. 1A 4.96 Ac.
 North Dakota State Highway Dept.
located to Captains Landing Twp.
See Plat 1B of 13

Mainline Curve
 $\Delta = 41^{\circ}59'40''$ Rt.
 $D = 1^{\circ}30'$ (2-200' Sp.)
 $R = 3819.83'$
 $Ts = 1566.24'$
 $L = 2599.63'$
 $Sc = 1^{\circ}30'$
 $Yc = 199.99'$
 $Xc = 1.75'$

R/W Curve
 $\Delta = 12^{\circ}19'34.1''$
 $D = 1^{\circ}25'31''$
 $R = 4019.83'$
 $L = 864.79'$

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. I-194-4 (35) 001
 MORTON COUNTY
 APPROVED _____
 RIGHT OF WAY ENGINEER
 SCALE 1" = 200' DATE _____

Parcel No. 1A

A tract of land lying in the S $\frac{1}{2}$ of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., said tract being described as follows:

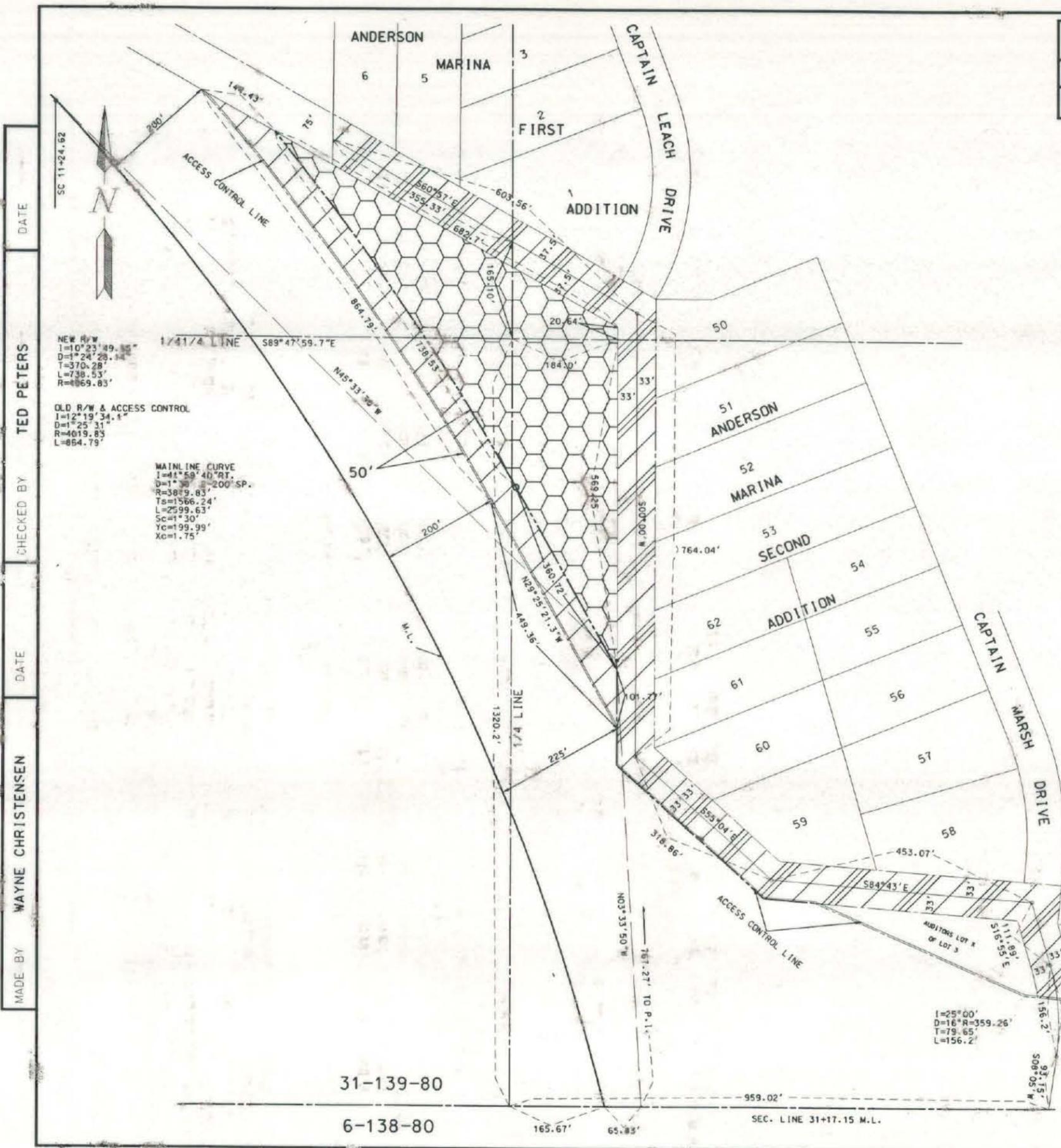
Beginning at a point a distance of 184.0 ft. east along the north line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 31, thence a distance of 20.64 ft. north along a line 66.0 ft. west of and parallel with the west line of Anderson Marina Second Addition, more or less, from the northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31, thence running south along a line 66.0 ft. west of and parallel with the west line of said Anderson Marina Second Addition a distance of 691.66 ft., thence N 29°25'21.3"W along the northeasterly designated access control line of Highway 1194 a distance of 449.36 ft., thence continuing along said designated access control line along a 1°25'31" curve to the left a distance of 864.79 ft., more or less, thence S 60°57'E along a line 75.0 ft. southwesterly of and parallel with the southwesterly line of Anderson Marina First Addition a distance of 827.13 ft., more or less, to the point of beginning.

The North Dakota State Highway Department retains all right of access to the highway along the designated access control line as shown on the right of way plat.

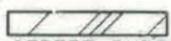
Tract is shown on the plat as Parcel No. 1A and contains 4.96 acres.

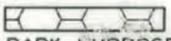
for Record 4-29-99

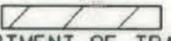
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	1B-1	1B OF 13	ONE
MILE 001	1B-3		



DATE _____
 CHECKED BY **TED PETERS**
 DATE _____
 MADE BY **WAYNE CHRISTENSEN**

S1/2 31-139-80
 PARCEL NO. 1B-1  3.65 ac
 DEEDED FOR PUBLIC STREET PURPOSES
 NORTH DAKOTA DEPARTMENT OF TRANSPORTATION
 QUIT CLAIM TO:
 CAPTAINS LANDING TOWNSHIP 4/8/1999

S1/2 31-139-80
 PARCEL NO. 1B-2  3.57 ac
 DEEDED FOR PUBLIC PARK PURPOSES
 NORTH DAKOTA DEPARTMENT OF TRANSPORTATION
 QUIT CLAIM TO:
 CAPTAINS LANDING TOWNSHIP 4/8/1999

S1/2 31-139-80
 PARCEL NO. 1B-3  1.39 ac
 NORTH DAKOTA DEPARTMENT OF TRANSPORTATION
 LEASE TO:
 CAPTAINS LANDING TOWNSHIP 4/8/1999

This document was originally issued and sealed by Ted C Peters, Registration Number LS 4172 on _____ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT
 PROJECT NO. I-194-4(35)001

MORTON COUNTY
 APPROVED 
 SCALE 1"=200'
 DATE 4-28-1999

Parcel No. 1B-1
Deeded for Public Street Purposes

All that portion of the S½ of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on each side of the following-described centerline as surveyed and staked over and across said S½.

Said strip and centerline begin where said centerline is located 1,485.3 ft. north along the ¼ line and 355.33 ft. N61°00'W from the south ¼ corner of said Sec. 31 where said strip is 75.0 ft. wide lying 37.5 ft. on each side of said centerline, thence running S60°57'E a distance of 603.56 ft., more or less, to a point where said strip changes to 66.0 ft. in width lying 33.0 ft. on each side of said centerline, thence S00°00'W a distance of 764.04 ft., thence S55°04'E a distance of 318.86 ft., thence S84°43'E a distance of 453.07 ft., thence S16°55'E a distance of 111.89 ft., thence along a 16°00' curve to the right until said strip crosses the southerly extended boundary of Auditors Lot X of Lot 3 of said S½.

Said strip is shown on the plat as Parcel No. 1B-1 and contains 3.65 acres.

Parcel No. 1B-2
Deeded for Public Park Purposes

A tract of land lying in the S½ of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 184.0 ft. east along the north line of the SW¼SE¼ of said Sec. 31, thence a distance of 20.64 ft. north along a line 66.0 ft. west of and parallel with the west line of Anderson Marina Second Addition, more or less, from the northeast corner of the SE¼SW¼ of said Sec. 31, thence running south along a line 66.0 ft. west of and parallel with the west line of said Anderson Marina Second Addition a distance of 589.89 ft., thence north 29°25'21.3"W a distance of 360.72 ft., thence along a 1°24'28.14" curve to the left a distance of 738.53 ft., more or less, thence S60°57'E along a line 75.0 ft. southwesterly of and parallel with the southwesterly line of Anderson Marina First Addition a distance of 682.7 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 1B-2 and contains 3.57 acres.

Parcel No. 1B-3

A tract of land lying in the S½ of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 184.0 ft. east along the north line of the SW¼SE¼ of said Sec. 31, thence a distance of 569.25 ft. south along a line 66.0 ft. west of and parallel with the west line of Anderson Marina Second Addition, more or less, from the northeast corner of the SE¼SW¼ of Said Sec. 31, thence running south along a line 66.0 ft. west of and parallel with the west line of said Anderson Marina Second Addition a distance of 101.77', thence N29°25'21.3"W a distance of 449.36 ft., thence along a 1°25'31" curve to the left a distance of 864.79 ft., more or less, thence S60°57'E along a line 75.0 ft. southerly of and parallel with the southerly line of Anderson Marina First Addition a distance of 144.43 ft., thence along a 1°24'28.14" curve to the right a distance of 738.53 ft., thence S29°25'21.3"E a distance of 360.72 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 1B-3 and contains 1.39 acres.

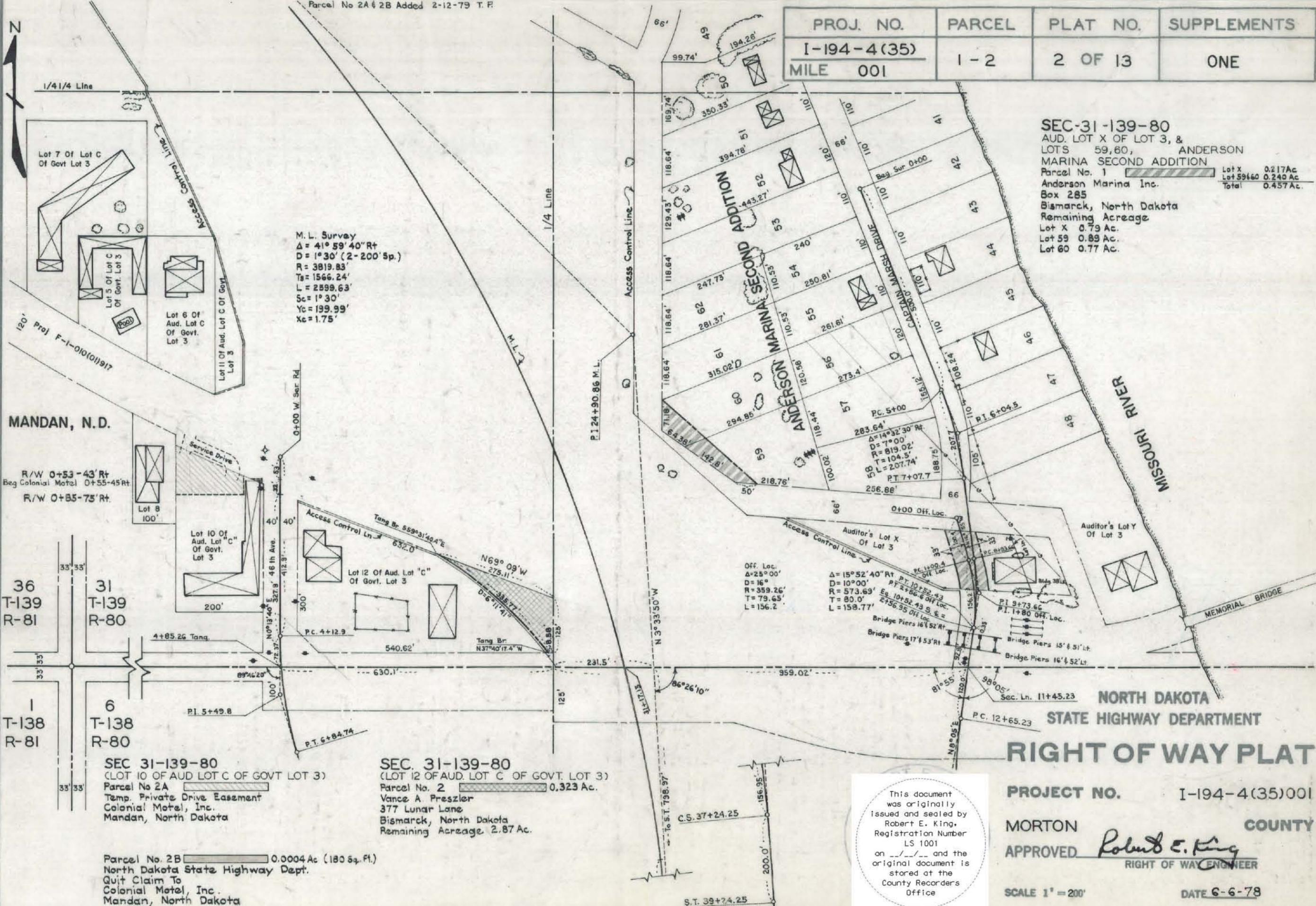
Parcel No 2A & 2B Added 2-12-79 T.F.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	1-2	2 OF 13	ONE
MILE 001			

SEC-31-139-80
 AUD. LOT X OF LOT 3, &
 LOTS 59, 60, ANDERSON
 MARINA SECOND ADDITION
 Parcel No. 1 Anderson Marina Inc.
 Box 285
 Bismarck, North Dakota
 Remaining Acreage
 Lot X 0.79 Ac.
 Lot 59 0.89 Ac.
 Lot 60 0.77 Ac.

Lot X 0.217 Ac.
 Lot 59 0.240 Ac.
 Total 0.457 Ac.

MADE BY Ted Peters
 DATE 6-1-78
 CHECKED BY Glenn Stockdill
 DATE 6-5-78



M.L. Survey
 $\Delta = 41^\circ 59' 40'' \text{ Rt}$
 $D = 1^\circ 30' (2-200' \text{ Sp.})$
 $R = 3819.83'$
 $T_s = 1566.24'$
 $L = 2599.63'$
 $S_c = 1^\circ 30'$
 $Y_c = 199.99'$
 $X_c = 1.75'$

SEC 31-139-80
 (LOT 10 OF AUD. LOT C OF GOVT LOT 3)
 Parcel No 2A
 Temp. Private Drive Easement
 Colonial Motel, Inc.
 Mandan, North Dakota

SEC. 31-139-80
 (LOT 12 OF AUD. LOT C OF GOVT. LOT 3)
 Parcel No. 2
 0.323 Ac.
 Vance A. Preszler
 377 Lunar Lane
 Bismarck, North Dakota
 Remaining Acreage 2.87 Ac.

Parcel No. 2B
 0.0004 Ac (180 sq. Ft.)
 North Dakota State Highway Dept.
 Quit Claim To
 Colonial Motel, Inc.
 Mandan, North Dakota

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

RIGHT OF WAY PLAT

PROJECT NO. I-194-4(35)001

MORTON COUNTY

APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 6-6-78

Parcel No. 1

All that portion of Aud. Lot X of Lot 3 of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., lying within a strip of land 66.0 ft. wide, measured 33.0 ft. on each side of the following described highway centerline as surveyed and staked over and across said Lot X of Lot 3:

Said centerline begins at a point a distance of 959.02 ft. east along the south line of said Section 31, thence a distance of 172.80 ft. N 8°05' E, thence a distance of 180.05 ft. N 16°55' W from the southwest corner of the SE $\frac{1}{4}$ of said Section 31, thence running S 16°55' E a distance of 100.4 ft., thence along a 16°00' curve to the right until said strip and centerline cross the south line of said Aud. Lot X of Lot 3.

Also including all that portion of Lots 59 and 60 of Anderson Marina Second Addition of said Section 31, bounded and described as follows:

Beginning at a point on the northwesterly corner of said Lot 60, also being the southwesterly corner of Lot 61, thence running south along the west line of said Lot 60 a distance of 71.18 ft., thence southeasterly along the southwesterly limits of Lots 59 and 60 a distance of 207.18 ft., more or less, to a point on the southwesterly corner of said Lot 59, thence easterly along the southerly line of said Lot 59 a distance of 50.0 ft., thence northwesterly to the point of beginning.

Said strip is shown on the plat as Parcel No. 1 and contains 0.457 acres.

Parcel No. 2

A tract of land lying in Lot 12 of Aud. Lot C of Gov. Lot 3 of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 33.0 ft. north of the southeast corner of the SW $\frac{1}{4}$ of said Section 31, thence running north along the east line of said Lot 12 a distance of 125.0 ft., thence N 69°09' W a distance of 275.11 ft., thence from a tangent bearing of S 59°31'40.4" E running along a 6°11'41" curve to the right a distance of 335.77 ft., more or less, to a point 33.0 ft. north of the south line of said Section 31, thence running east along a line 33.0 ft. north of and parallel with the south line of said Section 31 a distance of 8.58 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 2 and contains 0.323 acres.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 2A

All that portion of Lot 10 of Auditor's Lot C of Government Lot 3 of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., lying within a strip of land, said strip lying between two lines, said lines lying respectively 75.0 ft. west and 240.0 ft. west of the following described highway centerline as surveyed and staked over and across said Lot 10 of Auditor's Lot C of Government Lot 3:

Said strip and centerline begin a distance of 630.1 ft. west along the south line of said Section 31, thence a distance of 485.27 ft. N 0°13'40"E from the south $\frac{1}{4}$ corner of said Section 31; thence running S 0°13'40"W a distance of 85.0 ft.

Said strip is shown on the plat as Parcel No. 2A, excepting all that portion previously acquired.

Parcel No. 2B

All that portion of the highway right of way (Lot 10 of Auditor's Lot C of Government Lot 3) of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on the westerly side of the following described highway centerline as surveyed and staked over and across said highway right of way (Lot 10 of Auditor's Lot C of Government Lot 3):

Said strip and centerline begin a distance of 630.1 ft. west along the south line of said Section 31, thence a distance of 432.27 ft. N 0°13'40"E of the south $\frac{1}{4}$ corner of said Section 31; thence running S 0°13'40"W until said strip crosses the south limits of said highway right of way, excepting all that portion lying within 43.0 ft. of the above described centerline.

The intent of this description is to convey all that portion of the highway right of way lying within a tract of land measured 2.0 ft. on the north and east sides of the Colonial Motel as now constructed.

Said strip is shown on the plat as Parcel No. 2B and contains 0.0004 acres (180 sq. ft.).

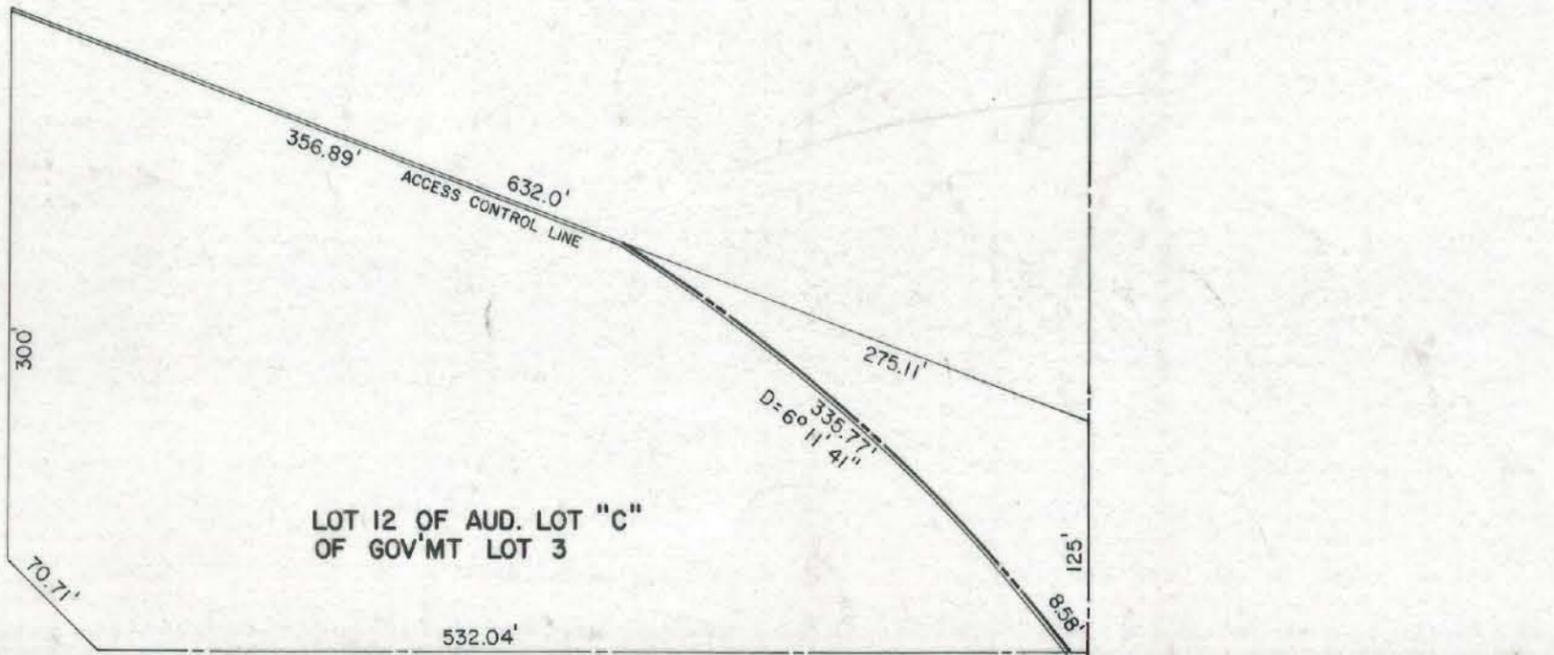
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)		2 A OF 13	
MILE 000			



MADE BY Ted Peters
 DATE 7-5-79
 CHECKED BY
 DATE
 DATE

MANDAN, N. D.

46th Ave.



LOT 12 OF AUD. LOT "C"
OF GOV'MT LOT 3

SEC.-31-139-80

SEC.-6-138-80

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT

PROJECT NO. I-194-4(35)000

MORTON COUNTY

APPROVED _____
RIGHT OF WAY ENGINEER

SCALE 1" = 100' DATE _____

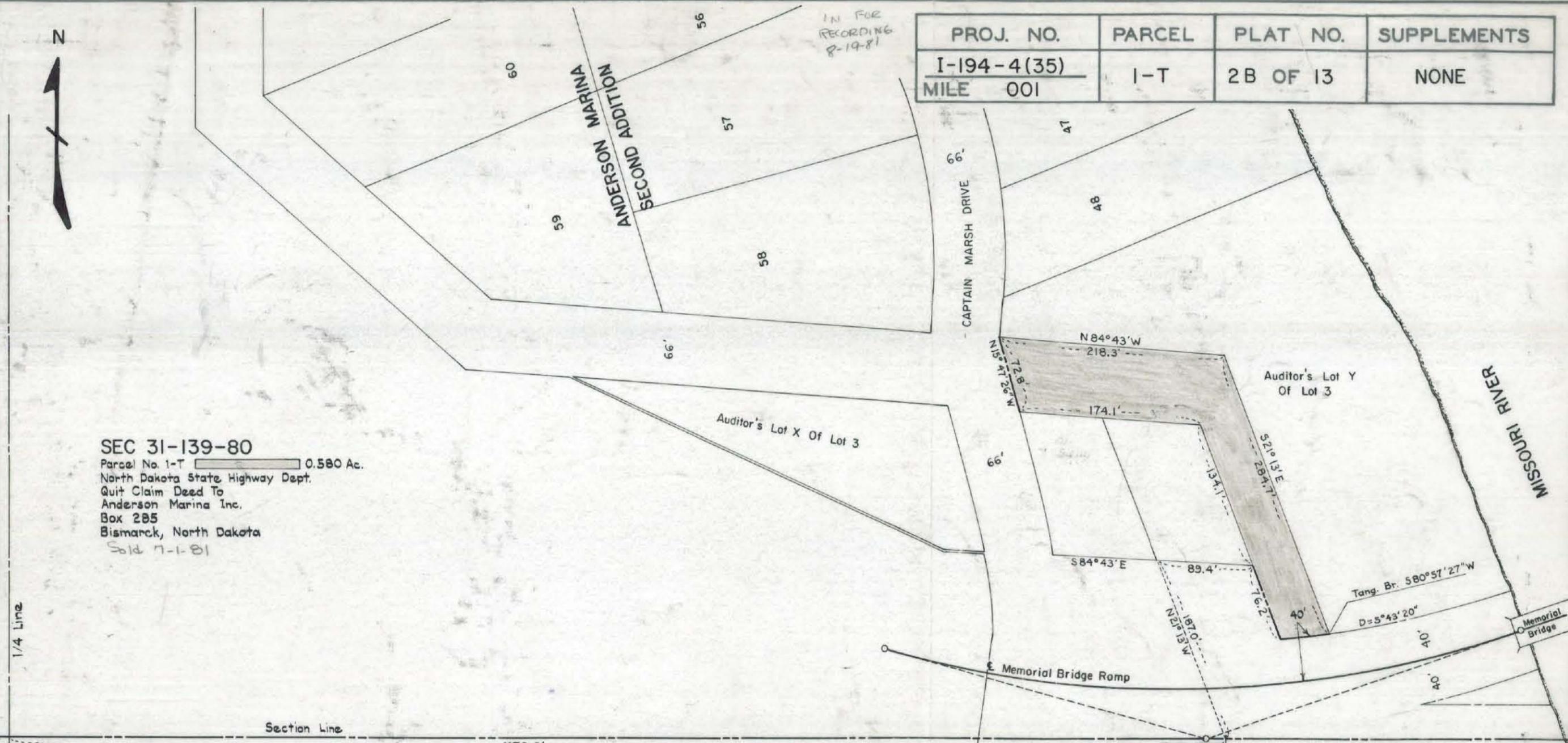


PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	I-T	2B OF 13	NONE
MILE 001			

IN FOR RECORDING 8-19-81

DATE 3-27-79 CHECKED BY
 MADE BY Ted Peters

SEC 31-139-80
 Parcel No. 1-T 0.580 Ac.
 North Dakota State Highway Dept.
 Quit Claim Deed To
 Anderson Marina Inc.
 Box 205
 Bismarck, North Dakota
 Sold 7-1-81



Section Line -----1173.0'-----

Parcel No. 1-T

A tract of land lying in Auditor's Lot Y and a tract of land lying northerly of Auditor's Lot X and west of Auditor's Lot Y in Govt. Lot 3 of Sec. 31, Twp. 139 N., Rge. 80 W., 5th P.M., said tract being described as follows:
 Beginning at a point 1173.0 ft. east, thence 187.0 ft. N 21°13'W, thence 89.4 ft. S 84°43'E, thence 76.2 ft. S 21°13'E from the south quarter corner of said Sec. 31, said point being 40.0 ft. northerly, measured perpendicular, of the centerline of the access ramp of Memorial Bridge, thence running N 21°13'W a distance of 210.3 ft., thence N 84°43'W a distance of 174.1 ft., thence N 15°47'26"W a distance of 72.8 ft., more or less, to a point on the southeasterly limits of Captain Marsh Drive, thence S 84°43'E a distance of 218.3 ft., thence S 21°13'E a distance of 284.7 ft., more or less, to a point 40.0 ft. north of, measured at right angles to the centerline of the access ramp of Memorial Bridge, thence from a tangent bearing of S 80°57'27"W along a 5°43'20" curve to the right, 40.0 ft. north of and parallel with the centerline of the access ramp to Memorial Bridge, to the point of beginning.
 Said tract is shown on the plat as Parcel No. 1-T and contains 0.580 acres.

**NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT**

RIGHT OF WAY PLAT

PROJECT NO. I-194-4(35)001

MORTON COUNTY

APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

SCALE 1" = 100' DATE 8-18-81

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
SU-1-094(078)	1-1	1 of 1	NONE
MILE 920			



Delta = 16°19'40" (LT)
 D = 6°00'
 R = 955.37'
 T = 332.91'
 L = 271.85'

SEC 31
 T-139 N
 R-80 W

Delta = 13°00' (RT)
 D = 6°00'
 R = 955.37'
 T = 108.85'
 L = 216.67'

NE1/4
 6-138-80
 PARCEL NO. 1-1 0.455 ac
 Quit Claimed to:
 MMSK, LLP
 1771 W. Cavalry Drive
 Bismarck, North Dakota 58504-7710
 7/27/04

Delta = 41°59'40" (RT)
 D = 1°30' (2-200' Sp)
 R = 3819.83'
 T = 1565.24'
 L = 2599.63'
 Yc = 199.99'
 Xc = 1.75'

SEC 6
 T-138 N
 R-80 W

Delta = 15°
 D = 5°30'
 R = 1042.14'
 T = 137.2'
 L = 272.73'

Delta = 31°41'35" (LT)
 D = 5°00'
 R = 1146.3'
 T = 325.37'
 L = 633.86'

Parcel No. 1-1

All that portion of the north 542.42 ft. of the west 647.42 ft. of the NE1/4 of Sec. 6, Twp. 138 W., Rge. 80 N., 5th P.M. lying easterly of the east R/W line of Interstate Highway 94. Tract is shown on the plat as Parcel No. 1-1 and contains 0.455 acres. The legal description was prepared by Dwight Monger, North Dakota Department of Transportation, 608 East Boulevard Avenue, Bismarck, North Dakota, 58505-0700, or obtained from a previously recorded instrument.

This document was originally issued and sealed by Lou Ann Adams, Registration Number LS 4973 on ___/___/___ and the original document is stored at the County Recorders Office

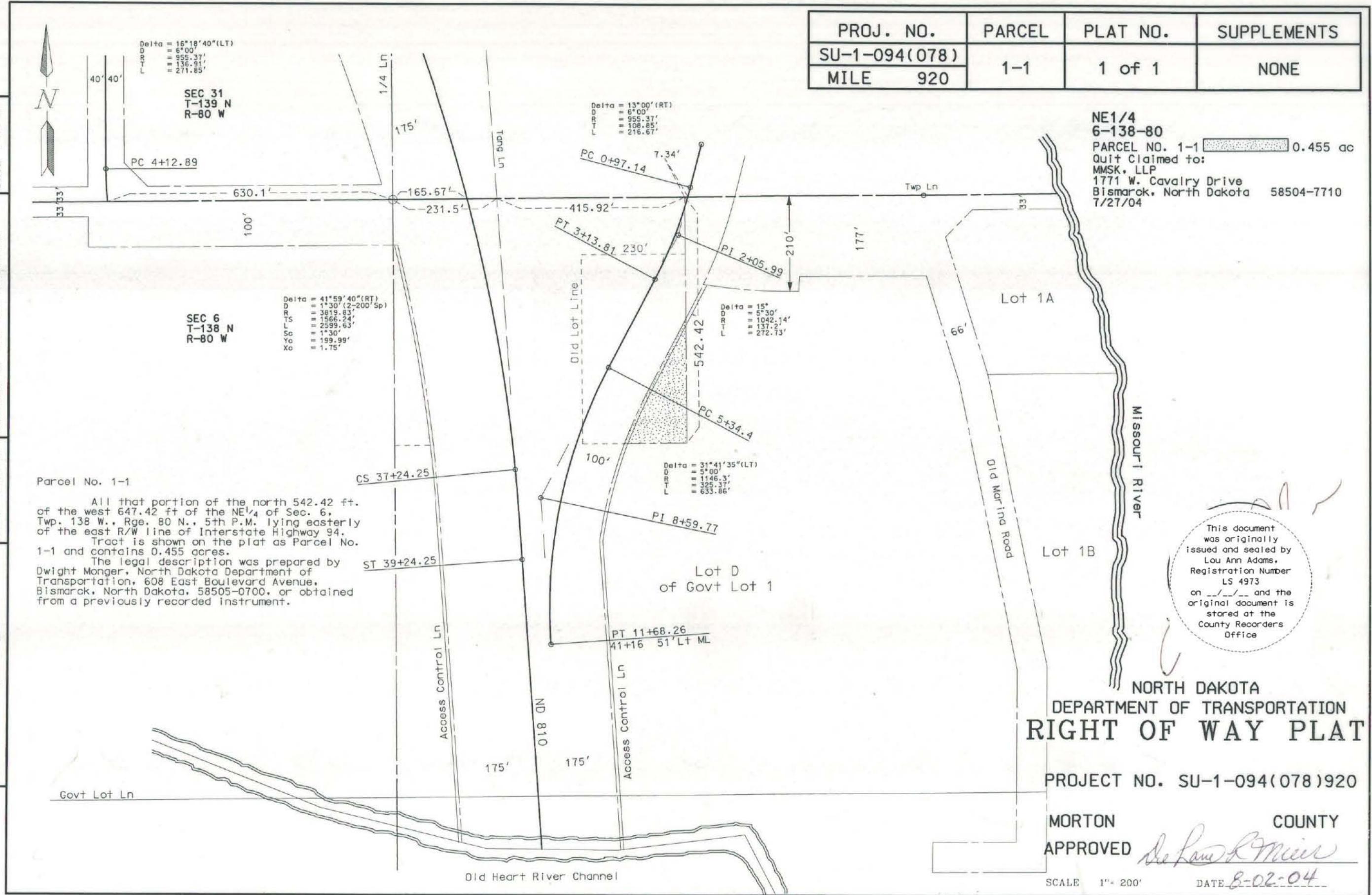
MADE BY Dwight Monger
 DATE 05-24-04
 CHECKED BY Lou Ann Adams RLS
 DATE 7-30-04

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT

PROJECT NO. SU-1-094(078)920

MORTON COUNTY
 APPROVED *DeLore & Miller*

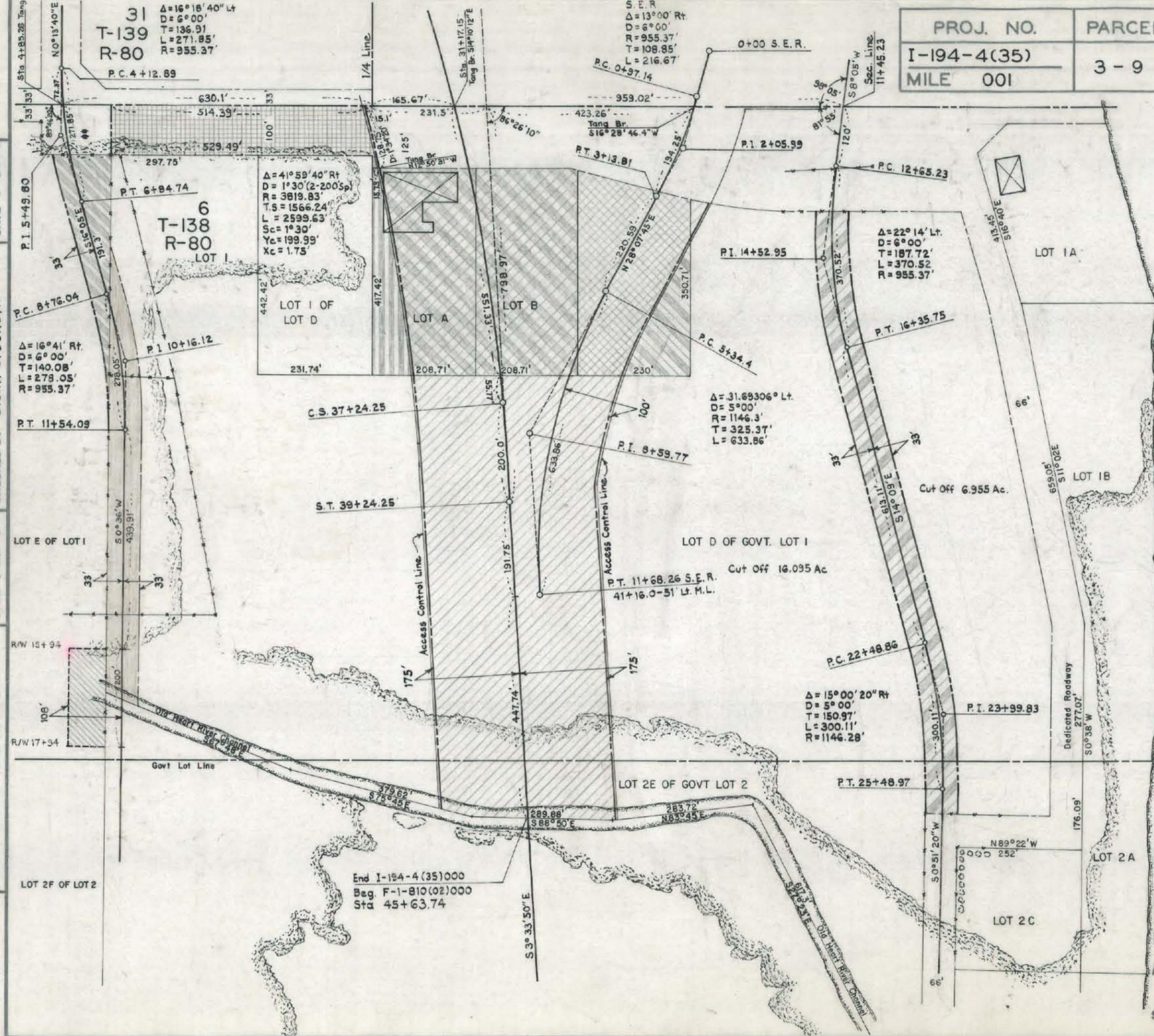
SCALE 1" = 200' DATE 8-02-04



MADE BY Ted Peters
 CHECKED BY Glenn Stockdill
 DATE 5-25-78
 DATE 5-29-78

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	3-9	3 OF 13	THREE
MILE 001			

Parcel No. 5 Revised, 5A Added, 11-27-78, T.P.
 Parcel No. 7 Revised 1-2-79, T.P.
 Parcel No. 5A Eliminated 1-12-79, T.P.
 Parcel No. 5A Added 3-2-79, T.P.
 Parcel No. 3A Added 9-15-83, T.P.
 Parcel No. 7A Added 11-24-82, T.P.



This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. I-194-4(35)001
 MORTON COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

SCALE 1" = 200' DATE 6-6-78

SEC.-6-138-80

LOT E OF LOT 1

Parcel No. 3  0.617 Ac.Georgiana Borden
Mandan, North Dakota
Remaining Acreage 63.293 Ac.Parcel No. 3A  0.34 Ac.Temp. Construction Easement
Owner Same As Parcel No. 3

SEC.-6-138-80

LOT D OF GOVT LOT 1

LOT 2E OF GOVT. LOT 2

Parcel No. 4  7.375 Ac.Laura Borden Cook
James Earl Cook
814 Kingwood Drive NW
Salem, Oregon
Remaining Acreage 25.077 Ac.Parcel No. 5  1.880 Ac.East Service Road
Owner Same As Parcel No. 4
Remaining Acreage 23.197 Ac.

W.14.414ACLOT D OF GOVT LOT 1

Parcel No. 5A  1.190 Ac.West Service Road
Laura Borden Cook
James Earl Cook
814 Kingwood Drive NW
Salem, Oregon
Contract For Deed
Gary Mikkelsen
Al Wolf
William Fiaman
Remaining Acreage 13.224 Ac.

NE 1/4-6-138-80

LOTS A & B

Parcel No. 6  3.474 Ac.W-G-M Company, A Partnership
Bismarck, North Dakota
Remaining Acreage 0.526 Ac.Parcel No. 7  0.526 Ac.Temp. Construction Easement
Owner Same As Parcel No. 6

SEC.-6-138-80

Parcel No. 7A  1.218 Ac.North Dakota State Highway Department
Quit Claim To
City Of Mandan

NE 1/4-6-138-80

(THE N. 542.42' OF THE E. 230.0' OF THE W 647.42')

Parcel No. 8  1.578 Ac.International Brotherhood Of Electrical Workers
Washington, D. C.
Contract For Deed
Terry E. Logan
Stark Co., North Dakota
Remaining Acreage 0.455 Ac.Parcel No. 9  0.455 Ac.Excess Taking
Owner Same As Parcel No. 8

Parcel No. 3

All that portion of Lot E of Lot 1 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 33.0 ft. wide, measured on the westerly side of the following described centerline as surveyed and staked over and across said Lot E of Lot 1:

Said centerline begins at a point a distance of 630.1 ft. west along the north line of said Section 6, thence a distance of 72.37 ft. N 0°13'40" E, more or less, from the northeast corner of the NW¼ of said Section 6, thence from a tangent bearing of S 0°13'40" W running along a 6°00' curve to the left a distance of 271.85 ft., thence S 16°05' E a distance of 191.3 ft., thence along a 6°00' curve to the right until said strip and centerline cross the east line of said Lot E of Lot 1.

Also including all that portion of said Lot E of Lot 1 lying easterly of the above described centerline. Said strip is shown on the plat as Parcel No. 3 and contains 0.617 acres.

Parcel No. 4

All that portion of Lot D of Gov. Lot 1 and Lot 2E of Gov. Lot 2 (except Mikkelson Addition to the city of Mandan, ND) of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 350.0 ft. wide, measured 175.0 ft. on each side of the following described highway centerline as surveyed and staked over and across said Lot D of Gov. Lot 1 and Lot 2E of Gov. Lot 2:

Said strip and centerline begin on the north line of said Section 6, where said centerline is located 165.67 ft. east of the northeast corner of the NW¼ of said Section 6, thence from a tangent bearing of S 14°10'12" E running along a 1°30' curve to the right a distance of 607.1 ft., thence along a 200.0 ft. spiral of a 1°30' curve to the right a distance of 200.0 ft., thence S 3°33'50" E a distance of 639.49 ft., more or less, until said strip and centerline cross the centerline of the Old Heart River Channel.

Also including all that portion of said Lot D of Gov. Lot 1 lying within a strip of land 100.0 ft. wide lying on the easterly side of the following described centerline, beginning at a point a distance of 654.76 ft. east along the north line of said Section 6, from the north ¼ corner of said Section 6, thence from a tangent bearing of S 16°28'46.4" W running along a 6°00' curve to the right a distance of 194.25 ft., thence S 28°07'45" W a distance of 220.59 ft., thence along a 5°00' curve to the left until said strip intersects the easterly 125.0 ft. of the above described highway centerline.

Excepting all that portion lying within Lot A, Lot B and all that portion lying within the north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of the NE¼ of said Section 6.

Said strip is shown on the plat as Parcel No. 4 and contains 7.375 acres.

Also including all right of access being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 5

All that portion of Lot D of Government Lot 1 and all that portion of Lot 2E of Government Lot 2 (except Mikkelson Addition to the city of Mandan, ND) of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 66.0 ft. wide lying 33.0 ft. on each side of the following described service road centerline as surveyed and staked over and across said Lot D of Government Lots 1 and 2E of Government Lot 2.

Said strip and centerline begin on the north line of said Section 6 where said centerline is located 959.02 ft. east of the northeast corner of the NW¼ of said Section 6, thence running S 8°05' W along said service road centerline a distance of 120.0 ft., thence along a 6°00' curve to the left a distance of 370.52 ft., thence S 14°09' E a distance of 613.11 ft., thence along a 5°00' curve to the right a distance of 300.11 ft., thence S 0°51'20" W until said strip and centerline cross the northerly limits of a Dedicated Roadway.

Said strip is shown on the plat as Parcel No. 5 and contains 1.880 acres, excepting all that portion previously acquired or lying within 33.0 ft. of the section line.

Parcel No. 5A

All that portion of Lot D of Government Lot 1 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 66.0 ft. wide, measured 33.0 ft. on each side of the following described service road centerline as surveyed and staked over and across said Lot D of Government Lot 1:

Said centerline begins at a point a distance of 630.1 ft. west along the north line of said Sec. 6, thence a distance of 72.37 ft. N 0°13'40" E, more or less, from the northeast corner of the NW¼ of Sec. 6, thence from a tangent bearing of S 0°13'40" W running along a 6°00' curve to the left a distance of 271.85 ft., thence S 16°05' E a distance of 191.3 ft., thence along a 6°00' curve to the right a distance of 278.05 ft., thence S 0°36' W along a line 33.0 ft. east of and parallel with the west line of said Lot D of Government Lot 1 until said strip and centerline cross the centerline of the Old Heart River Channel.

Said strip is shown on the plat as Parcel No. 5A and contains 1.190 acres, excepting all that portion previously acquired or lying within 33.0 ft. of the section line.

Parcel No. 6

All of Lots A and B located in the NE¼ of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M.

Excepting all that portion of said Lot A lying westerly of a strip of land 175.0 ft. wide located on the westerly side of the following described highway centerline as surveyed and staked over and across said Lot A.

Said strip and centerline begin on the north line of said Section 6, where said centerline is located 165.67 ft. east of the northwest corner of the NE¼ of said Section 6, thence from a tangent bearing of S 14°10'12" E running along a 1°30' curve to the right a distance of 551.33 ft., more or less, until said strip crosses the south line of said Lot A.

Said strip is shown on the plat as Parcel No. 6 and contains 3.474 acres, excepting all that portion previously acquired or lying within 33.0 ft. of the section line.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 7

All that portion of Lot A lying in the NE $\frac{1}{4}$ of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying westerly of a strip of land 175.0 ft. wide, measured on the westerly side of the following described highway centerline as surveyed and staked over and across said Lot A:

Said strip and centerline begin on the north line of said Section 6 where said centerline is located 165.67 ft. east of the northwest corner of said NE $\frac{1}{4}$; thence from a tangent bearing of S 14°10'12" E running along a 1°30' curve to the right a distance of 551.33 ft., more or less, until said strip crosses the south line of said Lot A.

Said tract is shown on the plat as Parcel No. 7 and contains 0.526 acres, excepting all that portion previously acquired.

Parcel No. 8

All that portion of the north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of the NE $\frac{1}{4}$ of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M.

Excepting all that portion lying southeasterly of a strip of land 100.0 ft. wide lying on the southeasterly side of the following described ramp centerline as surveyed and staked over and across said north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of said NE $\frac{1}{4}$.

Said strip and centerline begin on the north line of said NE $\frac{1}{4}$ where said centerline is located 654.76 ft. east of the northwest corner of said NE $\frac{1}{4}$, thence from a tangent bearing of S 16°28'46.4" W running along a 6°00' curve to the right a distance of 194.25 ft., thence S 28°07'45" W a distance of 220.59 ft., thence along a 5°00' curve to the left until said strip crosses the south line of said north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of said NE $\frac{1}{4}$.

Said strip is shown on the plat as Parcel No. 8 and contains 1.578 acres, excepting all that portion previously acquired or lying within 33.0 ft. of the section line.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 9

All that portion of the north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of the NE $\frac{1}{4}$ of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying southeasterly of a strip of land 100.0 ft. wide, measured on the southeasterly side of the following described ramp centerline as surveyed and staked over and across said north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of the NE $\frac{1}{4}$.

Said strip and centerline begin on the north line of said NE $\frac{1}{4}$ where said centerline is located 654.76 ft. east of the northwest corner of said NE $\frac{1}{4}$; thence from a tangent bearing of S 16°28'46.4" W running along a 6°00' curve to the right a distance of 194.25 ft., thence S 28°07'45" W 220.59 ft., thence along a 5°00' curve to the left until said strip crosses the south line of said north 542.42 ft. of the east 230.0 ft. of the west 647.42 ft. of said NE $\frac{1}{4}$.

Said tract is shown on the plat as Parcel No. 9 and contains 0.455 acres.

Parcel No. 3A

All that portion of Lot E of Government Lot 1 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on the westerly side of the following described highway centerline as surveyed and staked over and across said Section 6.

Said centerline begins at a point a distance of 630.1 ft. west along the north line of said Section 6; thence a distance of 72.37 ft. N 0°13'40"E, more or less, from the northeast corner of the NW $\frac{1}{4}$ corner of said Section 6; where said strip is 33.0 ft. wide, thence from a tangent bearing of S 0°13'40"W running along a 6°00' curve to the left a distance of 271.85 ft.; thence S 16°05'E a distance of 191.3 ft., thence along a 6°00' curve to the right a distance of 278.05 ft., thence S 0°36'W along a line 33.0 ft. east of and parallel with the east line of said Lot E of Government Lot 1 a distance of 439.91 ft., more or less, to a point where said strip changes to 108.0 ft. in width, thence continuing S 0°36'W a distance of 200.0 ft.

Excepting all that portion lying within 33.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 3A and contains 0.34 acres.

Parcel No. 7A

A tract of land lying in Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point on the north line of said Section 6, said point being 15.1 ft. west of the north quarter corner of said Section 6, thence running west along the north line of said Section 6 a distance of 514.39 ft., thence south a distance of 100.0 ft. to the northwest corner of Lot D of Government Lot 1 of said Section 6, thence east along a line 100.0 ft. south of and parallel with the north line of said Section 6 a distance of 529.49 ft. to the northeast corner of Lot 1 of Lot D of Government Lot 1, thence south along the east line of said Lot 1 of Lot D of Government Lot 1 a distance of 25.0 ft. to the northwest corner of Lot A of Government Lot 1 of the NE $\frac{1}{4}$ of said Section 6, thence east along the north line of said Lot A of Government Lot 1 of the NE $\frac{1}{4}$ a distance of 15.73 ft., more or less, to a point on the westerly right of way line of Highway 1194, thence northwesterly along the westerly right of way line of said Highway 1194 along a 1°34'20" curve to the left to the point of beginning.

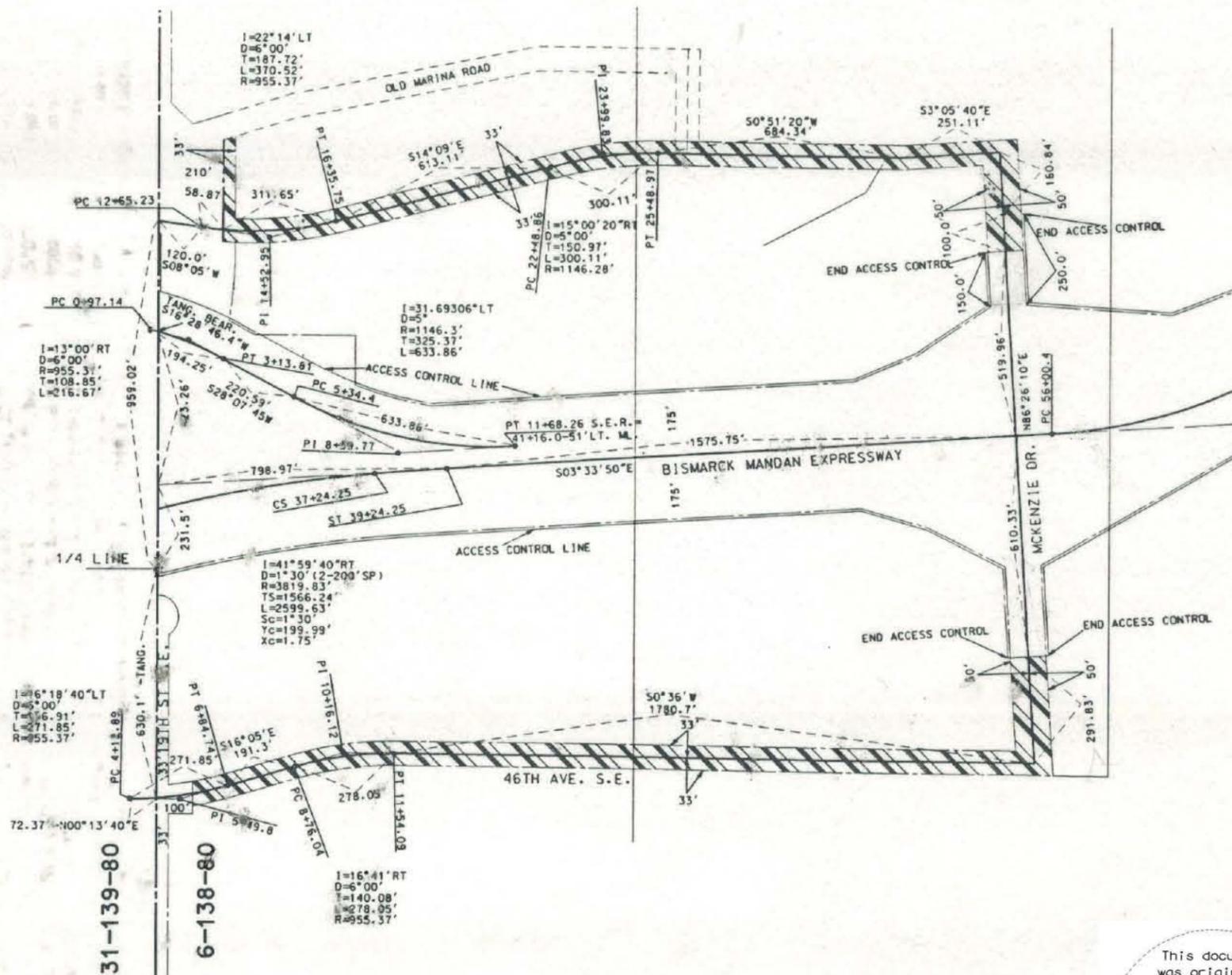
Said tract is shown on the plat as Parcel No. 7A and contains 1.218 acres.

Reserving to the grantor all right of access to and from the highway right of way as shown on the right of way plat.

Recorded 3/18/98

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
I-194-4(35)	3A-1	3A OF 13	ONE
MILE 001			

DATE
CHECKED BY TED PETERS
DATE
MADE BY WAYNE CHRISTENSEN



N1/2 6-138-80
 PARCEL NO. 3A-1 8.30 ac
 NORTH DAKOTA DEPT. OF TRANSPORTATION
 QUIT CLAIM TO: CITY OF MANDAN
 MANDAN N.D.
 3/9/98

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT

PROJECT NO. I-194-4(35)001

MORTON COUNTY
 APPROVED *Dave E. Leftwich*

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

SCALE 1"=400' DATE 3/17/98

Parcel No. 3A-1

All that portion of the N½ of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on each side of the following-described centerline as surveyed and staked over and across said N½.

Said strip and centerline begin where said centerline is located 630.1 ft. west along the section line and N00°13'40"E 72.37 ft. from the south ¼ corner of Sec. 31, Twp. 139 N., Rge. 80 W., where said strip is 66.0 ft. wide, lying 33.0 ft. on each side of said centerline, thence from a tangent bearing of S00°13'40"W running along a 6°00' curve to the left 271.85 ft., thence S16°05'E 191.3 ft., thence along a 6°00' curve to the right 278.05 ft., thence S00°36'W 1,780.7 ft., more or less, to a point where said strip changes to 100.0 ft. in width, lying 50.0 ft. on each side of said centerline, thence N86°26'10"E 291.83 ft., excepting the north 100.0 ft. of said Sec. 6 lying within the above-described strip.

Also including all that portion of said N½ lying within a strip of land measured on each side of the following-described centerline as surveyed and staked over and across said N½ said strip and centerline begin where said centerline is located 959.02 ft. east along the section line from the south ¼ corner of Sec. 31, Twp. 139 N., Rge. 80 W., where said strip is 66.0 ft. wide lying 33.0 ft. on each side of said centerline, thence running S08°05'W 120.0 ft., thence along a 6°00' curve to the left 370.52 ft., thence S14°09'E 613.11 ft., thence along a 5°00' curve to the right 300.11 ft., thence S00°51'20"W 684.34 ft., thence S03°05'40"E 251.11 ft., more or less, to a point where said strip changes to 100.0 ft. in width lying 50.0 ft. on each side of said centerline, thence S86°26'10"W 260.84 ft., excepting the north 177.0 ft. of said N½ lying within the above-described strip.

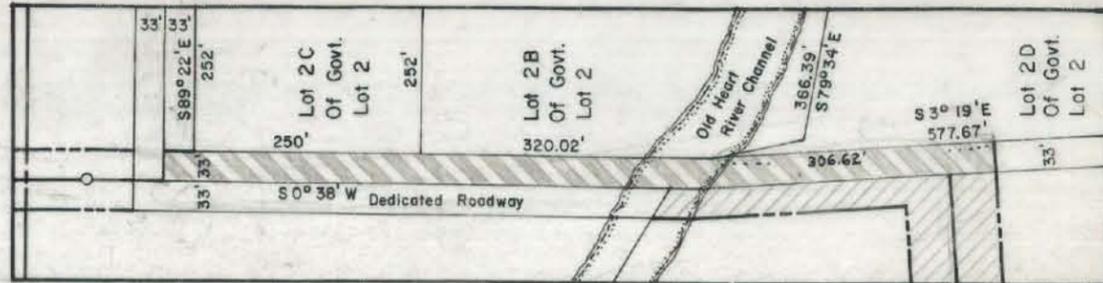
Also including the south 33.0 ft. of the north 210.0 ft. lying between the above-described strip and westerly limits of Old Marina Road.

Said strip is shown on the plat as Parcel No. 3A-1 and contains 8.30 acres, reserving onto the grantor all right of access to and from the right of way as shown on the right of way plat.



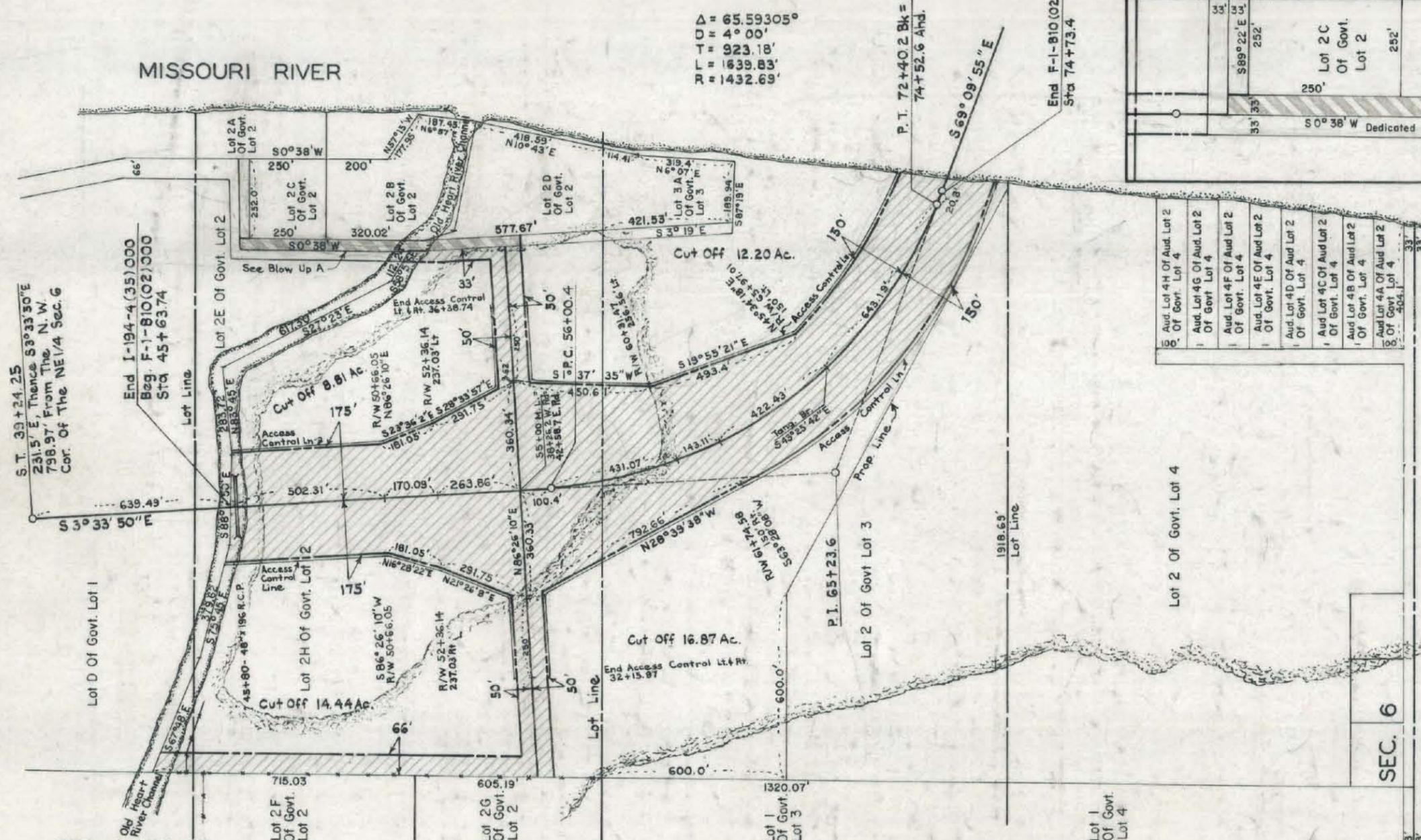
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
F-1-810(02)	10	4 OF 13	ONE
MILE 000			

Parcel No. 10 Access Control Revised 12-7-78, T.P.



BLOW-UP A
Scale 1" = 200'

MADE BY Ted Peters
DATE 5-2-78
CHECKED BY Glenn Stockdill
DATE 6-1-78



$\Delta = 65.59305^\circ$
 $D = 4^\circ 00'$
 $T = 923.18'$
 $L = 1639.83'$
 $R = 1432.69'$

S.T. 39+24.25
 231.5' E, Thence S8°33'50"E
 738.97', From The N.W.
 Cor. Of The NE1/4 Sec. 6

End I-194-4(35)000
 Beg. F-1-810(02)000
 Sta. 45+63.74

SEC-6-138-80
 LOT D OF GOVT. LOT 1
 (S. OF OLD HEART RIVER CHANNEL)
 LOT 2H OF GOVT. LOT 2
 LOT 2 OF GOVT. LOT 3
 (EXCEPT S. OF A LINE, BEG. 600' S. OF
 THE NW CORNER THENCE E. 600'
 THENCE SE TO THE SE CORNER)
 Parcel No 10 30.08 Ac.
 Old Heart Properties, A Partnership
 Box 100
 Mandan, North Dakota
 Remaining Acreage 52.32 Ac.

SEC-6-138-80
 (33' STRIP W. OF, ADJACENT TO & PARALLEL WITH
 THE W. LINE OF LOT 2C OF GOVT. LOT 2,
 LOT 2B OF GOVT. LOT 2 & LOT 2D OF GOVT. LOT 2)
 Parcel No 10A 0.69 Ac.
 Irene R. Ricker
 Route #3
 Marina Road
 Mandan, North Dakota
 Remaining Acreage 0.71 Ac.

This document
 was originally
 issued and sealed by
 Robert E. King,
 Registration Number
 LS 1001
 on ___/___/___ and the
 original document is
 stored at the
 County Recorders
 Office

NORTH DAKOTA
STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. F-1-810(02)000
 MORTON COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

Parcel No. 10

All that portion of Lot 2H of Gov. Lot 2 and Lot 2 of Gov. Lot 3 of Sec. 6, Twp 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on each side of the following described highway centerline as surveyed and staked over and across said Lot 2H of Gov. Lot 2 and Lot 2 of Gov. Lot 3:

Said strip and centerline begin on the centerline of the Old Heart River Channel, being the north line of said Lot 2H of Gov. Lot 2 where said centerline is located east a distance of 231.5 ft. and S 3°33'50" E a distance of 1438.46 ft. from the northwest corner of the NE¼ of said Section 6; where said strip is 350.0 ft. wide lying 175.0 ft. on each side of centerline, thence running S 3°33'50" E a distance of 1036.66 ft., more or less, to a point where said strip changes to 300.0 ft. in width lying 150.0 ft. on each side of said centerline, thence along a 4°00' curve to the left a distance of 1639.8 ft., thence S 69°09'55" E until said strip and centerline cross the west bank of the Missouri River.

Also including all that portion of said Lot 2H of Gov. Lot 2 and Lot 2 of Gov. Lot 3 bounded and described as follows:

Beginning at a point a distance of 231.5 ft. east along the section line and a distance of 1940.77 ft. S 3°33'50" E, more or less, from the northwest corner of the NE¼ of said Section 6, thence running N 86°26'10" E a distance of 175.0 ft., thence S 23°36'02" E a distance of 181.05 ft., thence S 29°33'57" E a distance of 291.75 ft., thence N 86°26'10" E a distance of 9.62 ft., thence S 1°37'35" W a distance of 450.61 ft., thence S 19°55'21" E a distance of 493.4 ft., thence S 45°34'18" W a distance of 150.0 ft., more or less, to the center to the proposed highway centerline, thence from a tangent bearing of N 43°25'42" W running along a 4°00' curve to the right a distance of 422.43 ft., thence S 63°28'08" W a distance of 150.0 ft., thence N 28°39'38" W a distance of 792.66 ft., thence N 21°26'08" E a distance of 291.75 ft., thence N 16°28'22" E a distance of 181.05 ft., thence N 86°26'10" E a distance of 175.0 ft., more or less, to the point of beginning.

Also including all that portion of said Lot 2H of Gov. Lot 2, lying within a strip of land 100.0 ft. wide lying 50.0 ft. on each side of the following proposed access road centerline as surveyed and staked over and across said Lot 2H of Gov. Lot 2, beginning at a point a distance of 231.5 ft. east along the section line, thence a distance of 2374.72 ft. S 30°33'50" E, thence S 86°26'10" W to the west line of said Lot 2H of Gov. Lot 2 (common to the east line of Lot 2G of Gov. Lot 2) from the northwest corner of the NE¼ of said Section 6, thence running N 86°26'10" E until said strip crosses the east line of said Lot 2H of Gov. Lot 2 (common to the west line of Lot 2D of Gov. Lot 2).

Also including the east 33.0 ft. of said Lot 2H of Gov. Lot 2 lying southerly of the Old Heart River Channel and northerly of the following described access road centerline as surveyed and staked beginning at a point a distance of 231.5 ft. east along the section line and a distance of 2374.72 ft. S 3°33'50" E, more or less, from the northwest corner of the NE¼ of said Section 6, thence running N 86°26'10" E until said centerline crosses the east line of said Lot 2H of Gov. Lot 2.

Also including the west 66.0 ft. of said Lot 2H of Gov. Lot 2 lying northerly of the following described access road centerline as surveyed and staked, beginning at a point a distance of 231.5 ft. east along the section line and a distance of 2374.72 ft. S 3°33'50" E, more or less, from the northwest corner of the NE¼ of said Section 6, thence running S 86°26'10" W until said centerline crosses the west line of said Lot 2H of Gov. Lot 2.

Also including the west 66.0 ft. of Lot D of Gov. Lot 1 of said Section 6 lying southerly of the Old Heart River Channel.

Said tract is shown on the plat as Parcel No. 10 and contains 30.08 acres.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner shall retain the right of access to any adjacent access road which may be constructed as shown on the right of way plat.

Parcel No. 10A

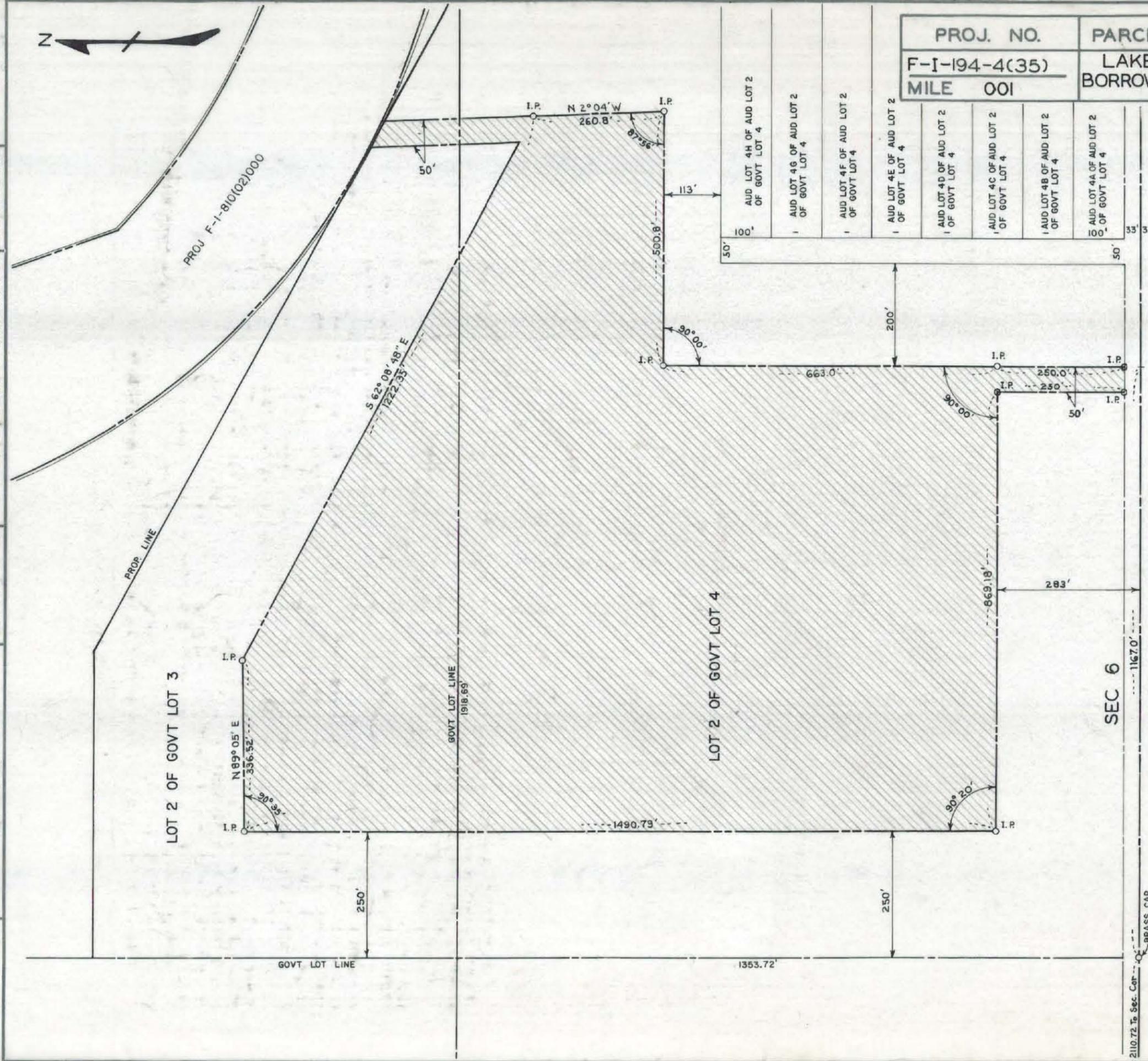
All that portion of a 33.0 ft. strip of land lying adjacent to and parallel with the west line of Lots 2C, 2B and 2D of Government Lot 2 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 33.0 ft. wide, measured on the westerly side of the following described lot line as surveyed and staked over and across said Section 6:

Said lot line begins a distance of 33.0 ft. N 0°38'E, more or less, from the northwest corner of said Lot 2C of Government Lot 2, thence running S 0°38'W along the west line of said Lots a distance of 603.02 ft., thence S 3°19'E along the west line of said Lots a distance of 306.62 ft.

Said strip is shown on the plat as Parcel No. 10A and contains 0.69 acres.



MADE BY **Ted Peters** DATE **8-30-79** CHECKED BY **Leonard Christensen** DATE **8-31-79**



PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
F-I-194-4(35)	LAKE BORROW C	4 A OF 13	ONE
MILE 001			

Parcel No. Lake Borrow C Quit Claimed 12-2-81 T.P.

SEC-6-138-80
 (LOT 2 OF GOVT LOT 3 & LOT 2 OF GOVT LOT 4)
 Parcel No. Lake Borrow C 34.8 Ac.
 Clara Higgins
 Mandan, North Dakota
 Remaining Acreage 33.8 Ac.
 North Dakota State Highway Department
 Quit Claimed Lake Borrow C, 34.8 Ac. To
 William Higgins, Mandan, North Dakota
 December 2, 1981

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
STATE HIGHWAY DEPARTMENT
TRACT PLAT

PROJECT NO. F-I-194-4(35)001

MORTON COUNTY

APPROVED *Robert E. King*
RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 8-31-79

SEC 6

SEC 7

BRASS CAP
2110.72 To Sec. Cor

Parcel Lake Borrow C

A tract of land lying in Lot 2 of Government Lot 3 and Lot 2 of Government Lot 4 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point, marked by an iron pin, east a distance of 3277.72 ft., thence north a distance of 33.0 ft., from the southwest corner of said Section 6, thence running west a distance of 50.0 ft. to an iron pin, thence north a distance of 250.0 ft. to an iron pin, thence west along a line 283.0 ft. north of and parallel with the south line of said Section 6, a distance of 869.18 ft. to an iron pin, thence northerly along a line 250.0 ft. east of and parallel with the west line of said Lot 2 of Government Lot 4 and Lot 2 of Government Lot 3, a distance of 1490.79 ft. to an iron pin, thence N 89°05'E a distance of 336.52 ft., to an iron pin, thence S 62°08'48"E a distance of 1222.35 ft. to an iron pin, thence S 2°04'E a distance of 260.8 ft., more or less, to an iron pin, said pin being 113.0 ft. north of the north line of Auditor's Lot 4H of Auditor's Lot 2 of Government Lot 4, thence west along a line 113.0 ft. north of and parallel with the north line of said Auditor's Lot 4H of Auditor's Lot 2 of Government Lot 4, a distance of 500.8 ft. to an iron pin, thence south along a line 250.0 ft. west of and parallel with the west line of Auditor's Lot 2 of Government Lot 4, a distance of 913.0 ft., more or less, to the point of beginning.

Also including all that portion of said Lot 2 of Government Lot 3 and Lot 2 of Government Lot 4 lying within a strip of land 50.0 ft. wide located on the westerly side of the following described line as surveyed and staked.

Beginning at a point, marked by an iron pin, east a distance of 3277.72 ft., thence north a distance of 946.0 ft., thence east a distance of 500.08 ft., thence N 2°04'W a distance of 260.8 ft. from the southwest corner of said Section 6, thence running N 2°04'W until said strip crosses the southerly limits of Highway Project F-1-810(02)000.

Said tract is shown on the plat as Parcel No. Lake Borrow C and contains 34.8 acres.

Parcel No 10D Added 5-19-81 T.P.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810 (01)	10B-10D	4B OF 13	ONE
MILE 002			

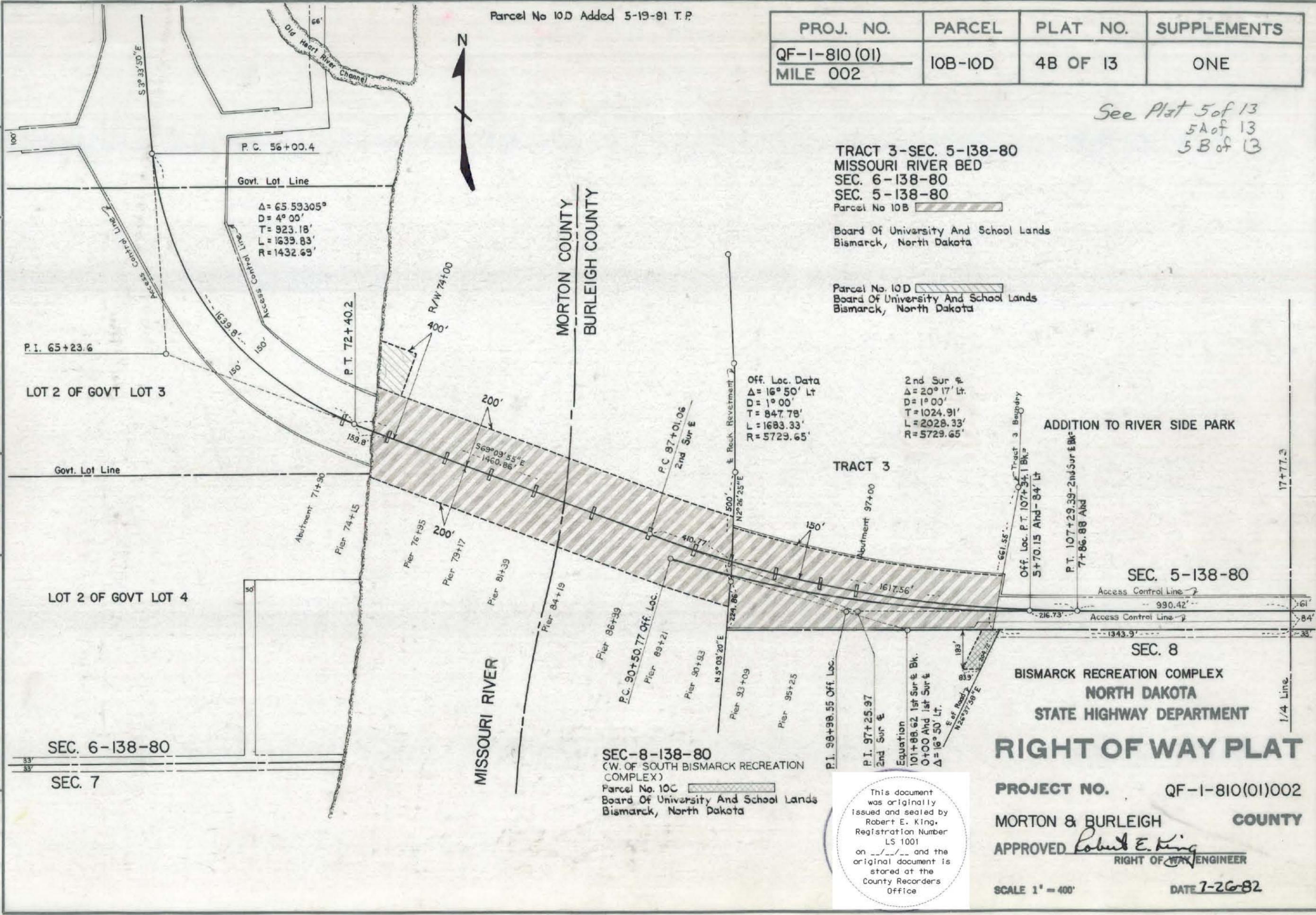
See Plat 5 of 13
5A of 13
5B of 13

TRACT 3-SEC. 5-138-80
MISSOURI RIVER BED
SEC. 6-138-80
SEC. 5-138-80
Parcel No 10B

Board Of University And School Lands
Bismarck, North Dakota

Parcel No. 10D
Board Of University And School Lands
Bismarck, North Dakota

MADE BY Ted Peters
DATE 6-19-80
CHECKED BY
DATE 6-19-80



RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002
MORTON & BURLEIGH COUNTY
APPROVED *Robert E. King*
RIGHT OF WAY ENGINEER

SCALE 1" = 400' DATE 7-26-82

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

SEC-8-138-80
(W. OF SOUTH BISMARCK RECREATION COMPLEX)
Parcel No. 10C
Board Of University And School Lands
Bismarck, North Dakota

SEC. 5-138-80
ADDITION TO RIVER SIDE PARK
SEC. 8
BISMARCK RECREATION COMPLEX
NORTH DAKOTA
STATE HIGHWAY DEPARTMENT

Parcel No. 10B

All that portion of the Missouri River bed and area described as Tract 3 of Sec. 6, Twp. 138 N., Rge. 80 W., 5th P.M., and Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land, measured on each side of the following described highway centerline as surveyed and staked over and across said Missouri River bed and area described as Tract 3 of said Sections 6 and 5:

Said strip and centerline begin where said centerline is located 84.0 ft. north of the south $\frac{1}{4}$ corner of said Section 5; where said strip is 150.0 ft. wide, lying on the northerly side of said centerline, thence running west along a line 84.0 ft. north of and parallel with the south line of said Section 5 a distance of 990.42 ft., thence along a $1^{\circ}00'$ curve to the right a distance of 1617.56 ft., more or less, to the west line of area described as Tract 3 (centerline of Rock Revetment), where said strip changes to 400.0 ft. in width, lying 200.0 ft. on each side of said highway centerline, thence continuing along said $1^{\circ}00'$ curve to the right a distance of 410.72 ft., thence N $69^{\circ}09'55''$ W until said strip and centerline cross the west line of said Missouri River bed.

Also including all that portion of said Tract 3 lying southerly of the above described centerline. Said strip is shown on the plat as Parcel No. 10B.

Parcel No. 10C

A tract of land lying west of the south Bismarck, North Dakota, Recreation Complex in Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 1343.39 ft. west along the north line of said Section 8, more or less, from the northeast corner of the NW $\frac{1}{4}$ of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., thence running S $26^{\circ}37'58''$ W a distance of 204.72 ft., thence west along a line 183.0 ft. south of and parallel with the north line of said Section 8 a distance of 83.9 ft., thence N $26^{\circ}37'58''$ E a distance of 204.72 ft., more or less, to a point on the north line of said Section 8, thence east along the north line of said Section 8 a distance of 83.9 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 10C.

Parcel No. 10D

All that portion of Sec. 6 (lying easterly of the west bank of the Missouri River) Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on the northerly side of the following described highway centerline as surveyed and staked over and across said Sec. 6 (lying easterly of the west bank of the Missouri River):

Said strip and centerline begin where said centerline is located a distance of 84.0 ft. north of the south $\frac{1}{4}$ corner of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., where said strip is 200.0 ft. wide, thence running west along a line 84.0 ft. north of and parallel with the south line of said Section 5 a distance of 990.42 ft., thence along a $1^{\circ}00'$ curve to the right a distance of 2028.33 ft., thence N $69^{\circ}09'55''$ W a distance of 1301.06 ft., more or less, to a point where said strip changes to 400.0 ft. in width, thence continuing N $69^{\circ}09'55''$ W until said strip and centerline cross the west bank of the Missouri River.

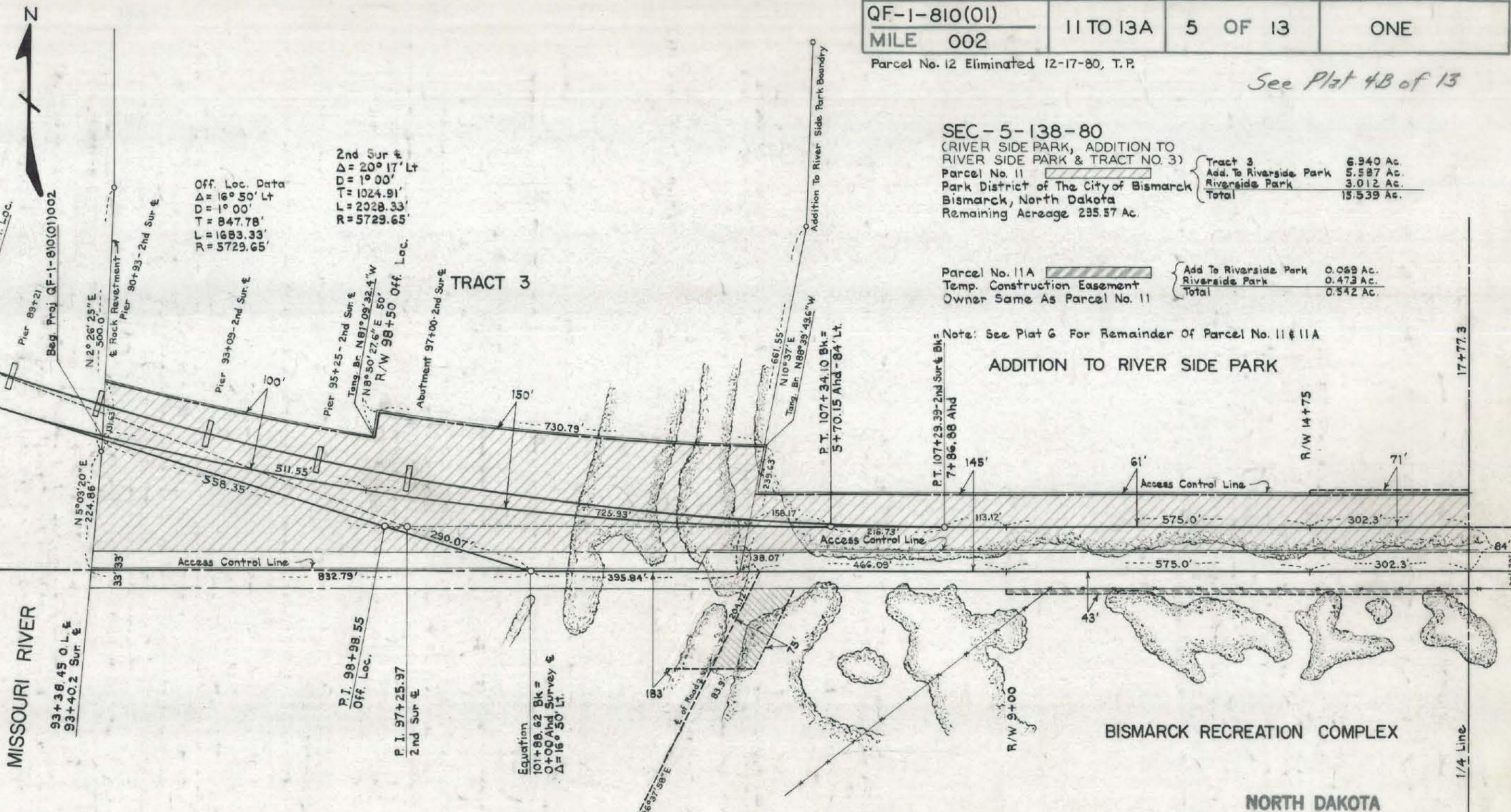
Excepting all that portion lying within 200.0 ft. of the above described highway centerline. Said strip is shown on the plat as Parcel No. 10D.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	11 TO 13A	5 OF 13	ONE
MILE 002			

Parcel No. 12 Eliminated 12-17-80, T.P.

See Plat 4B of 13

MADE BY Ted Peters
 CHECKED BY Leonard Christensen
 DATE 2-3-78
 DATE 2-13-77



SEC - 5 - 138 - 80
 (RIVER SIDE PARK, ADDITION TO RIVER SIDE PARK & TRACT NO. 3)
 Parcel No. 11 [Hatched] Tract 3 6.940 Ac.
 Add. To Riverside Park 5.587 Ac.
 Riverside Park 3.012 Ac.
 Total 15.539 Ac.
 Park District of The City of Bismarck
 Bismarck, North Dakota
 Remaining Acreage 295.57 Ac.

Parcel No. 11A [Hatched] Add To Riverside Park 0.069 Ac.
 Temp. Construction Easement Riverside Park 0.473 Ac.
 Owner Same As Parcel No. 11 Total 0.542 Ac.

Note: See Plat 6 For Remainder Of Parcel No. 11 & 11A

ADDITION TO RIVER SIDE PARK

SEC - 8 - 138 - 80
 (BISMARCK RECREATION COMPLEX)
 Parcel No. 13 [Hatched] 0.289 Ac.
 Temp. Construction Easement
 Park District of The City of Bismarck
 Bismarck, North Dakota

Parcel No. 13A [Hatched] 0.287 Ac.
 Temp. Construction Easement (Fence Adjustment)
 Owner Same As Parcel No. 13

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on 2/14/78 and the original document is stored at the County Recorders Office

NORTH DAKOTA STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002
 BURLEIGH COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

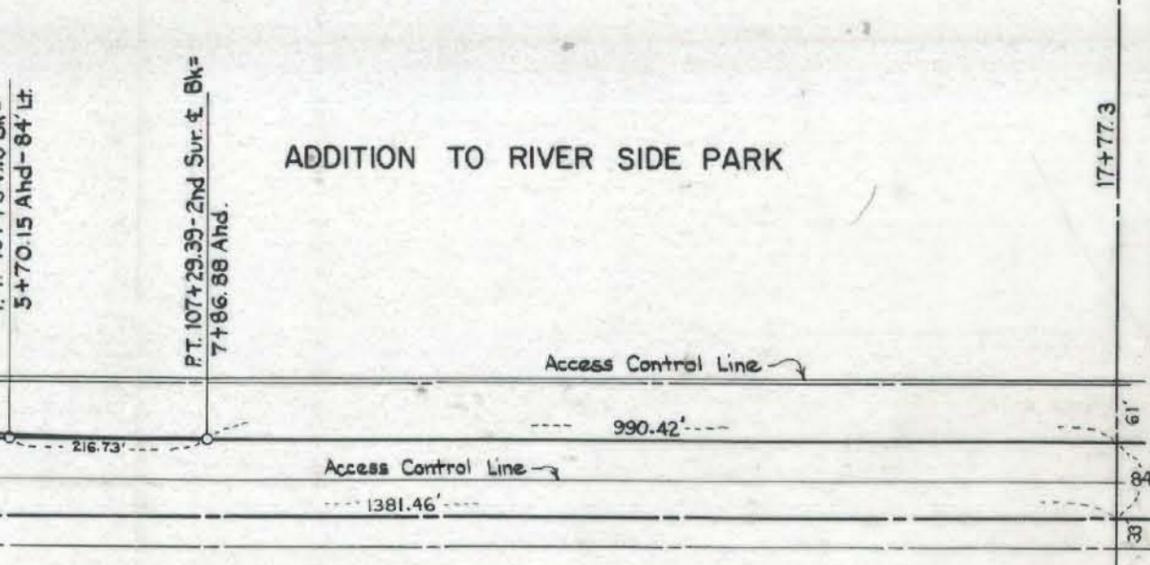
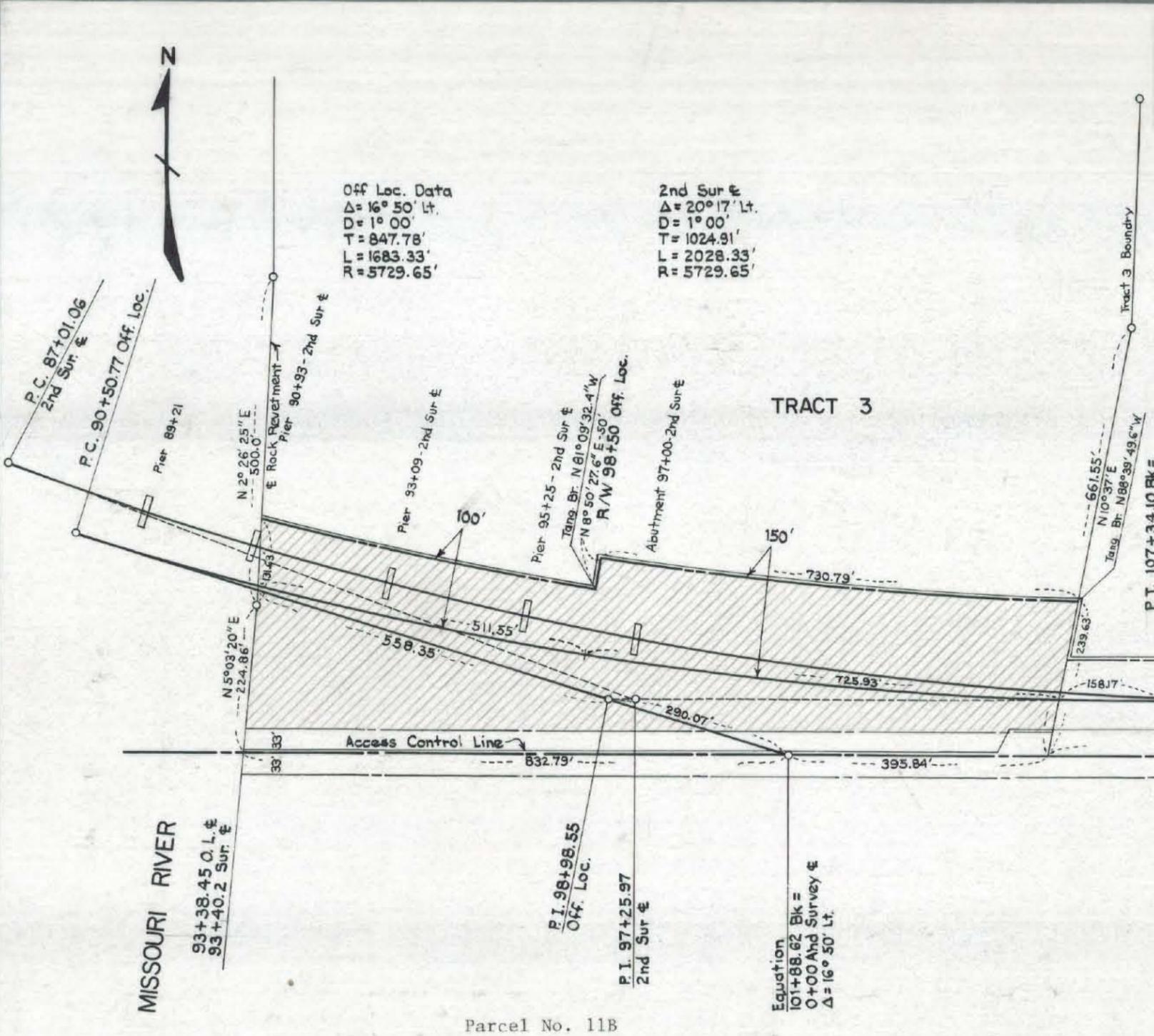
SCALE 1" = 200' DATE 2-14-78

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	11B	5A OF 13	NONE
MILE 002			

See Plat 5B of 13 for Additional

SEC-5-138-80
 (TRACT NO. 3)
 Parcel No. 11B 6.940 Ac.
 North Dakota State Highway Department
 Quit Claim To
 Park District of The City Of Bismarck
 Bismarck, North Dakota

MADE BY Ted Peters
 DATE 5-20-81
 CHECKED BY
 DATE



All that portion of Sec. 5, (shown on the plat of record as Tract No. 3) Twp. 138 N., Rge. 80 W., 5th P.M., bounded and described as follows:
 Beginning at a point a distance of 1381.46 ft. west along the section line, more or less, from the southeast corner of the SW $\frac{1}{4}$ of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., said point being the true point of beginning, thence running N 10°37'E a distance of 239.63 ft., thence from a tangent bearing of N 88°39'49.6"W running along a curve with a radius of 5579.65 ft. to the right a distance of 730.79 ft., thence S 8°50'27.6"W a distance of 50.0 ft., thence from a tangent bearing of N 81°09'32.4"W running along a curve with a radius of 5629.65 ft. to the right until said curve intersects the westerly limits of Tract 3, thence S 2°26'25"W along the westerly limits of said Tract 3 a distance of 131.63 ft., thence S 5°03'20"W along said westerly limits of said Tract 3 a distance of 224.86 ft., more or less, to a point on the south line of said Sec. 5 (Tract 3), thence east along the south line of said Sec. 5 (Tract 3) a distance of 1228.63 ft., more or less, to the point of beginning.
 Said strip is shown on the plat as Parcel No. 11B and contains 6.940 acres, excepting all that portion lying within 33 ft. of the section line.

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

BISMARCK RECREATION COMPLEX

**NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
 RIGHT OF WAY PLAT**

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

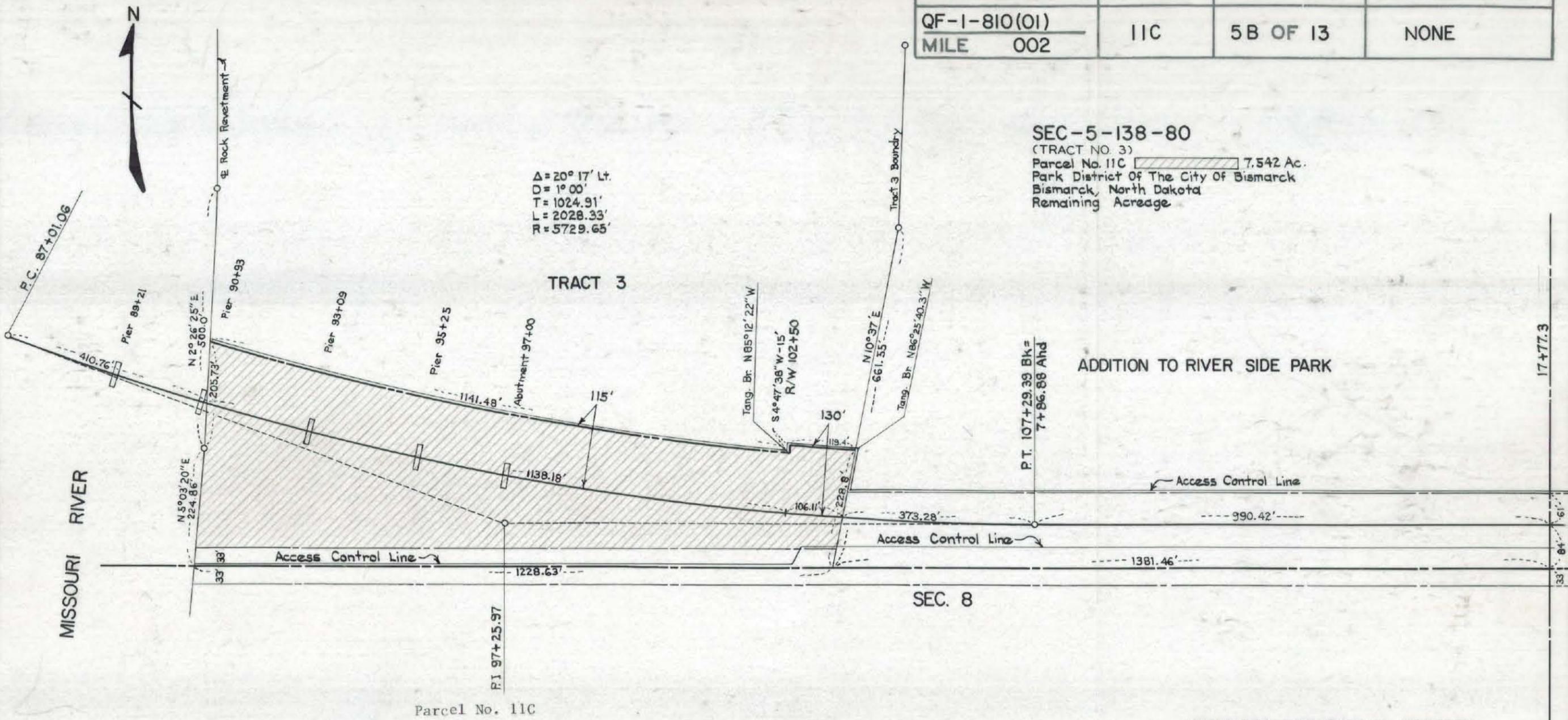
APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

SCALE 1" = 200' DATE 6-12-81

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	IIC	5 B OF 13	NONE
MILE 002			

SEC-5-138-80
 (TRACT NO. 3)
 Parcel No. 11C 7.542 Ac.
 Park District Of The City Of Bismarck
 Bismarck, North Dakota
 Remaining Acreage

MADE BY Ted Peters
 DATE 5-21-81
 CHECKED BY
 DATE



$\Delta = 20^\circ 17' Lt.$
 $D = 1^\circ 00'$
 $T = 1024.91'$
 $L = 2028.33'$
 $R = 5729.65'$

All that portion of Sec. 5 (shown on the plat of record as Tract No. 3), Twp. 138 N., Rge. 80 W., 5th P.M., bounded and described as follows:
 Beginning at a point a distance of 1381.46 ft. west along the section line, more or less, from the southeast corner of the SW $\frac{1}{4}$ of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., said point being the true point of beginning, thence running N 10°37'E a distance of 228.8 ft., thence from a tangent bearing of N 86°25'40.3"W running along a curve with a radius of 5599.65 ft. to the right a distance of 119.4 ft., thence S 4°47'38"W a distance of 15 ft., thence from a tangent bearing of N 85°12'22"W running along a curve with a radius of 5614.65 ft., to the right until said curve intersects the westerly limits of said Tract 3, thence S 2°26'25"W along the westerly limits of Tract 3 a distance of 205.73 ft., thence S 5°03'20"W along said westerly limits of said Tract 3 a distance of 224.86 ft., more or less, to a point on the south line of said Sec. 5 (Tract 3), thence east along the south line of said Sec. 5 (Tract 3) a distance of 1228.63 ft., more or less, to the point of beginning.
 Said strip is shown on the plat as Parcel No. 11C and contains 7.542 acres, excepting all that portion lying within 33 ft. of the section line.
 Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

BISMARCK RECREATION COMPLEX
 NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. QF-1-810(01)002
 BURLEIGH COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER
 SCALE 1" = 200'
 DATE 6-12-81

Parcel No. 11

All that portion of Riverside Park and Addition to Riverside Park to the city of Bismarck, North Dakota, of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on the northerly side of the following described highway centerline as surveyed and staked over and across said Sec. 5 (Riverside Park and Addition to Riverside Park to the City of Bismarck, ND).

Said strip and centerline begin a distance of 440.0 ft. west along the section line and a distance of 84.43 ft. north from the southeast corner of said Sec. 5 where said strip is 50.0 ft. wide, thence from a tangent bearing of S 89°18'09"W running along a 1°00' curve to the right a distance of 69.74 ft., thence west along a line 84.0 ft. north of and parallel with the south line of said Sec. 5 a distance of 1307.56 ft., more or less, to a point where said strip changes to 61.0 ft. in width, thence continuing west along a line 84.0 ft. north of and parallel with the south line of said Sec. 5 a distance of 2029.85 ft., thence along a 1°00' curve to the right a distance of 158.17 ft., more or less, until said strip crosses the following described line (westerly limits of Addition to Riverside Park), beginning at a point a distance of 1381.46 ft. west along the south line of said Sec. 5, more or less, from the southeast corner of the SW $\frac{1}{4}$ of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., thence running along said west line (westerly limits of Addition to Riverside Park), N 0°37'E a distance of 661.55 ft.

Also including all that portion of said Sec. 5 (Riverside Park and Addition to Riverside Park) lying southerly of the above described centerline.

Also including all that portion of Sec. 5 (shown on the plat of record as Tract No. 3) bounded and described as follows:

Beginning at a point a distance of 1381.46 ft. west along the section line, more or less, from the southeast corner of the SW $\frac{1}{4}$ of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., said point being the true point of beginning, thence running N 10°37'E a distance of 239.63 ft., thence from a tangent bearing of N 88°39'49.6"W running along a curve with a radius of 5579.65 ft. to the right a distance of 730.79 ft., thence S 8°50'27.6"W a distance of 50.0 ft., thence from a tangent bearing of N 81°09'32.4"W running along a curve with a radius of 5629.65 ft. to the right until said curve intersects the westerly limits of Tract 3, thence S 2°26'25"W along the westerly limits of said Tract 3 a distance of 131.63 ft., thence S 5°03'20"W along said westerly limits of said Tract 3 a distance of 224.86 ft., more or less, to a point on the south line of said Sec. 5 (Tract 3), thence east along the south line of said Sec. 5 (Tract 3) a distance of 1228.63 ft., more or less, to the point of beginning.

Said strip is shown on the plat as Parcel No. 11 and contains 15.539 acres, excepting all that portion previously acquired or lying within 33 ft. of the section line.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 11A

All that portion of Riverside Park of the city of Bismarck, North Dakota, lying in Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on the northerly side of the following described highway centerline as surveyed and staked over and across said Riverside Park of the city of Bismarck, North Dakota.

Said strip and centerline begin a distance of 440.0 ft. west along the section line and a distance of 84.43 ft. north from the southeast corner of said Sec. 5, where said strip is 65.0 ft. wide, thence from a tangent bearing of S 89°18'09"W running along a 1°00' curve to the right a distance of 69.74 ft., thence west along a line 84.0 ft. north of and parallel with the south line of said Sec. 5 a distance of 1307.56 ft.

Also including all that portion of the Addition to Riverside Park of the city of Bismarck, North Dakota, of said Sec. 5, lying within the north 10.0 ft. of the south 155.0 ft. of the east 302.3 ft. of the SW $\frac{1}{4}$ of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M.

Said strip is shown on the plat as Parcel No. 11A and contains 0.542 acres, excepting all that portion to be acquired for permanent highway right of way or lying within 33 ft. of the section line.

Parcel No. 13

A tract of land lying in the Bismarck, North Dakota, Recreation Complex in Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 1343.39 ft. west along the north line of said Sec. 8, more or less, from the northeast corner of the NW $\frac{1}{4}$ of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., thence running S 26°37'58"W a distance of 204.72 ft., thence east along a line 183.0 ft. south of and parallel with the north line of said Sec. 8 a distance of 83.9 ft., thence N 26°37'58"E a distance of 204.72 ft., more or less, to a point on the north line of said Sec. 8, thence along the north line of said Sec. 8 a distance of 83.9 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 13 and contains 0.289 acres, excepting all that portion lying within 33 ft. of the section line.

Parcel No. 13A

The south 10.0 ft. of the north 43.0 ft. of the west 1250.0 ft. of the east 3517.3 ft. of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 13A and contains 0.287 acres.



Note: For Parcel No's & Acreage
For Park Property See Plat 5 Of 13
Parcel No's 11 & 11A

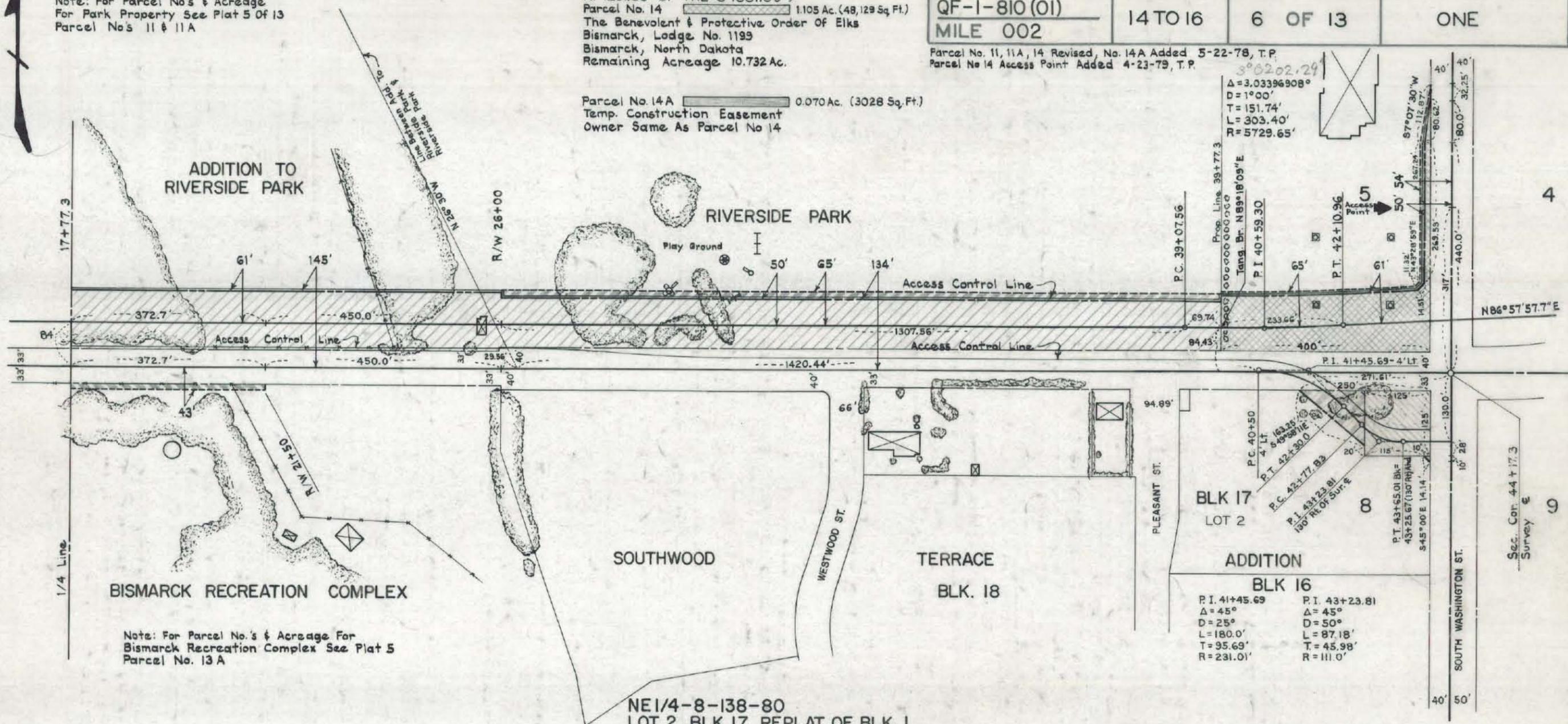
SE 1/4-5-138-80
(THE W. 400' OF THE E 440' OF THE
N. 1291.39' OF THE S 1331.39')
Parcel No. 14 1.105 Ac. (48,129 Sq. Ft.)
The Benevolent & Protective Order of Elks
Bismarck, Lodge No. 1199
Bismarck, North Dakota
Remaining Acreage 10.732 Ac.

Parcel No. 14A 0.070 Ac. (3028 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 14

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	14 TO 16	6 OF 13	ONE
MILE 002			

Parcel No. 11, 11A, 14 Revised, No. 14A Added 5-22-78, T.P.
Parcel No. 14 Access Point Added 4-23-79, T.P.

MADE BY Ted Peters
DATE 2-8-78
CHECKED BY Leonard Christensen
DATE 2-14-78



Note: For Parcel No.'s & Acreage For
Bismarck Recreation Complex See Plat 5
Parcel No. 13 A

NE 1/4-8-138-80
LOT 2, BLK 17, REPLAT OF BLK. 1
SOUTHWOOD TERRACE ADD.
BISMARCK, N. D.
(THE N. 200', EXCEPT THE E 125' OF THE N 125')
Parcel No. 15 0.152 Ac.
Mel L. & Clarice O. Decker
Remaining Acreage 3.336 Ac.

(THE E 125' OF THE N 125' OF LOT 2)
Parcel No. 16 0.359 Ac.
Harley McDowell
2909 Winnipeg Drive
Bismarck, North Dakota

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on _____ and the original document is stored at the County Recorders Office

**NORTH DAKOTA
STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT**

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Robert E. King*
RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 2-14-78

Parcel No. 14

All that portion of the SE $\frac{1}{4}$ (the west 400.0 ft. of the east 440.0 ft. of the north 1291.39 ft. of the south 1331.39 ft.) of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 61.0 ft. wide, measured on the northerly side of the following described highway centerline as surveyed and staked over and across said SE $\frac{1}{4}$ (the west 400.0 ft. of the east 440.0 ft. of the north 1291.39 ft. of the south 1331.39 ft.).

Said strip and centerline begin a distance of 440.0 ft. west along the south line of said SE $\frac{1}{4}$ and 84.43 ft. north of the southeast corner of said SE $\frac{1}{4}$, thence from a tangent bearing of N 89°18'09"E running along a 1°00' curve to the left a distance of 233.66 ft., thence N 86°57'57.7"E until said strip crosses the east line of said SE $\frac{1}{4}$.

Also including all that portion lying southerly of the above described centerline and including all that portion bounded and described as follows: Beginning at a point a distance of 520.0 ft. north along the east line of said SE $\frac{1}{4}$ and a distance of 40.0 ft. west of the southeast corner of said SE $\frac{1}{4}$, thence running S 7°07'30"W a distance of 80.62 ft., thence south along a line 50.0 ft. west of and parallel with the east line of said SE $\frac{1}{4}$ a distance of 269.59 ft., thence S 43°28'59"W a distance of 14.51 ft., thence east to a point 40.0 ft. west of the east line of said SE $\frac{1}{4}$, thence north along a line 40.0 ft. west of and parallel with the east line of said SE $\frac{1}{4}$ to the point of beginning.

Said strip is shown on the plat as Parcel No. 14 and contains 1.105 acres (48,129 sq. ft.), excepting all that portion previously acquired or lying within 33 ft. of the section lines.

Also including all right of access, being the right of ingress to and egress from the remaining property except that the abutting owner reserves the right of access at 1 point, located 317 ft. north along Washington St. from the southeast corner of said SE $\frac{1}{4}$ as shown on the right of way plat.

Parcel No. 14A

All that portion of the SE $\frac{1}{4}$ (the west 400.0 ft. of the east 440.0 ft. of the north 1291.39 ft. of the south 1331.39 ft.) of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 65.0 ft. wide, measured on the northerly side of the following described highway centerline as surveyed and staked over and across said SE $\frac{1}{4}$ (the west 400.0 ft. of the east 440.0 ft. of the north 1291.39 ft. of the south 1331.39 ft.).

Said strip and centerline begin a distance of 440.0 ft. west along the south line of said SE $\frac{1}{4}$ and a distance of 84.43 ft. north of the southeast corner of said SE $\frac{1}{4}$, thence from a tangent bearing of N 89°18'09"E running along a 1°00' curve to the left a distance of 233.66 ft., thence N 86°57'57.7"E until said strip crosses the east line of said SE $\frac{1}{4}$.

Excepting all that portion lying within 61.0 ft. of the above described highway centerline.

Also including all that portion of said SE $\frac{1}{4}$ bounded and described as follows: Beginning at a point a distance of 552.25 ft. north along the east line of said SE $\frac{1}{4}$ and a distance of 40.0 ft. west of the southeast corner of said SE $\frac{1}{4}$, thence running S 7°07'30"W a distance of 112.87 ft., thence south along a line 54.0 ft. west of and parallel with the east line of said SE $\frac{1}{4}$ a distance of 267.24 ft., thence S 43°28'59"W a distance of 11.32 ft., thence N 86°57'57.7"E to a point 40.0 ft. west of the east line of said SE $\frac{1}{4}$, thence north along a line 40.0 ft. west of and parallel with the east line of said SE $\frac{1}{4}$ to the point of beginning.

Said strip is shown on the plat as Parcel No. 14A and contains 0.070 acres (3028 sq. ft.), excepting all that portion to be acquired for permanent highway right of way.

Parcel No. 15

A tract of land lying in the NE $\frac{1}{4}$ (Lot 2, Block 17, Replat of Block 1 Southwood Terrace Addition to the city of Bismarck, North Dakota) of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 290.0 ft. west and along the section line and 33.0 ft. south of the northeast corner of said NE $\frac{1}{4}$, thence running S 49°58'11"E a distance of 163.25 ft., more or less, to a point 165.0 ft. west of the east line of said NE $\frac{1}{4}$, thence north along a line 165.0 ft. west of and parallel with the east line of said NE $\frac{1}{4}$ a distance of 105.0 ft., more or less, to a point 33.0 ft. south of the north line of said NE $\frac{1}{4}$, thence west along a line 33.0 ft. south of and parallel to the north line of said NE $\frac{1}{4}$ to the point of beginning.

Also including all that portion of said NE $\frac{1}{4}$ (Lot 2, Block 17, Replat of Block 1 Southwood Terrace Addition to the city of Bismarck, North Dakota) being described as follows: Beginning at a point 158.0 ft. south along the east line of said NE $\frac{1}{4}$ and 40.0 ft. west of the northeast corner of said NE $\frac{1}{4}$, thence running west along a line 158.0 ft. south of and parallel with the north line of said NE $\frac{1}{4}$ a distance of 10.0 ft., thence S 45°00'E a distance of 14.14 ft., more or less, to a point 40.0 ft. west of the east line of said NE $\frac{1}{4}$, thence north along a line 40.0 ft. west of and parallel with the east line of said NE $\frac{1}{4}$ a distance of 10.0 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 15 and contains 0.152 acres.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner shall retain the right of access to any adjacent service road which may be constructed as shown on the right of way plat.

Parcel No. 16

The west 125.0 ft. of the east 165.0 ft. of the south 125.0 ft. of the north 158.0 ft. of the NE $\frac{1}{4}$ (Part of Lot 2, Block 17, Replat of Block 1 Southwood Terrace Addition to the city of Bismarck, North Dakota) of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 16 and contains 0.359 acres.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	6A-1 TO 6A-3	6A OF 13	ONE
MILE 002			

Basis Of Bearings, south line of section 5 S89°20'30"E
Parcel No. 6A-2 Revised 1-8-97 T.P.

SECTION 5-138-80
Parcel No. 6A-1 0.055 ac. (2397 SF)
North Dakota Department Of Transportation
Quit Claim To
City Of Bismarck
12-6-96

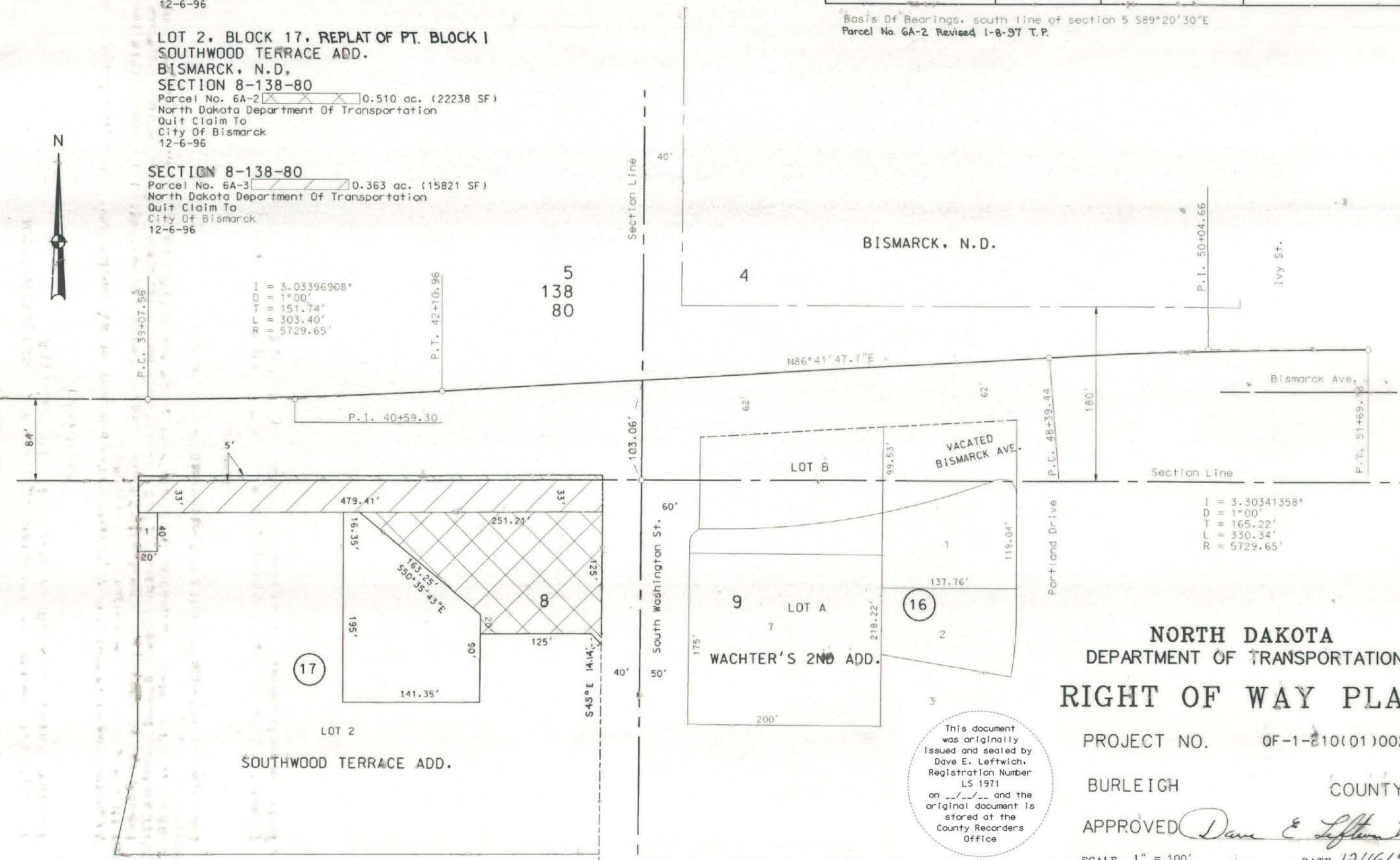
**LOT 2, BLOCK 17, REPLAT OF PT. BLOCK 1
SOUTHWOOD TERRACE ADD.
BISMARCK, N.D.
SECTION 8-138-80**
Parcel No. 6A-2 0.510 ac. (22238 SF)
North Dakota Department Of Transportation
Quit Claim To
City Of Bismarck
12-6-96

SECTION 8-138-80
Parcel No. 6A-3 0.363 ac. (15821 SF)
North Dakota Department Of Transportation
Quit Claim To
City Of Bismarck
12-6-96

I = 3.03396908°
D = 1°00'
T = 151.74'
L = 303.40'
R = 5729.65'

I = 3.30341358°
D = 1°00'
T = 165.22'
L = 330.34'
R = 5729.65'

MADE BY: Ted Peters
CHECKED BY: _____
DATE: _____



**NORTH DAKOTA
DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT**

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Dave E. Leftwich*

SCALE 1" = 100' DATE 12/16/96

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

Parcel No. 6A-1

The south 5.0 ft. of the west 479.41 ft. of the east 519.41 ft. of Sec. 5, Twp. 138 N., Rge. 80 W., 5th P.M.
Tract is shown on the plat as Parcel No. 6A-1 and contains 0.055 acres, 2,397 sq. ft.

Parcel No. 6A-2

A tract of land lying in Lot 2, Block 17, Replat of Part of Block One, Southwood Terrace Addition to the city of Bismarck, North Dakota, of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point on the northeast corner of said Lot 2, thence running west along the north line of said Lot 2 a distance of 251.21 ft., thence S50°35'43"E a distance of 163.25 ft., more or less, to a point 105.0 ft. south of the north line of said Lot 2, thence south a distance of 20.0 ft., thence east 125.0 ft. south of and parallel with the north line of said Lot 2 a distance of 115.0 ft., thence S45°00'E a distance of 14.14 ft., thence north along the east line of said Lot 2 to the point of beginning.

Said tract is shown on the plat as Parcel No. 6A-2 and contains 0.510 acres, 22,238 sq. ft.

Parcel No. 6A-3

The north 33.0 ft. of the west 479.41 ft. of the east 519.41 ft. of Sec. 8, Twp. 138 N., Rge. 80 W., 5th P.M.
Tract is shown on the plat as Parcel No. 6A-3 and contains 0.363 acres, 15,821 sq. ft.

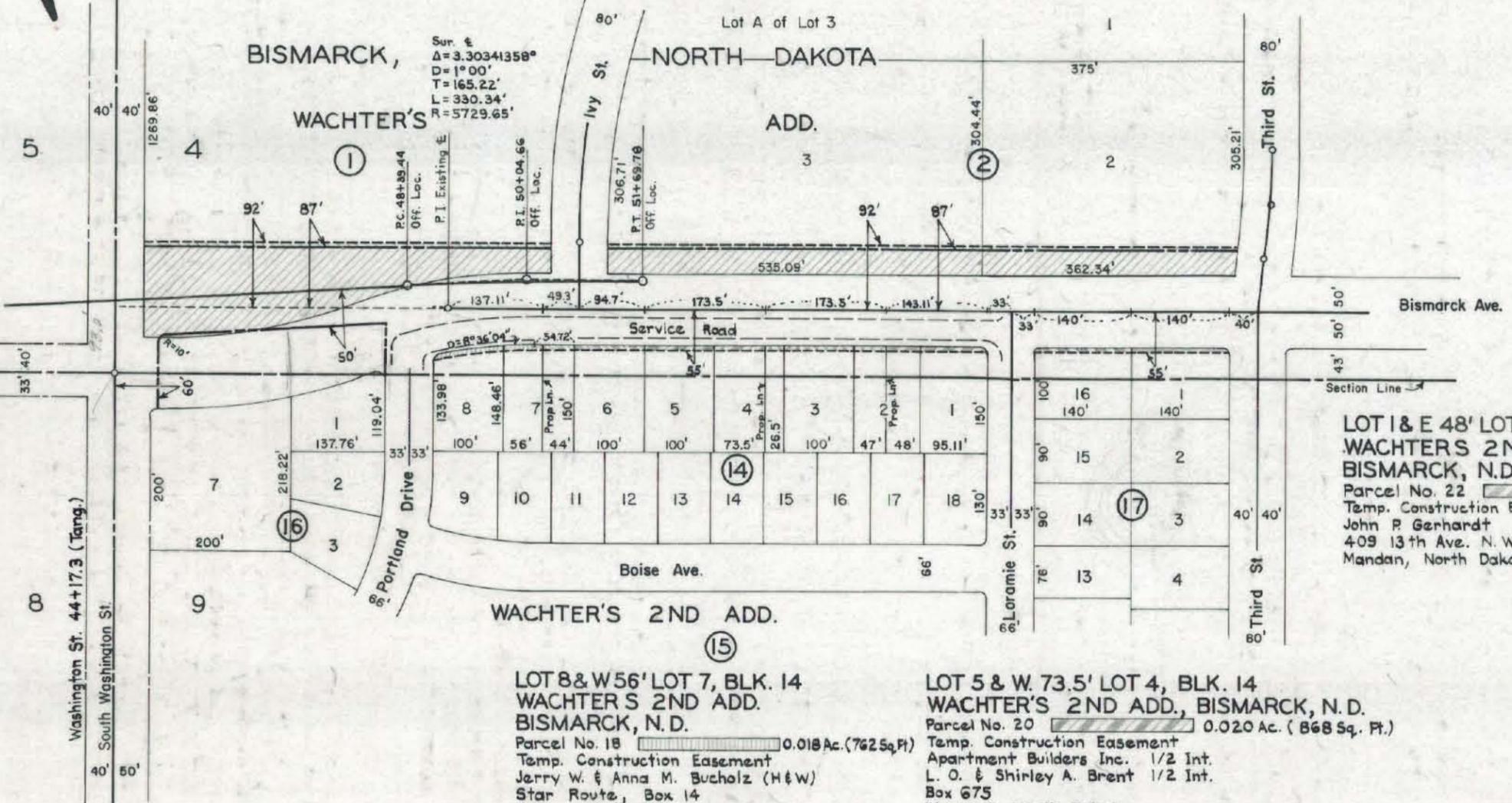
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	17-24	7 OF 13	ONE
MILE 002			

SEC. - 4 - 138 - 80
 (BLK 1, LOT 3 BLK 2 & LOT 2 BLK 2,
 EXCEPT THE N 15' OF LOT 2 BLK 2,
 WACHTER'S ADD. TO BISMARCK, N.D.)
 Parcel No. 17 1.890 Ac. (82,309 Sq. Ft.)
 Paul H. Wachter, James P. Wachter,
 Camille Wachter Homme & Ann Wachter Frappia
 As Trustees Of
 Wachter Real Estate Trust
 Bismarck, North Dakota
 Remaining Acreage 23.225 Ac.

Parcel No. 17A 0.170 Ac. (7398 Sq. Ft.)
 Temp. Construction Easement
 Owner Same As Parcel No. 17



MADE BY Ted Peters
 DATE 4-24-78
 CHECKED BY Glenn Stockdill
 DATE 6-20-78



LOT 16, BLK. 17
 WACHTER'S 2ND ADD.
 BISMARCK, N.D.
 Parcel No. 23 0.015 Ac.
 Temp. Construction Easement (664 Sq. Ft.)
 John P. & Betty Gerhardt (H&W)
 Mandan, North Dakota

LOT 1 & E 48' LOT 2, BLK 14
 WACHTER'S 2ND ADD.
 BISMARCK, N.D.
 Parcel No. 22 0.016 Ac.
 Temp. Construction Easement (679 Sq. Ft.)
 John P. Gerhardt
 409 13th Ave. N.W.
 Mandan, North Dakota

LOT 1, BLK. 17
 WACHTER'S 2ND ADD.
 BISMARCK, N.D.
 Parcel No. 24 0.015 Ac.
 Temp. Construction Easement (664 Sq. Ft.)
 Wallace Bergquist
 Bismarck, North Dakota

LOT 8 & W 56' LOT 7, BLK. 14
 WACHTER'S 2ND ADD.
 BISMARCK, N.D.
 Parcel No. 18 0.018 Ac. (762 Sq. Ft.)
 Temp. Construction Easement
 Jerry W. & Anna M. Bucholz (H&W)
 Star Route, Box 14
 Regan, North Dakota

LOT 5 & W 73.5' LOT 4, BLK. 14
 WACHTER'S 2ND ADD., BISMARCK, N.D.
 Parcel No. 20 0.020 Ac. (868 Sq. Ft.)
 Temp. Construction Easement
 Apartment Builders Inc. 1/2 Int.
 L. O. & Shirley A. Brent 1/2 Int.
 Box 675
 Bismarck, North Dakota

LOT 6 & E 44' LOT 7, BLK. 14
 WACHTER'S 2ND ADD.
 BISMARCK, N.D.
 Parcel No. 19 0.017 Ac.
 Temp. Construction Easement (720 Sq. Ft.)
 Eugene W. & Elaine C. Welle (H&W)
 Bismarck, North Dakota

W. 47' LOT 2, LOT 3 & E 26.5' LOT 4, BLK. 14
 WACHTER'S 2ND ADD., BISMARCK, N.D.
 Parcel No. 21 0.020 Ac. (868 Sq. Ft.)
 Temp. Construction Easement
 Fred E. Fredricksen & Marvin Fried
 Bismarck, North Dakota

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. QF-1-810(01)002
 BURLEIGH COUNTY
 APPROVED Robert E. King
 RIGHT OF WAY ENGINEER
 SCALE 1" = 200' DATE 6-29-78

Parcel No. 17

All that portion of Block 1 and Lot 2 and Lot 3 of Block 2, Wachter's Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 87.0 ft. wide, measured on the northerly side of the following described line as surveyed and staked over and across said Block 1 and Lot 2 and Lot 3 of Block 2, Wachter's Addition to the city of Bismarck, North Dakota.

Said strip and line begin on the west line of said Section 4 where said line is located 93.0 ft. north of the southwest corner of said Section 4; thence running east to a point where the centerline of Bismarck Avenue and the centerline of 3rd Street intersect.

Also including all that portion of said Block 1 lying southerly of the above described line and northerly of the northerly limits of the present Bismarck Avenue.

Said strip is shown on the plat as Parcel No. 17 and contains 1.890 acres or 82,309 sq. ft., excepting all that portion dedicated for street purposes or lying within 33 ft. of the section lines.

Parcel No. 17A

All that portion of Block 1 and Lots 3 and 2 of Block 2, Wachter's Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 92.0 ft. wide, measured on the northerly side of the following described line as surveyed and staked over and across said Block 1 and Lots 3 and 2 of Block 2:

Said strip and centerline begin on the west line of said Section 4 where said line is located 93.0 ft. north of the southwest corner of said Section 4; thence running east to a point where the centerline of Bismarck Avenue and the centerline of 3rd Street intersect, except all that portion lying within 87.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 17A and contains 0.170 acres or 7,398 sq. ft., excepting all that portion dedicated for street purposes or lying within 33 ft. of the section lines.

Parcel No. 18

The northerly 5.0 ft. of Lot 8, Block 14 of Wachter's 2nd Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of the west 56.0 ft. of Lot 7, Block 14 of Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 18 and contains 0.018 acres or 762 sq. ft.

Parcel No. 19

The north 5.0 ft. of Lot 6, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of the east 44.0 ft. of Lot 7, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 19 and contains 0.017 acres or 720 sq. ft.

Parcel No. 20

The north 5.0 ft. of Lot 5, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of the west 73.5 ft. of Lot 4, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 20 and contains 0.020 acres or 868 sq. ft.

Parcel No. 21

The north 5.0 ft. of the west 47.0 ft. of Lot 2, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota, the north 5.0 ft. of Lot 3, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of the east 26.5 ft. of Lot 4, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 21 and contains 0.020 acres or 868 sq. ft.

Parcel No. 22

The north 5.0 ft. of Lot 1, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of the east 48.0 ft. of Lot 2, Block 14, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 22 and contains 0.016 acres or 679 sq. ft.

Parcel No. 23

The north 5.0 ft. of Lot 16, Block 17, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 23 and contains 0.015 acres or 664 sq. ft.

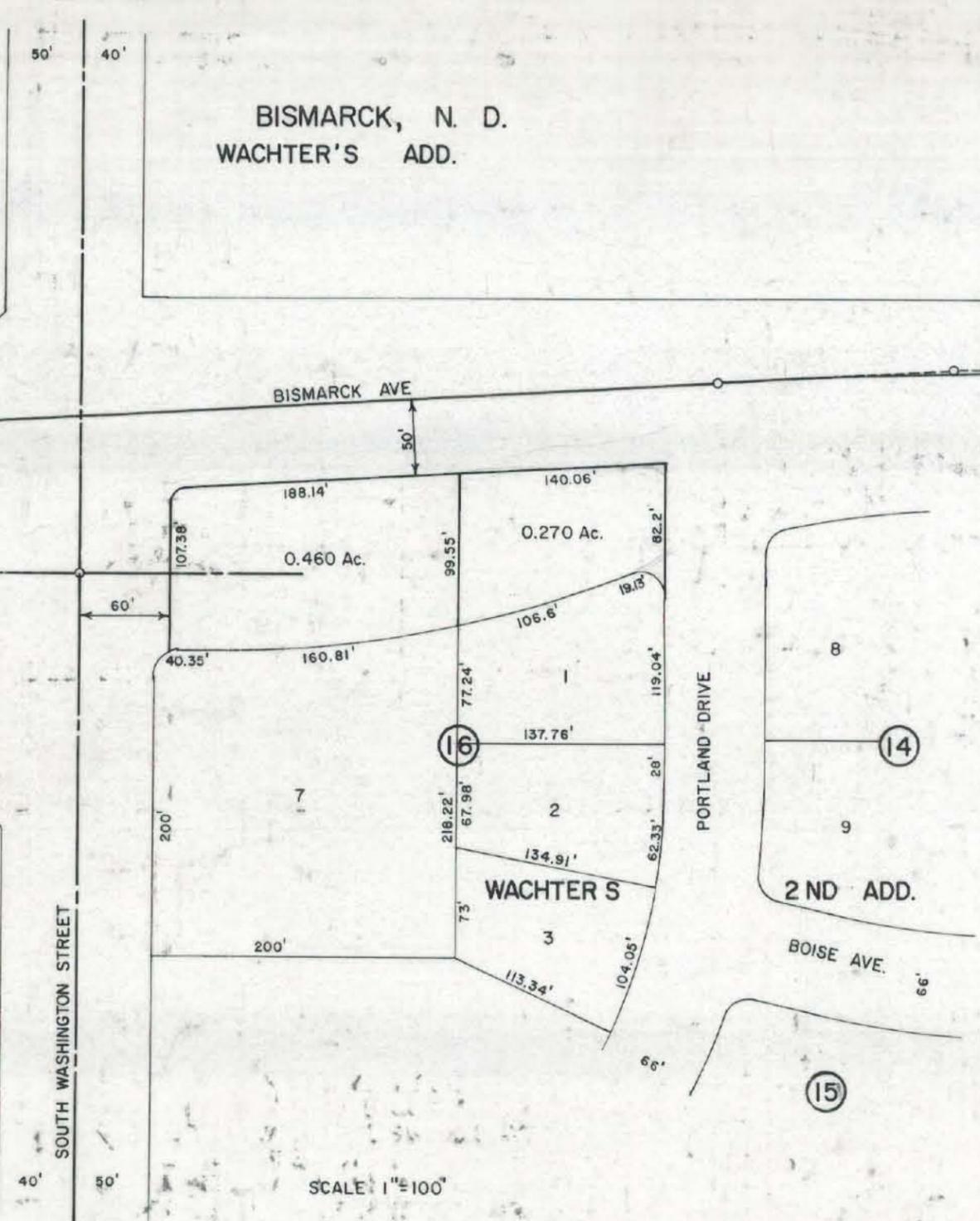
Parcel No. 24

The north 5.0 ft. of Lot 1, Block 17, Wachter's 2nd Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 24 and contains 0.015 acres or 664 sq. ft.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)		7A OF 13	
MILE 002			

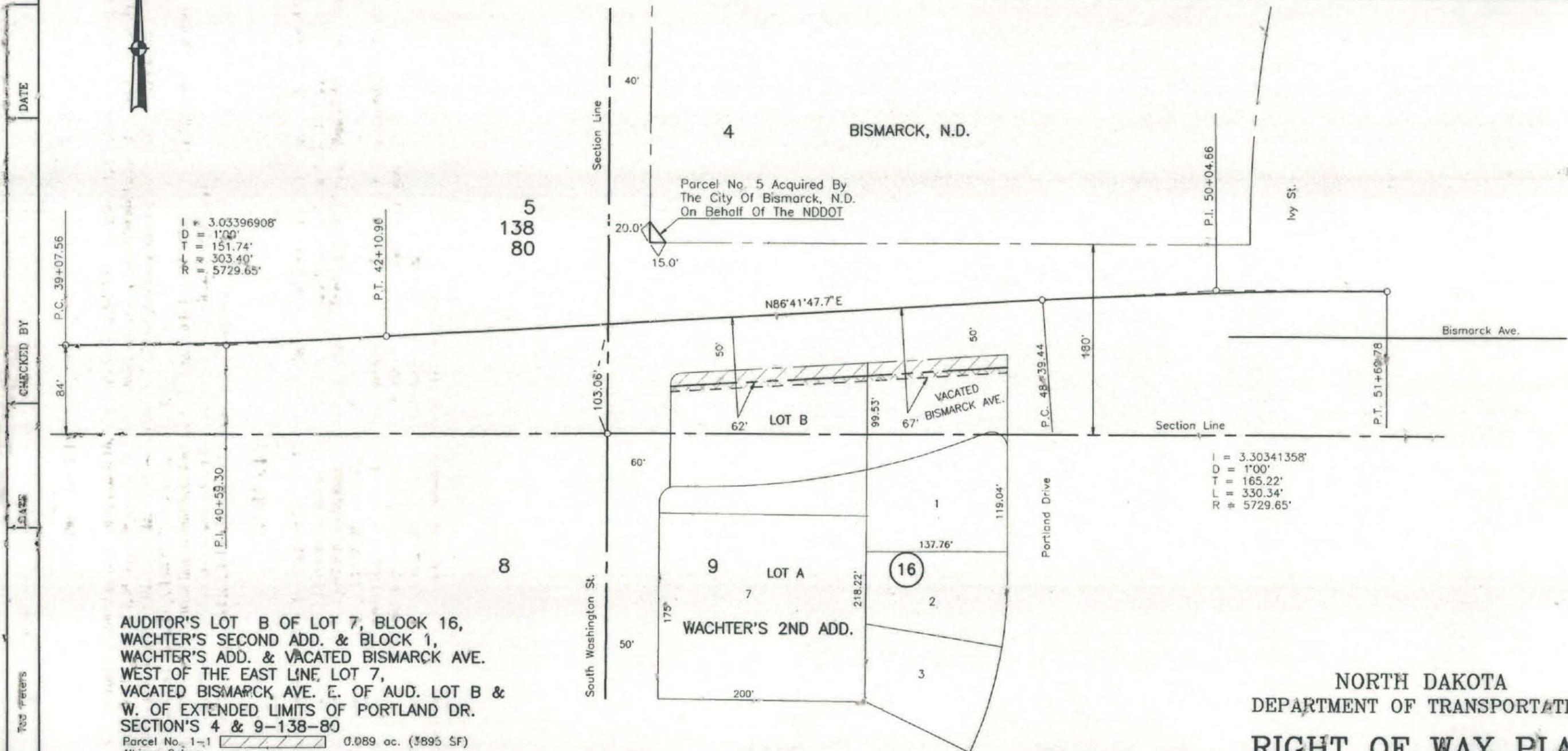
MADE BY _____ DATE _____ CHECKED BY _____ DATE _____



NORTH DAKOTA
STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
PROJECT NO. QF-1-810(01)002
BURLEIGH COUNTY
APPROVED _____ RIGHT OF WAY ENGINEER
SCALE 1" = _____ DATE _____

Basis Of Bearings, south line of section 4 S90°E

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
SNHU-1-810(015)	1-1 TO 1-2	1 OF 1	ONE
MILE 001			



I = 3.03396908'
 D = 1'00"
 T = 151.74'
 L = 303.40'
 R = 5729.65'

I = 3.30341358'
 D = 1'00"
 T = 165.22'
 L = 330.34'
 R = 5729.65'

AUDITOR'S LOT B OF LOT 7, BLOCK 16,
 WACHTER'S SECOND ADD. & BLOCK 1,
 WACHTER'S ADD. & VACATED BISMARCK AVE.
 WEST OF THE EAST LINE, LOT 7,
 VACATED BISMARCK AVE. E. OF AUD. LOT B &
 W. OF EXTENDED LIMITS OF PORTLAND DR.
 SECTION'S 4 & 9-138-80

Parcel No. 1-1 0.089 ac. (3895 SF)
 Albinus Scherr
 417 South 17th Street
 Bismarck, N.D. 58504

Parcel No. 1-2 0.038 ac (1635 SF)
 Temp. Construction Easement
 Owner Same As Plat No. 1-1

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT

PROJECT NO. SNHU-1-810(015)001

BURLEIGH COUNTY

APPROVED *Dave E. Leftwich*

SCALE 1" = 100' DATE 3/14/96

DATE _____
 CHECKED BY _____
 MADE BY Ted Peters

Parcel No. 1-1

A strip of land running across Auditors Lot B of Lot 7, Block 16, Wachter's Second Addition and Block 1, Wachter's Addition and Vacated Bismarck Avenue West of the east line of Lot 7, also running across Vacated Bismarck Avenue East of the above Auditors Lot B and west of the extended limits of Portland Drive, said strip being 62.0 ft. wide, measured on the southerly strip of the following-described highway centerline as surveyed and staked over and across Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M.

Said strip and centerline begin on the west line of said Sec. 4 where said centerline is located 103.06 ft. north of the southwest corner of said Sec. 4, thence running N86°41'47.7"E until said strip crosses the west line of the extended limits of Portland Drive.

Said strip is shown on the plat as Parcel No. 1-1 and contains 0.089 acres (3,895 sq. ft.).

Parcel No. 1-2

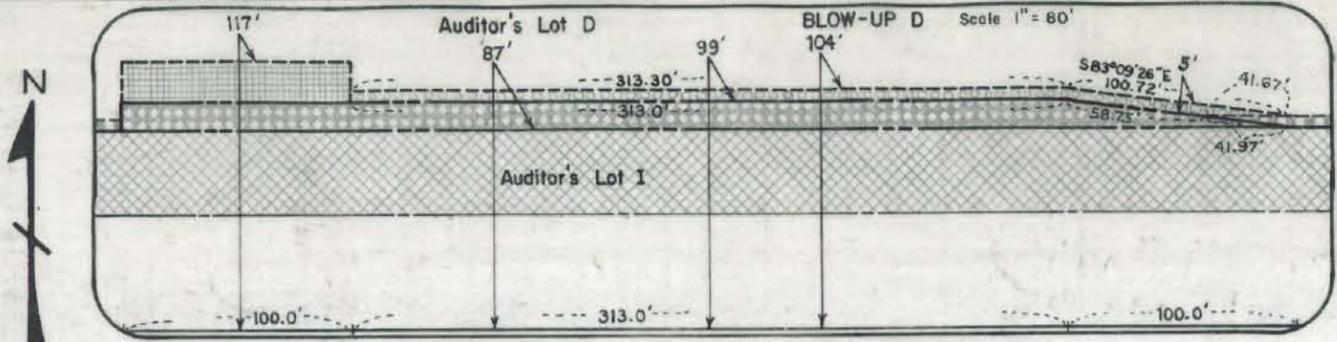
A strip of land running across Auditors Lot B of Lot 7, Block 16, Wachter's Second Addition and Block 1, Wachter's Addition and Vacated Bismarck Avenue West of the east line of Lot 7, also running across Vacated Bismarck Avenue East of the above Auditors Lot B and west of the extended limits of Portland Drive, said strip being 67.0 ft. wide, measured on the southerly side of the following-described highway centerline as surveyed and staked over and across Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M.

Said strip and centerline begin on the west line of said Sec. 4 where said centerline is located 103.06 ft. north of the southwest corner of said Sec. 4, thence running N86°41'47.7"E until said strip crosses the west line of the extended limits of Portland Drive.

Excepting all that portion of the above-described strip lying within 62.0 ft. of said centerline.

Said strip is shown on the plat as Parcel No. 1-2 and contains 0.038 acres (1,635 sq. ft.).

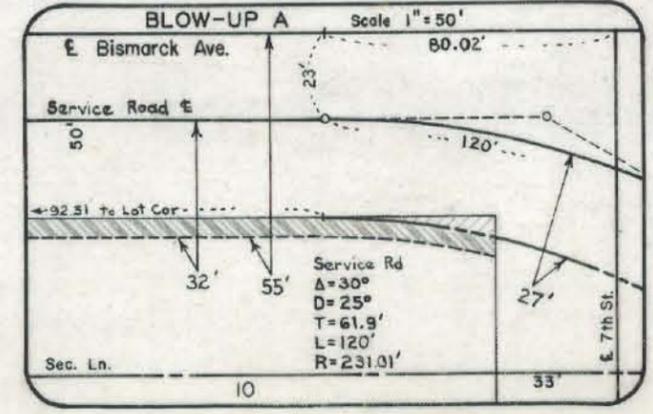
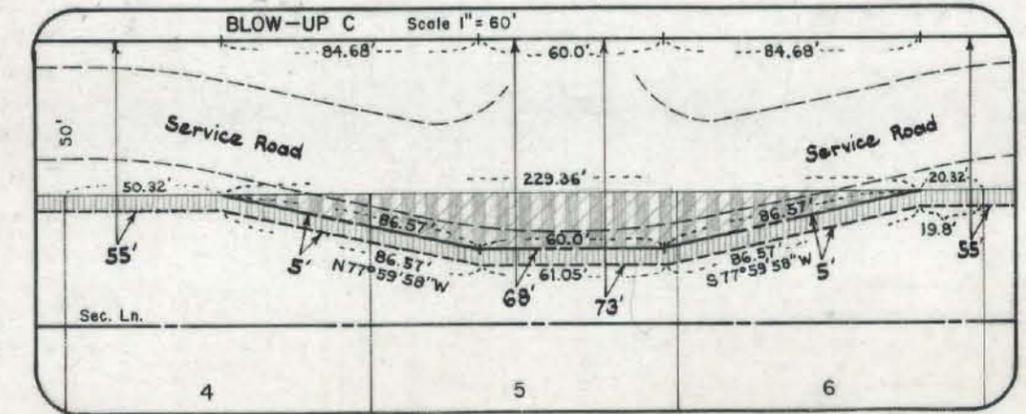
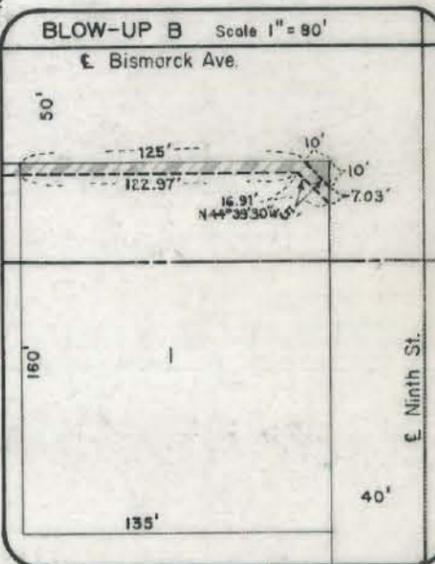
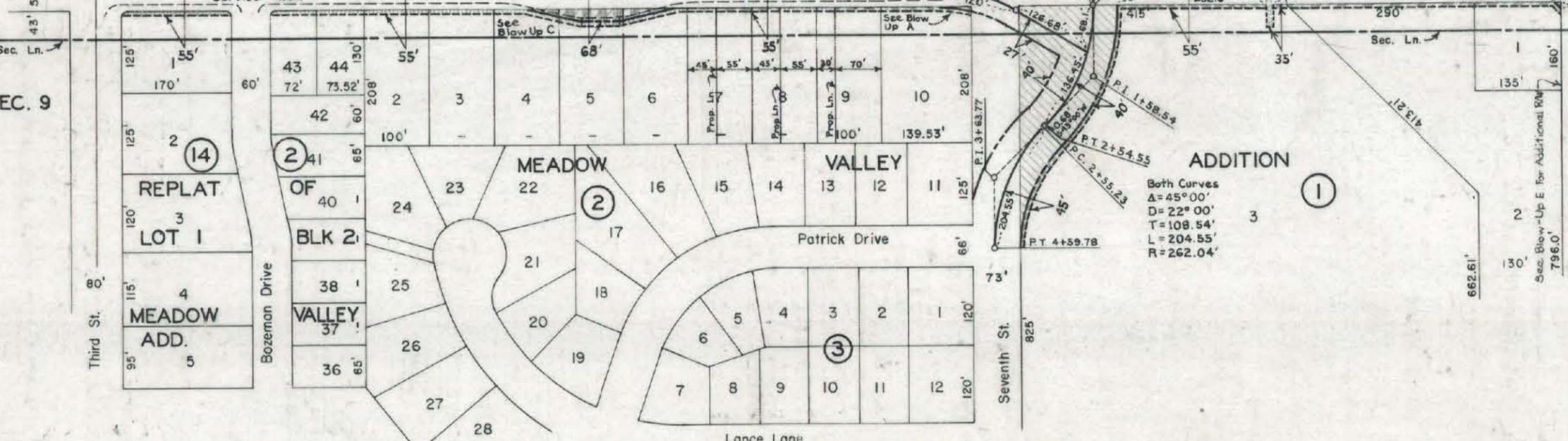
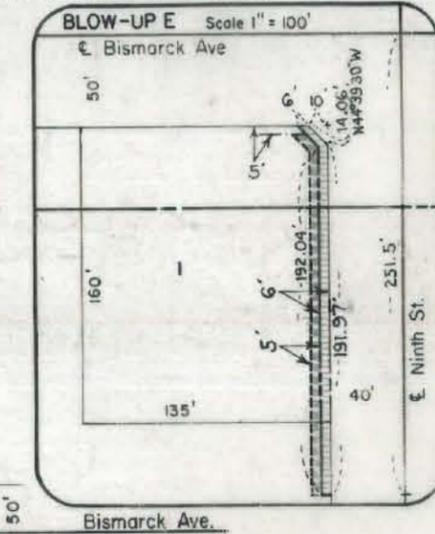
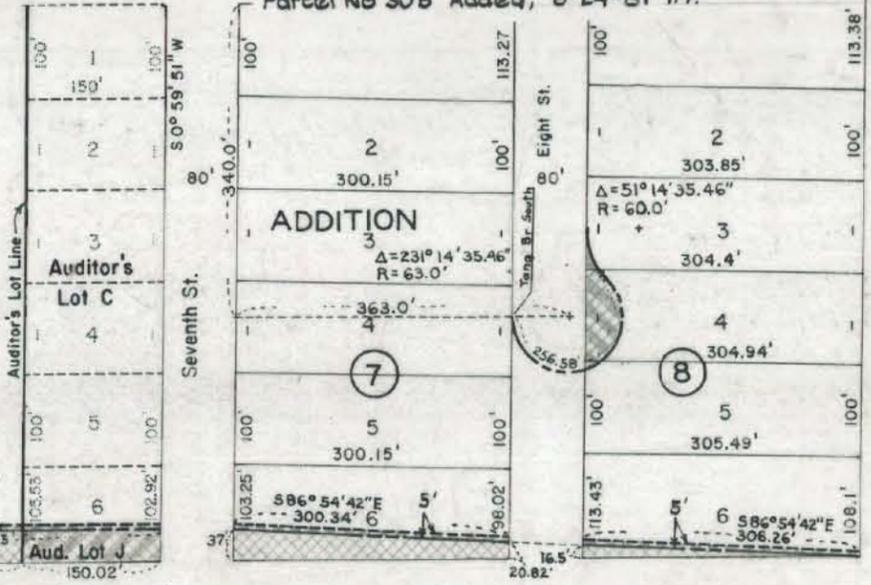
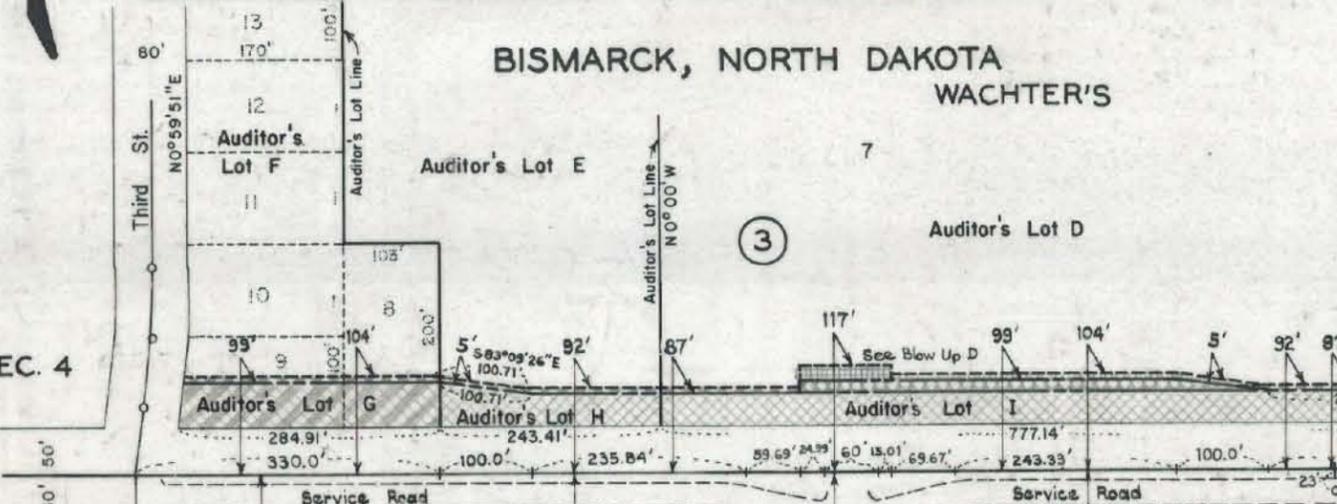
MADE BY Ted Peters
 DATE 5-18-78
 CHECKED BY Glenn Stockdill
 DATE 6-20-78



PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	25-31A	8 OF 13	FIVE
MILE 002			

Parcel No's 31B and 31C Added, 8-20-81 T.P.
 Parcel No 30B Added, 8-24-81 T.P.

Parcel No. 25 Revised 4-19-79 T.P.
 Parcel No. 25 E Added 4-19-79 T.P.
 Parcel No. 25 Revised 6-21-79 T.P.
 Parcel No. 25F Added 6-21-79 T.P.



This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. QF-1-810(01)002
 BURLEIGH COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER
 SCALE 1" = 200'
 DATE 6-29-78

AUDITOR'S LOT'S H & I, OF BLK. 3
& BLK'S 7 & 8, WACHTER'S ADD.
BISMARCK, N. D.
Parcel No. 25 1.132 Ac. (49,546 Sq. Ft.)
Paul H. Wachter, James P. Wachter,
Camille Wachter Homme, Ann Wachter Frappia
As Trustees Of
Wachter Real Estate Trust
Bismarck, North Dakota
Remaining Acreage 20.189 Ac.

AUDITOR'S LOT'S C, D, E & F OF BLK. 3
& BLK'S 7 & 8, WACHTER'S ADD. BISMARCK, N. D.
Parcel No. 25A 0.110 Ac. (4789 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No 25

AUDITOR'S LOT I OF BLK 3
WACHTER'S ADD., BISMARCK, N. D.
Parcel No. 25B 0.128 Ac. (5556 Sq. Ft.)
Right Turn Lane
Owner Same As Parcel No 25

AUDITOR'S LOT D OF BLK 3
WACHTER'S ADD. BISMARCK N. D.
Parcel No. 25C 0.050 Ac. (1965 Sq. Ft.)
Temp. Construction Easement
Right Turn Lane
Owner Same As Parcel No. 25

AUDITOR'S LOT D OF BLK. 3
WACHTER'S ADD., BISMARCK, N. D.
Parcel No. 25D
Temp. Private Drive Easement
Owner Same As Parcel No. 25

BLK. 8, WACHTER'S ADD., BISMARCK, N. D.
Parcel No. 25E 0.099 Ac (4292 Sq. Ft.)
Cul-De-Sac
Owner Same As Parcel No 25

AUDITOR'S LOT'S G & J OF BLK. 3
WACHTER'S ADD., BISMARCK, N. D.
Parcel No. 25F 0.45 Ac. (19,366 Sq. Ft.)
Dakota Sand & Gravel Company
A North Dakota Corp.
South 12th St.
Bismarck, North Dakota

LOT 1, BLK 14 OF
REPLAT OF LOT 1, BLK. 2
MEADOW VALLEY ADD.
BISMARCK, N D
Parcel No. 26 0.018 Ac. (777 Sq. Ft.)
Temp. Construction Easement
Joseph M. & Florence Mauer (H&W)
Eugene V & Marlene Mastel (H&W)
Bismarck, North Dakota

LOT'S 43 & 44 BLK. 2 OF
REPLAT OF LOT 1, BLK. 2,
LOT 2 TO 6 BLK 2,
W 45' LOT 7, E 55' LOT 8 &
W 30' LOT 9, BLK. 2,
MEADOW VALLEY ADD.
BISMARCK, N. D.
Parcel No. 27 0.060 Ac. (2604 Sq. Ft.)
Willard C Brunson Jr.
1714 N 9th St.
Bismarck, North Dakota
Remaining Acreage 3.323 Ac.

Parcel No. 27A 0.089 Ac. (3860 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 27

E 55' LOT 7, W 45' LOT 8 &
E 70' LOT 9, BLK. 2
MEADOW VALLEY ADD.
BISMARCK, N. D.
Parcel No. 28 0.020 Ac. (850 Sq. Ft.)
Temp. Construction Easement
Lynn Nicola
P. O. Box 1072
Bismarck, North Dakota

LOT 10, BLK. 2
MEADOW VALLEY ADD.
BISMARCK, N.D.
Parcel No. 29 0.002 Ac. (86 Sq. Ft.)
Honkola, Fettig, Honkola
Real Estate Partnership (A General Partnership)
1004 S 7th St
Bismarck, North Dakota
Remaining Acreage 0.662 Ac.

Parcel No. 29A 0.016 Ac. (700 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 29

LOT 3 BLK. 1
MEADOW VALLEY ADD.
BISMARCK, N. D.
Parcel No. 30 0.694 Ac. (30,217 Sq. Ft.)
Bismarck Public School District No. 1
Bismarck, North Dakota
Remaining Acreage 13.089 Ac.

Parcel No. 30A 0.077 Ac. (3354 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No 30

Parcel No. 30B 0.008 Ac. (350 Sq. Ft.)
Permanent Utility Easement
Owner Same As Parcel No. 30

LOTS 1 & 2, BLK. 1
MEADOW VALLEY ADD.
BISMARCK, N. D.
Parcel No. 31 0.001 Ac. (50 Sq. Ft.)
City Of Bismarck
Bismarck, North Dakota
Remaining Acreage 0.495 Ac.

Parcel No 31A 0.049 Ac. (2134 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 31

Parcel No. 31B 0.028 Ac. (1212 Sq. Ft.)
Owner Same As Parcel No. 31
Remaining Acreage 0.467 Ac.

Parcel No. 31C 0.023 Ac. (997 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 31

Parcel No. 25

All of Auditor's Lot H, and the south 37.0 ft. of Auditor's Lot I of Block 3, Wachter's Addition to the City of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M.

Also including all that portion of Block 7 of said Wachter's Addition described as follows:

Beginning at a point on the southwest corner of said Block 7, thence running north along the west line of said Block 7 a distance of 37.0 ft., thence S 86°54'42"E a distance of 300.34 ft., more or less, to a point on the east line of said Block 7, thence south along the east line of said Block 7 a distance of 20.82 ft., more or less, to a point on the southeast corner of said Block 7, thence running west along the south line of said Block 7 to the point of beginning.

Also including all that portion of Block 8 of said Wachter's Addition described as follows:

Beginning at a point on the southwest corner of said Block 8, thence running north along the west line of said Block 8 a distance of 16.5 ft., thence S 86°54'42"E a distance of 306.26 ft., more or less, to a point on the southeast corner of said Block 8, thence west along the south line of said Block 8 to the point of beginning.

Tract is shown on the plat as Parcel No. 25 and contains 1.582 acres or 68,912 sq. ft., excepting all that portion dedicated for public right of way.

Parcel No. 25A

A tract of land lying in Auditor's Lots C, D, E and F of Block 3, Wachter's Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 42.0 ft. north along the east line of said Block 3 from the southeast corner of said Block 3, thence running south along the east line of said Block 3 a distance of 5.0 ft., thence west along a line 87.0 ft. north of and parallel with the centerline of Bismarck Avenue a distance of 265.0 ft., thence N 83°09'26"W a distance of 41.97 ft., thence east along a line 92.0 ft. north of and parallel with the centerline of Bismarck Avenue to the point of beginning.

Also including all that portion of said Block 3 lying within a tract of land bounded and described as follows:

Beginning at a point a distance of 725.53 ft. east along the centerline of Bismarck Avenue, and a distance of 87.0 ft. north, more or less, from a point where south Third Street and Bismarck Avenue intersect, thence running north a distance of 5.0 ft., thence west along a line 92.0 ft. north of and parallel to the centerline of said Bismarck Avenue a distance of 295.53 ft., thence N 83°09'26"W a distance of 100.71 ft., thence south a distance of 5.0 ft., thence S 83°09'26"E a distance of 100.71 ft., thence east along a line 87.0 ft. north of and parallel with the centerline of Bismarck Avenue a distance of 295.53 ft., more or less, to the point of beginning.

Also including all that portion of said Block 3 lying within a tract of land bounded and described as follows:

Beginning at a point a distance of 330.0 ft. east along the centerline of Bismarck Avenue and north a distance of 99.0 ft., more or less, from the point where south Third Street and Bismarck Avenue intersect, thence north a distance of 5.0 ft., thence west along a line 104.0 ft. north of and parallel with the centerline of Bismarck Avenue to a point on the centerline of south Third Street, thence due south a distance of 5.0 ft., more or less, to a point 99.0 ft. north of the centerline of Bismarck Avenue, thence east along a line 99.0 ft. north of and parallel with the centerline of Bismarck Avenue to the point of beginning.

Also including all that portion of Block 7 and Block 8 of said Wachter's Addition lying within a strip of land 5.0 ft. wide located on the northerly side of the following described line as surveyed and staked.

Beginning at a point on the southeast corner of said Block 8, thence running N 86°54'42"W until said strip and line cross the west line of said Block 7.

Tract is shown on the plat as Parcel No. 25A and contains 0.110 acres or 4789 sq. ft., excepting all that portion dedicated for public right of way.

Parcel No. 25B

All of Auditor's Lot I of Block 3, Wachter's Addition to the City of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M.

Excepting the south 37.0 ft. of said Auditor's Lot I.

Said tract is shown on the plat as Parcel No. 25B and contains 0.128 acres or 5556 sq. ft.

Parcel No. 25E

A tract of land lying in Block 8, Wachter's Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

All that portion of said Block 8, lying westerly of the following described line beginning at a point a distance of 340.0 ft. south along the west line of Block 7, Wachter's Addition to Bismarck, North Dakota, and 300.0 ft. east, more or less, from the northwest corner of said Block 7, thence along a curve to the left having a radius of 63.0 ft. a distance of 256.58 ft., thence from a tangent bearing of south along a curve to the right having a radius of 60.0 ft. until said line intersects the west line of said Block 8.

Tract is shown on the plat as Parcel No. 25E and contains 0.099 acres or 4,292 sq. ft., excepting all that portion dedicated for public right of way.

Parcel No. 25F

All of Auditor's Lots G and J of Block 3, Wachter's Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., Burleigh County, North Dakota.

Parcel No. 25C

A tract of land lying in Auditor's Lot D of Block 3, Wachter's Addition to the City of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 825.53 ft. east along the centerline of Bismarck Avenue and north 99.0 ft., more or less, from the intersection of south Third Street and Bismarck Avenue, thence running east along a line 99.0 ft. north of and parallel with the centerline of Bismarck Avenue a distance of 313.00 ft., thence S 83°09'26"E a distance of 58.75 ft., thence east along a line 92.0 ft. north of and parallel with the centerline of said Bismarck Avenue a distance of 41.67 ft., thence N 83°09'26"W a distance of 100.72 ft., thence west along a line 104.0 ft. north of and parallel with the centerline of said Bismarck Avenue a distance of 313.30 ft., thence south a distance of 5.0 ft. to the point of beginning.

Said tract is shown on the plat as Parcel No. 25C and contains 0.050 acres or 1965 sq. ft.

Parcel No. 25D

All that portion of Auditor's Lot D of Block 3, Wachter's Addition to the City of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 117.0 ft. wide, measured on the northerly side of the following described centerline as surveyed and staked over and across said Block 3:

Said strip and centerline begin a distance of 725.53 ft. east along the centerline of Bismarck Avenue, more or less, from the intersection of south Third Street and Bismarck Avenue, thence running east along the centerline of Bismarck Avenue a distance of 100.0 ft., excepting all that portion of said Block 3, lying within 99.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 25D.

Parcel No. 26

The north 5.0 ft. of Lot 1, Block 14 of replat of Lot 1, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 26 and contains 0.018 acres or 777 sq. ft.

Parcel No. 27

A tract of land lying in Lots 4, 5 and 6, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota, of Sec. 4, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point a distance of 665.84 ft. east along the centerline of Bismarck Avenue and a distance of 50.0 ft. south, more or less, from the intersection of south Third Street and Bismarck Avenue, thence running S 77°59'58"E a distance of 86.57 ft., thence east along a line 68.0 ft. south of and parallel with the centerline of said Bismarck Avenue a distance of 60.0 ft., thence N 77°59'58"E a distance of 86.57 ft., more or less, to a point 50.0 ft. south of the centerline of said Bismarck Avenue, thence west along a line 50.0 ft. south of and parallel with the centerline of said Bismarck Avenue a distance of 229.36 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 27 and contains 0.060 acres or 2604 sq. ft.

Parcel No. 27A

The north 5.0 ft. of Lots 43 and 44, Block 2 of replat of Lot 1, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota.

Also including the north 5.0 ft. of Lots 2 and 3, Block 3, Meadow Valley Addition to the city of Bismarck, North Dakota.

Also including the north 5.0 ft. of the west 45.0 ft. of Lot 7, Block 2 of said Meadow Valley Addition.

Also including the north 5.0 ft. of the east 55.0 ft. of Lot 8, Block 2 of said Meadow Valley Addition and the north 5.0 ft. of the west 30.0 ft. of Lot 9, Block 2 of said Meadow Valley Addition.

Also including a tract of land lying in Lots 4, 5 and 6, Block 2 of said Meadow Valley Addition, said tract being described as follows:

Beginning at a point on the northwest corner of said Lot 4, Block 2, Meadow Valley Addition, thence running east along the north line of said Lot 4 a distance of 50.32 ft., thence S 77°59'58"E a distance of 86.57 ft., thence east along a line 68.0 ft. south of and parallel with the north line of said Lot 5 a distance of 60.0 ft., thence N 77°59'58"E a distance of 86.57 ft., more or less, to a point on the north line of said Lot 6, thence east along the north line of said Lot 6 a distance of 20.32 ft., more or less, to a point on the east line of said Lot 6, thence south along the east line of said Lot 6 a distance of 5.0 ft., thence west along a line 5.0 ft. south of and parallel with the north line of said Lot 6 a distance of 19.8 ft., thence S 77°59'58"W a distance of 86.57 ft., thence west along a line 23.0 ft. south of and parallel with the north line of said Lot 5 a distance of 61.05 ft., thence N 77°59'58"W a distance of 86.57 ft., thence west along a line 5.0 ft. south of and parallel with the north line of said Lot 4 to a point on the west line of said Lot 4, thence north along the west line of said Lot 4 a distance of 5.0 ft., more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 27A and contains 0.089 acres or 3860 sq. ft.

Parcel No. 28

The north 5.0 ft. of the east 55.0 ft. of Lot 7, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota.

Also the north 5.0 ft. of the west 45.0 ft. of Lot 8, Block 2 of said Meadow Valley Addition and the north 5.0 ft. of the east 70.0 ft. of Lot 9, Block 2 of said Meadow Valley Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 28 and contains 0.020 acres or 850 sq. ft.

Parcel No. 29

All that portion of Lot 10, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 27.0 ft. wide, measured on the southwesterly side of the following described centerline as surveyed and staked over and across said Lot 10, Block 2;

Said centerline begins a distance of 92.51 ft. east along the north line of said Lot 10, thence a distance of 27.0 ft. north, more or less, from the northwest corner of said Lot 10, thence from a tangent bearing of N 90°00'E running along a 25°00' curve to the right until said strip crosses the east line of said Lot 10.

Said strip is shown on the plat as Parcel No. 29 and contains 0.002 acres or 86 sq. ft.

Parcel No. 29A

All that portion of Lot 10, Block 2, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 32.0 ft. wide, measured on the southerly side of the following described centerline as surveyed and staked over and across said Lot 10:

Said centerline begins a distance of 27.0 ft. north of the northwest corner of said Lot 10, thence running east along a line 27.0 ft. north of and parallel with the north line of said Lot 10 a distance of 92.51 ft., thence along a 25°00' curve to the right until said strip crosses the east line of said Lot 10, excepting all that portion lying within 27.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 29A and contains 0.016 acres or 700 sq. ft.

Parcel No. 30

All that portion of Lot 3, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 40.0 ft. wide, measured on the easterly side of the following described highway centerline as surveyed and staked over and across said Lot 3:

Said centerline begins a distance of 50.0 ft. north to a point on the centerline of Bismarck Avenue, thence a distance of 114.88 ft. east along the centerline of Bismarck Avenue, more or less, from the northwest corner of said Lot 3, said point of beginning being the intersection of said Bismarck Avenue and Seventh Street South, thence running south a distance of 50.0 ft., thence along a 22°00' curve to the right a distance of 204.55 ft., thence S 45°00'W a distance of 0.68 ft., thence along a 22°00' curve to the left a distance of 204.55 ft., more or less, to a point on the centerline of Seventh Street South.

Also including all that portion lying northwesterly of the above described centerline bounded by Bismarck Avenue on the north and bounded by Seventh Street South on the west.

Said strip is shown on the plat as Parcel No. 30 and contains 0.694 acres or 30,217 sq. ft, excepting all that portion dedicated for public right of way.

Parcel No. 30A

All that portion of Lot 3, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 45.0 ft. wide, measured on the easterly side of the following described centerline as surveyed and staked over and across said Lot 3:

Said strip and centerline begin on the centerline of Bismarck Avenue where said centerline is located a distance of 50.0 ft. north to a point on the centerline of Bismarck Avenue, thence a distance of 114.88 ft. east along the centerline of Bismarck Avenue from the northwest corner of said Lot 3, said point of beginning being the intersection of said Bismarck Avenue and the centerline of Seventh Street South, thence running south a distance of 50.0 ft., thence along a 22°00' curve to the right a distance of 204.55 ft., thence S 45°00'W a distance of 0.68 ft., thence along a 22°00' curve to the left a distance of 204.55 ft., more or less, to a point on the centerline of Seventh Street South, excepting all that portion lying within 40.0 ft. of the above described centerline.

Also including the north 5.0 ft. of said Lot 3, Block 1 lying easterly of the above described strip.

Said strip is shown on the plat as Parcel No. 30A and contains 0.077 acres or 3,354 sq. ft., excepting all that portion dedicated for public right of way.

Parcel No. 31

A tract of land lying in Lot 1, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, said tract being described as follows:

Beginning at a point on the northeast corner of said Lot 1, thence running west along the north line of said Lot 1 a distance of 10.0 ft., thence S 44°39'30"E to a point on the east line of said Lot 1, thence north along the east line of said Lot 1 a distance of 10.0 ft, more or less, to the point of beginning.

Said tract is shown on the plat as Parcel No. 31 and contains 0.001 acres or 50.0 sq. ft.

Parcel No. 31A

A tract of land lying in Lot 1, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, said tract being described as follows:

Beginning at a point on the northwest corner of said Lot 1, thence running east along the north line of said Lot 1 a distance of 125.0 ft., thence S 44°39'30"E to a point 10.0 ft. south of the northeast corner of said Lot 1, thence south along the east line of said Lot 1 a distance of 7.03 ft., thence N 44°39'39"W a distance of 16.91 ft., thence west along a line 5.0 ft. south of and parallel with the north line of said Lot 1 a distance of 122.97 ft., more or less, to a point on the west line of said Lot 1, thence north along the west line of said Lot 1 a distance of 5.0 ft., more or less, to the point of beginning.

Also including all that portion lying within the north 5.0 ft. of Lot 2, Block 1 of said Meadow Valley Addition.

Said tract is shown on the plat as Parcel No. 31A and contains 0.049 acres or 2,134 sq. ft.

Parcel No. 31B

A tract of land lying in Lots 1 and 2, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota.

Beginning at a point a distance of 251.5 ft. south along the centerline of Ninth Street, thence a distance of 46.0 ft. west from the intersection of the centerlines of Bismarck Avenue and Ninth Street in the city of Bismarck, North Dakota, thence running east a distance of 6.0 ft., thence north along the east line of said Lots 1 and 2, a distance of 191.97 ft., more or less, to a point 10.0 ft. south of the northeast corner of said Lot 1, thence N 44°39'30"W a distance of 14.06 ft., thence west along the north line of said Lot 1 a distance of 6.0 ft., thence S 44°39'30"E to a point 6.0 ft. west of the east line of said Lot 1, thence south along a line 6.0 ft. west of and parallel with the east line of said Lots 1 and 2 to the point of beginning.

Said tract is shown on the plat as Parcel No. 31B and contains 0.028 acres (1212 sq. ft.).

Parcel No. 31C

All that portion of Lots 1 and 2, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 5.0 ft. wide, measured on the westerly side of the following described line as surveyed and staked over and across said Lots 1 and 2, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota.

Said strip and line begin where said line is located 251.5 ft. south along the centerline of Ninth Street, thence a distance of 46.0 ft. west from the intersection of the centerlines of Bismarck Avenue and Ninth Street in the city of Bismarck, North Dakota, thence running north along a line 6.0 ft. west of and parallel with the east line of said Lots 1 and 2 a distance of 192.04 ft., thence N 44°39'30"W until said strip and line cross a line 5.0 ft. south of the north line of said Lot 1.

Said strip is shown on the plat as Parcel No. 31C and contains 0.023 acres (997 sq. ft.).

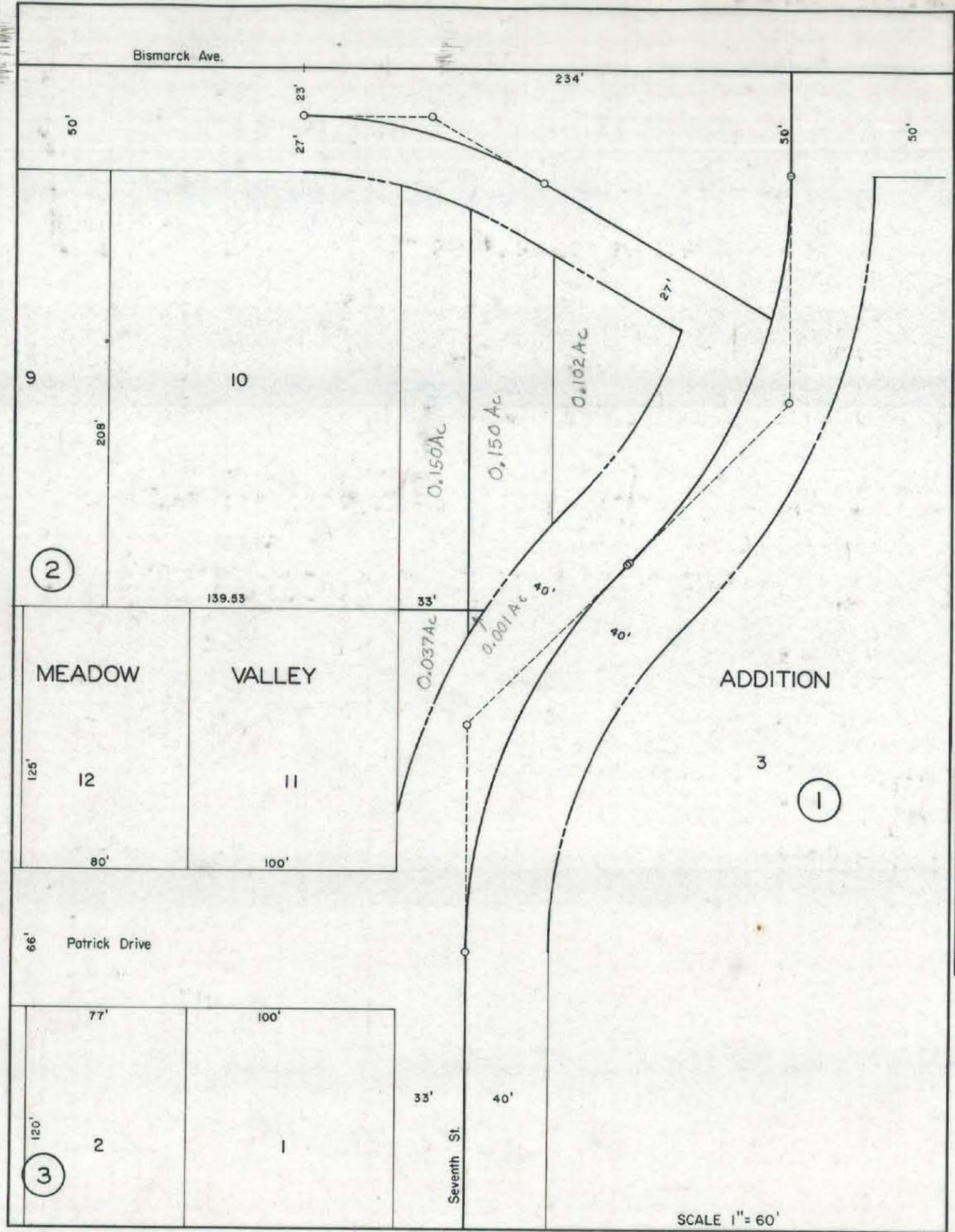
Parcel No. 30B

All that portion of Lot 3, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota, lying within a strip of land 10.0 ft. wide, measured on the westerly side of the following described line as surveyed and staked over and across said Lot 3, Block 1, Meadow Valley Addition to the city of Bismarck, North Dakota.

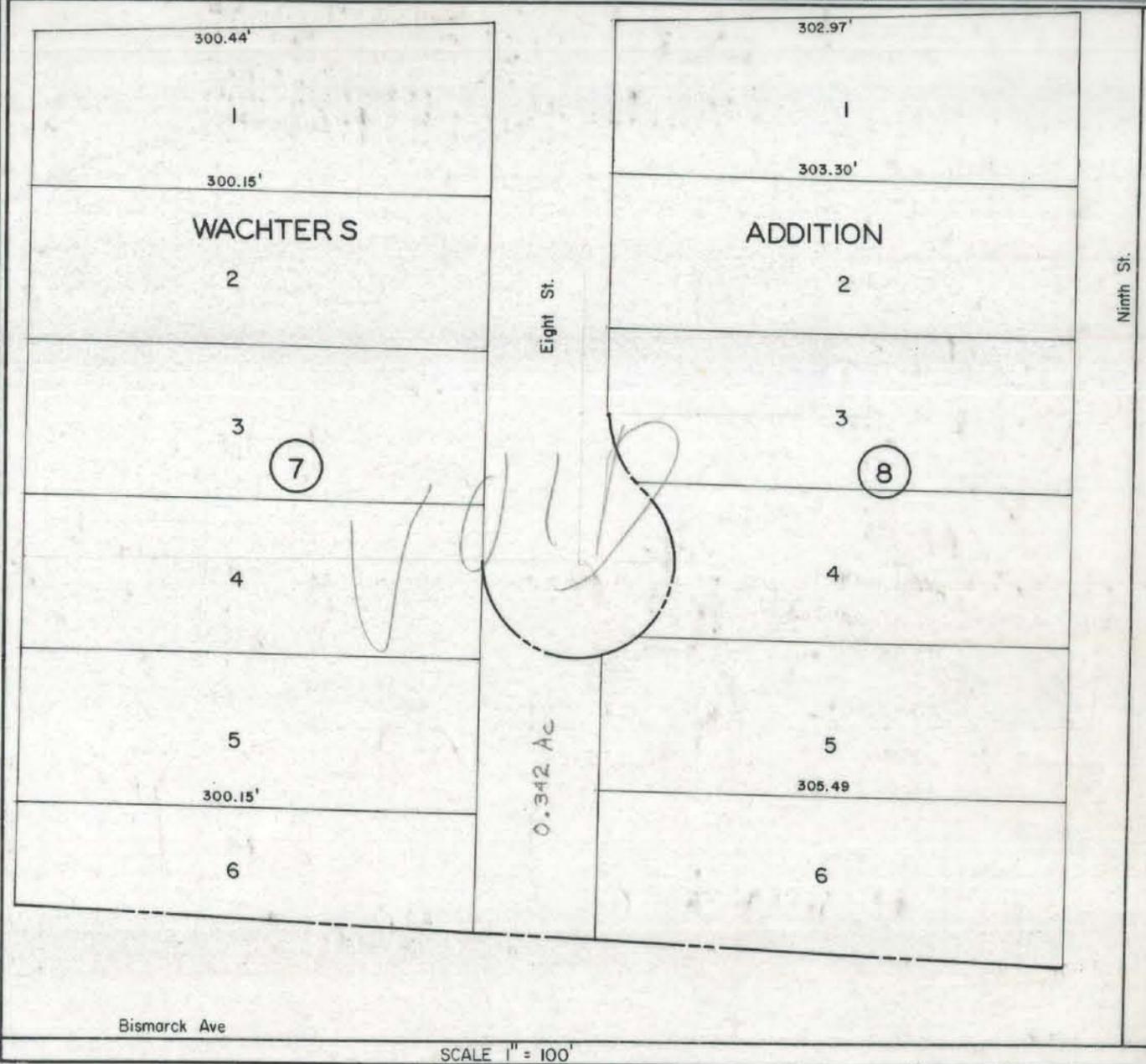
Said strip and line begin on the north line of said Lot 3 where said line is located 18.12 ft. west of the northeast corner of said Lot 3; thence running south a distance of 35.0 ft.

Said strip is shown on the plat as Parcel No. 30B and contains 0.008 acres (350 sq. ft.).

MADE BY _____ DATE _____ CHECKED BY _____ DATE _____



PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)		8A OF 13	
MILE 002			



NORTH DAKOTA
STATE HIGHWAY DEPARTMENT

RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED _____
RIGHT OF WAY ENGINEER

DATE _____

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	32 TO 37	9 OF 13	THREE
MILE 002			

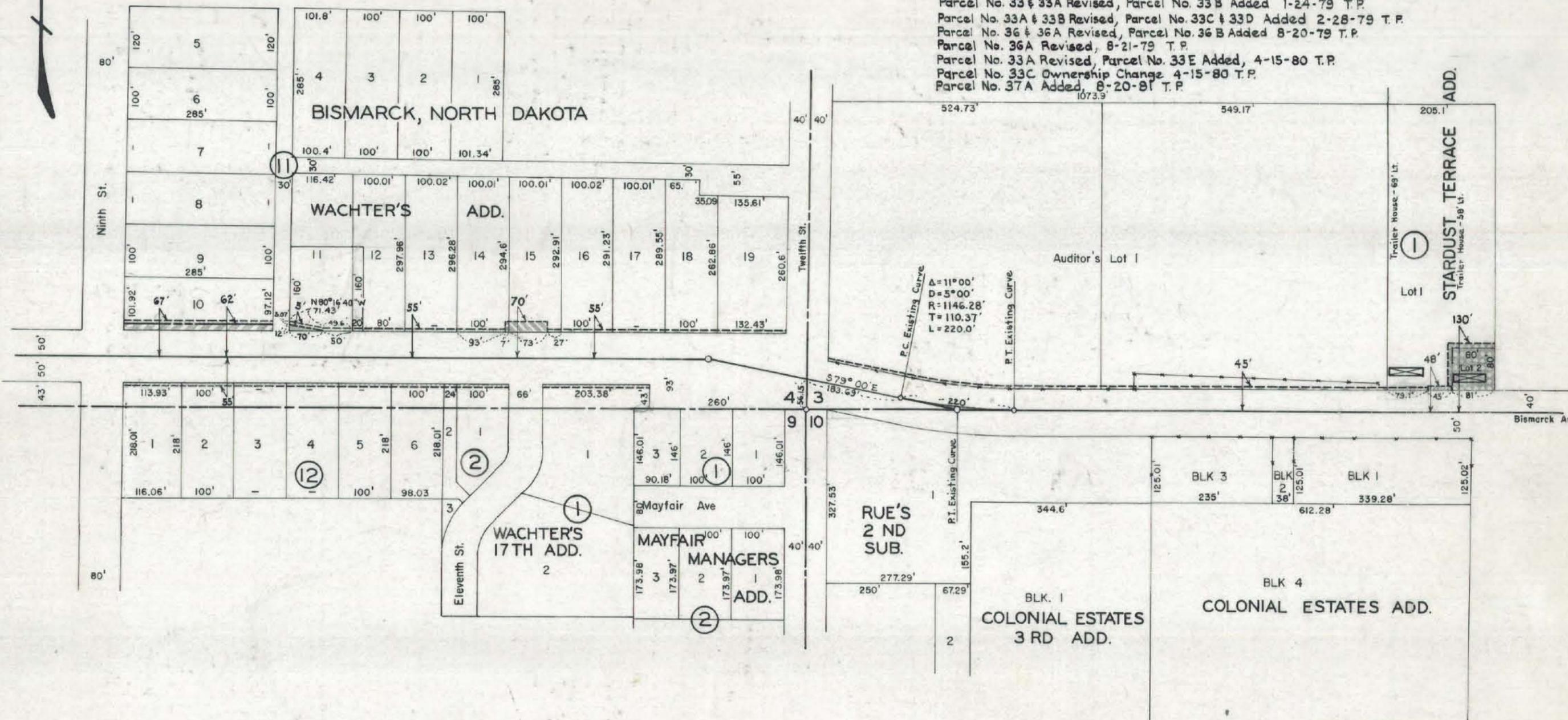
Parcel No. 33 & 33A Revised, Parcel No. 33B Added 1-24-79 T.P.
 Parcel No. 33A & 33B Revised, Parcel No. 33C & 33D Added 2-28-79 T.P.
 Parcel No. 36 & 36A Revised, Parcel No. 36B Added 8-20-79 T.P.
 Parcel No. 36A Revised, 8-21-79 T.P.
 Parcel No. 33A Revised, Parcel No. 33E Added, 4-15-80 T.P.
 Parcel No. 33C Ownership Change 4-15-80 T.P.
 Parcel No. 37A Added, 8-20-81 T.P.

DATE 6-20-78

CHECKED BY Glenn Stockdill

DATE 6-12-78

MADE BY Ted Peters



P.C. Existing Curve
 $\Delta = 11^{\circ}00'$
 $D = 5^{\circ}00'$
 $R = 1146.28'$
 $T = 110.37'$
 $L = 220.0'$

P.T. Existing Curve

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT
 PROJECT NO. QF-1-810(01)002
 BURLEIGH COUNTY
 APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER
 SCALE 1" = 200'
 DATE 6-29-78

LOT 10, BLK. 11
WACHTER'S ADD.
BISMARCK, N. D.

Parcel No 32 0.079 Ac. (3420 Sq. Ft.)
Lloyd Jacobson
Gerald Jacobson
Rodney D. Jacobson
Daniel R. Delaney
P. O. Box 2218
Bismarck, North Dakota
Remaining Acreage 0.572 Ac.

Parcel No. 32A 0.033 Ac. (1425 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No 32

THE S. 160' LOT 11 & THE W. 20' OF
THE S. 160' LOT 12, BLK. 11
WACHTER'S ADD.
BISMARCK, N. D.

Parcel No. 33 0.010 Ac. (420 Sq. Ft.)
M-M Bismarck Associates, A Partnership
Minneapolis, Minnesota
Remaining Acreage 0.504 Ac.

Parcel No. 33A 0.016 Ac. (705 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 33

LOT'S 15 TO 19, BLK. 11
WACHTER'S ADD.
BISMARCK, N. D.

Parcel No 33B 0.053 Ac. (2297 Sq. Ft.)
Temp. Construction Easement
Paul H. Wachter, James P. Wachter,
Camille Wachter Homme, Ann Wachter Frappia
As Trustees Of
Wachter Real Estate Trust
Bismarck, North Dakota

Parcel No. 33D
Temp. Private Drive Easement
Owner Same As Parcel No. 33B

AUD. LOT 1-3-138-80

(THE W. 564.73', EXCEPT THE N. 195.5')
Parcel No. 34 0.061 Ac. (2640 Sq. Ft.)
Temp. Construction Easement
Neilon M. Hedahl
Jacob E. Swenson
Erling M. Hedahl
Harley Swenson
Bismarck, North Dakota
Contract For Deed
Bismarck Public School District No. 1
400 E. Ave. E.
Bismarck, North Dakota

AUD. LOT 1-3-138-80

(THE E. 549.17')
Parcel No. 35 0.063 Ac. (2746 Sq. Ft.)
Temp. Construction Easement
Bismarck Park District
Bismarck, North Dakota

LOT'S 1 & 2, BLK. 1
STARDUST TERRACE ADD.
BISMARCK, N. D.

Parcel No. 36 0.009 Ac. (395.5 Sq. Ft.)
Temp. Construction Easement
Clyde & Carolyn Hoovestel (H&W)
Bismarck, North Dakota
Contract For Deed
Roland & Cecelia Bieber (H&W)
1418 S. Columbia Drive
Bismarck, North Dakota

Parcel No. 36A 0.184 Ac. (8028 Sq. Ft.)
Temp. Construction Easement
Owner Same As Parcel No. 36

Parcel No 36B 0.008 Ac. (360 Sq. Ft.)
Owner Same As Parcel No. 36

LOT'S 1 TO 6, BLK. 12
WACHTER'S ADD. &
WACHTER'S 17TH ADD.

Parcel No. 37 0.108 Ac. (4706 Sq. Ft.)
Temp. Construction Easement
Paul H. Wachter, James P. Wachter,
Camille Wachter, Homme, Ann Wachter Frappia
As Trustees Of
Wachter Real Estate Trust
Bismarck, North Dakota

LOT'S 11, 12, 13 & 14, BLK. 11
WACHTER'S ADD., BISMARCK, N. D.

(EXCEPT THE S. 160' OF LOT 11 & THE W. 20'
OF THE S. 160' OF LOT 12, BLK 11)
Parcel No. 33E 0.031 Ac. (1365 Sq. Ft.)
Temp. Construction Easement
Panance Property Corp.
Carey-Fairview Corp.
Bismarck Paradise Associates

Parcel No. 33C
Temp. Private Drive Easement
Owner Same As Parcel No. 33E

Parcel No. 32

The south 12.0 ft. of Lot 10, Block 11, Wachter's Addition to the city of Bismarck, North Dakota. Tract is shown on the plat as Parcel No. 32 and contains 0.079 acres or 3,420 sq. ft.

Parcel No. 32A

The north 5.0 ft. of the south 17.0 ft. of Lot 10, Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 32A and contains 0.033 acres or 1,425 sq. ft.

Parcel No. 33

A tract of land lying in Lot 11, Block 11, Wachter's Addition to the city of Bismarck, North Dakota, said tract being described as follows:

Beginning at a point a distance of 12.0 ft. north of the southwest corner of said Lot 11, thence running south along the west line of said Lot 11 a distance of 12.0 ft., thence east along the south line of said Lot 11 a distance of 70.0 ft., thence northwesterly to the point of beginning.

Said tract is shown on the plat as Parcel No. 33 and contains 0.010 acres or 420 sq. ft.

Parcel No. 33A

The south 5.0 ft. of the west 20.0 ft. of Lot 12, Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Also including a tract of land lying in Lot 11, Block 11 of said Wachter's Addition, said tract being described as follows:

Beginning at a point a distance of 12.0 ft. north of the southwest corner of said Lot 11, thence running north along the west line of said Lot 11, a distance of 5.07 ft., thence S 80°16'40"E a distance of 71.43 ft., thence east along a line 5.0 ft. north of and parallel with the south line of said Lot 11 a distance of 49.6 ft., more or less, to a point on the east line of said Lot 11, thence south a distance of 5.0 ft., more or less, to the southeast corner of said Lot 11, thence west along the south line of said Lot 11 a distance of 50.0 ft., thence northwesterly to the point of beginning.

Tract is shown on the plat as Parcel No. 33A and contains 0.016 acres or 705 sq. ft.

Parcel No. 33B

The south 5.0 ft. of Lots 16 through 19, and the south 5.0 ft. of the east 27.0 ft. of Lot 15, all of Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 33B and contains 0.053 acres or 2297 sq. ft., excepting all that portion previously acquired.

Parcel No. 33C

The south 20.0 ft. of the east 7.0 ft. of Lot 14, Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 33C.

Parcel No. 33D

The south 20.0 ft. of the west 73.0 ft. of Lot 15, Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 33D.

Parcel No. 34

All that portion of Auditor's Lot 1 (the west 564.73 ft., except the north 195.5 ft.) of Sec. 3, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 45.0 ft. wide, measured on the northerly side of the following described centerline as surveyed and staked over and across said Auditor's Lot 1 (the west 564.73 ft., except the north 195.5 ft.):

Said strip and centerline begin on the west line of said Section 3 where said centerline is located 56.15 ft. north of the southwest corner of said Section 3; thence running S 79°00'E a distance of 183.69 ft., thence along a 5°00' curve to the left a distance of 220.0 ft., thence east along the centerline of Bismarck Avenue until said strip crosses the east line of said west 564.73 ft. of said Auditor's Lot 1.

Said strip is shown on the plat as Parcel No. 34 and contains 0.061 acres or 2,640 sq. ft., excepting all that portion dedicated for public right of way or lying within 33 ft. of the section line.

Parcel No. 35

The south 5.0 ft. of the east 549.17 ft., of Auditor's Lot 1 of Sec. 3, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 35 and contains 0.063 acres or 2746 sq. ft.

Parcel No. 36

The south 5.0 ft. of the west 79.1 ft. of Lot 1, Block 1, Stardust Terrace Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 36 and contains 0.009 acres or 395.5 sq. ft.

Parcel No. 36A

The south 90.0 ft. of the east 90.0 ft. of Block 1, Stardust Terrace Addition to the city of Bismarck, North Dakota, said tract described as all of Lot 2 of said Block 1 and a 10.0 ft. strip of Lot 1 of Block 1 lying on the west and north sides of said Lot 2.

Except the south 8.0 ft. of the east 9.0 ft. of the west 124.1 ft. of said Block 1.
Tract is shown on the plat as Parcel No. 36A and contains 0.184 acres or 8028 sq. ft.

Parcel No. 37

The north 5.0 ft. of Lots 1, 2, 3, 4, 5 and 6, Block 12, Wachter's Addition to the city of Bismarck, North Dakota.

Also the north 5.0 ft. of Lots 1 and 2, Block 2 of Wachter's 17th Addition to the city of Bismarck, North Dakota, and the north 5.0 ft. of Lot 1, Block 1, Wachter's 17th Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 37 and contains 0.108 acres or 4706 sq. ft.

Parcel No. 36B

The south 8.0 ft. of the east 45.0 ft. of the west 124.1 ft. of Lot 1, Block 1, Stardust Terrace Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 36B and contains 0.008 acres (360 sq. ft.).

Parcel No. 33E

All that portion of Lots 12, 13 and 14, Block 11, Wachter's Addition to the city of Bismarck, North Dakota, lying within a strip of land 5.0 ft. wide, measured on the northerly side of the following described line as surveyed and staked over and across said Lots 12, 13 and 14, Block 11, Wachter's Addition to the city of Bismarck, North Dakota.

Said strip and line begin on the south line of said Lot 14 where said line is located 7.0 ft. east of the southeast corner of said Lot 14; thence running west along the south line of said Lots 12, 13 and 14 a distance of 273.0 ft.

Said strip is shown on the plat as Parcel No. 33E and contains 0.031 acres or 1,365 sq. ft.

Parcel No. 40 Revised 1-15-79, T.P.
 Area On Parcel No. 39 Revised 2-6-79, T.P.
 Parcel No. 38 Revised 8-21-79, T.P.
 Parcel No 38B Added 10-12-81, T.P.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	38 TO 42	10 OF 13	ONE
MILE 002			

DATE 6-19-78

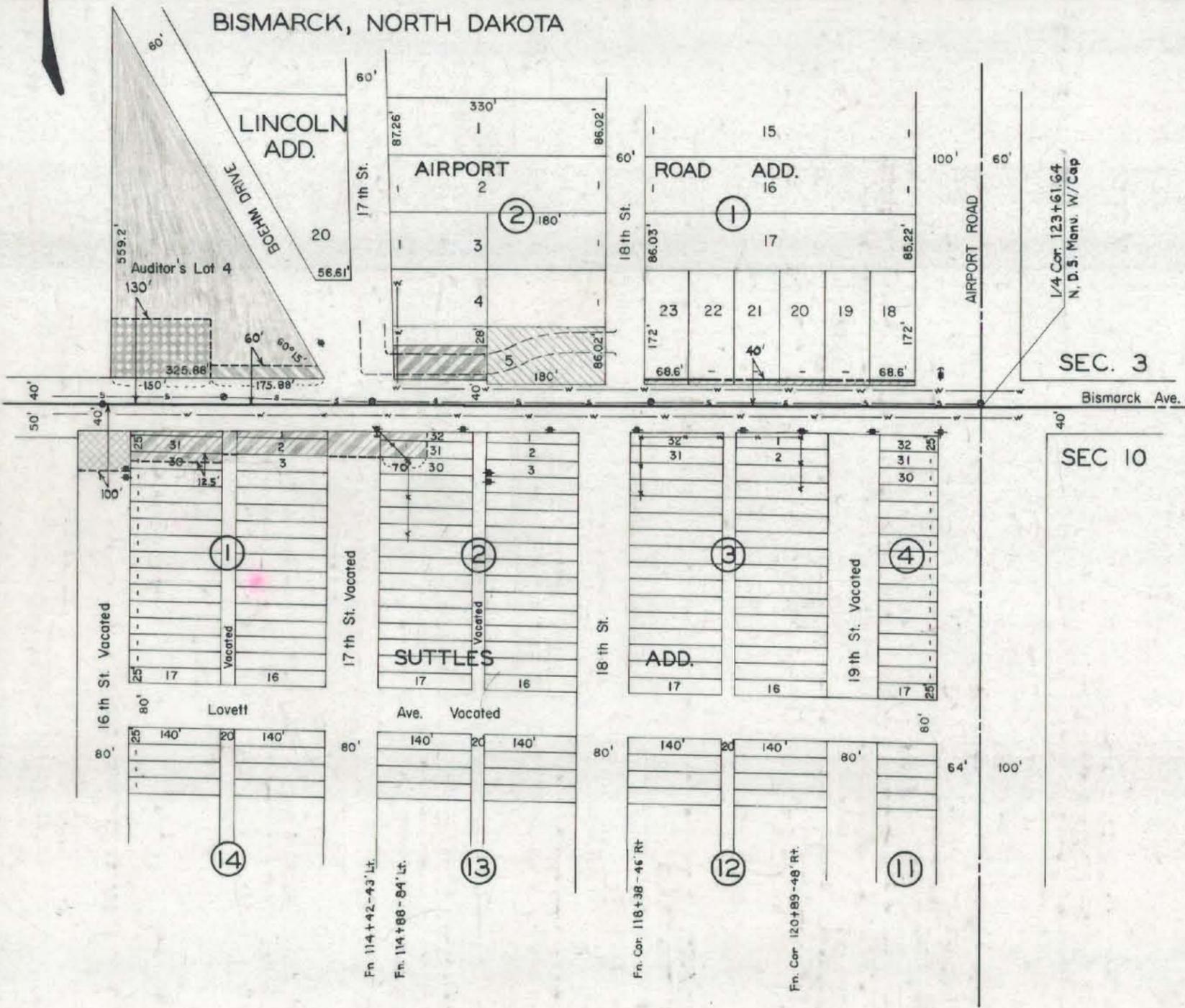
CHECKED BY Glenn Stockdill

DATE 6-14-78

MADE BY Ted Peters



BISMARCK, NORTH DAKOTA



SW1/4-3-138-80
 (AUDITOR'S LOT 4)
 Parcel No. 38 0.310 Ac. (13,300 Sq. Ft.)
 Temp. Construction Easement
 Lynn Nicola
 P. O. Box 1072
 Bismarck, North Dakota

LOT'S 18 TO 23, BLK. 1
 AIRPORT ROAD ADD.
 BISMARCK, N. D.
 Parcel No. 41 0.066 Ac. (2881 Sq. Ft.)
 Central Bottling Company
 Bismarck, N. D.
 Remaining Acreage 1.56 Ac.

Parcel No. 38 A 0.078 Ac (3403 Sq. Ft.)
 Temp. Construction Easement
 Owner Same As Parcel No. 38

Parcel No 38 B
 Temp. Construction Easement
 Owner Same As Parcel No. 38
 Acquired By City Of Bismarck

LOT 5, BLK. 2
 AIRPORT ROAD ADD.
 BISMARCK, N. D.
 (EXCEPT THE N. 28' & E 180')
 Parcel No. 39 0.165 Ac. (7180 Sq. Ft.)
 Robert E Carufel
 Bismarck, North Dakota
 Remaining Acreage None

SUTTLE'S ADD. 10-138-80
 BISMARCK, N. D.
 LOT'S 1 TO 4, 29 TO 32, BLK. 1
 LOT'S 1 TO 4, 29 TO 32, BLK. 2
 LOT'S 1 TO 4, 29 TO 32, BLK. 3
 LOT'S 29 TO 32, BLK. 4
 ALL VACATED STREETS & ALLEYS
 Parcel No. 42 0.409 Ac (17,826 Sq. Ft.)
 Temp. Construction Easement
 The First National Bank & Trust
 Company Of Bismarck, N. D.
 A Corporation
 Bismarck, North Dakota

LOT'S 5, BLK. 2
 AIRPORT ROAD ADD.
 BISMARCK, N. D.
 (THE E. 180')
 Parcel No. 40 0.355 Ac (15,483.6 Sq. Ft.)
 John W & Theodosia Larson
 Bismarck, North Dakota
 Remaining Acreage None

Parcel No. 42 A
 Temp. Private Drive Easement
 Owner Same As Parcel No. 42

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT
RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(02)000

BURLEIGH COUNTY

APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 6-29-78

Parcel No. 38

The south 90.0 ft. of the west 150.0 ft. of Auditor's Lot 4 of Sec. 3, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 38 and contains 0.310 acres or 13,500 sq. ft.

Parcel No. 38A

The south 20.0 ft. of Auditor's Lot 4 of Sec. 3, Twp. 138 N., Rge. 80 W., 5th P.M., excepting all that portion lying within the west 150.0 ft. of said Auditor's Lot 4.

Tract is shown on the plat as Parcel No. 38A and contains 0.078 acres or 3403 sq. ft.

Parcel No. 39

Lot 5, Block 2, Airport Road Addition to the city of Bismarck, North Dakota, excepting all that portion lying within the east 180.0 ft., The north 28.0 ft. and that portion lying within the south 40.0 ft. of Sec. 3, Twp. 138 N., Rge. 80 W.

Tract is shown on the plat as Parcel No. 39 and contains 0.165 acres or 7180 sq. ft.

Parcel No. 40

The east 180.0 ft. of Lot 5, Block 2, Airport Road Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 40 and contains 0.355 acres or 15,483.6 sq. ft.

Parcel No. 41

The south 7.0 ft. of Lots 18, 19, 20, 21, 22 and 23, Block 1, Airport Road Addition to the city of Bismarck, North Dakota.

Tract is shown on the plat as Parcel No. 41 and contains 0.066 acres or 2881 sq. ft.

Parcel No. 42

Lots 1, 2, 31 and 32 and the north 12.5 ft. of Lot 30, all of Block 1, and the west 70.0 ft. of Lots 31 and 32, Block 2, Suttles Addition to the city of Bismarck, North Dakota.

Also including all that portion of the vacated alley lying northerly of the following described line, said line begins on the southwest corner of said Lot 2, Block 1, thence west to a point on the southeast corner of said Lot 31, Block 1, Suttles Addition to the city of Bismarck, North Dakota.

Also including all that portion of the vacated 17th Street lying between said Blocks 1 and 2 lying northerly of the following described line, said line begins on the southwest corner of said Lot 31, Block 2, thence west to a point on the southeast corner of said Lot 2, Block 1.

Tract is shown on the plat as Parcel No. 42 and contains 0.409 acres or 17,826 sq. ft., excepting all that portion previously dedicated for public right of way.

Parcel No. 42A

All that portion of vacated south 16th Street lying 100.0 ft. south of the centerline of Bismarck Avenue of Sec. 10, Twp. 138 N., Rge. 80 W., 5th P.M.

Tract is shown on the plat as Parcel No. 42A.

Parcel No. 38B

Auditor's Lot 4, SW $\frac{1}{4}$, Section 3, Township 138, Range 80.

SEC.-3-138-80
 AUDITOR'S LOT 6
 Parcel No. 43A
 Temp. Construction Easement
 Acquired By City

E. 528.01' OF W. 721.8' OF AUDITOR'S LOT 7
 Parcel No. 43C
 Temp. Construction Easement
 Acquired By City

W. 193.8' OF AUDITOR'S LOT 7
 Parcel No. 43B
 Temp. Construction Easement
 Acquired By City

E. 771.2' OF AUDITOR'S LOT 7
 Parcel No. 43D
 Temp. Construction Easement
 Acquired By City

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	43 TO 44	11 OF 13	ONE
MILE 002			

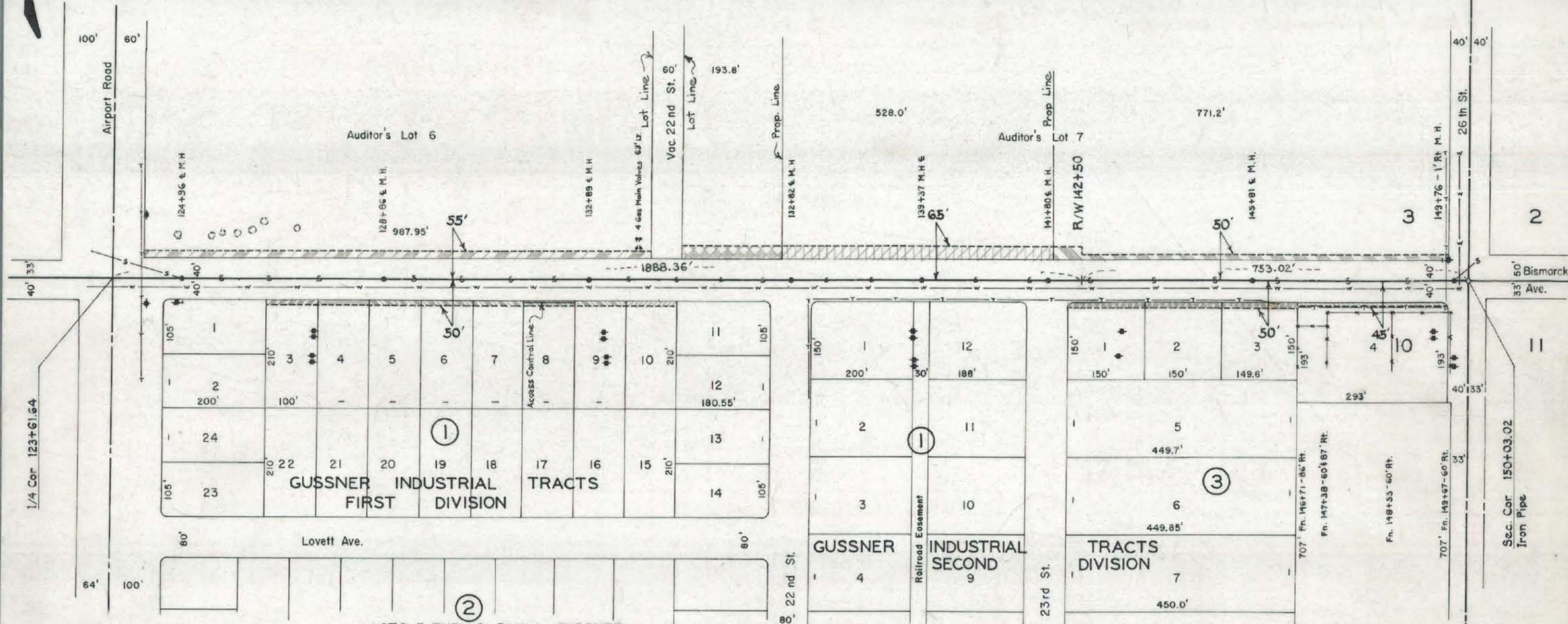
Parcel No. 43 & 44 Eliminated 8-21-78, T.P.
 Parcel No's 43A, 43B, 43C, 43D, 43F, 43G, 43H, 43I, 43L & 43M Added 3-17-82, T.P.
 Parcel No. 43N Added 12-17-82 T.P.

DATE 6-20-78

CHECKED BY Glenn Stockdill

DATE 6-13-78

MADE BY Ted Peters



LOT 3, BLK. 1, GUSSNER INDUSTRIAL TRACTS 1ST DIVISION
 Parcel No. 43F
 Temp. Construction Easement
 Acquired By City

LOT 4, BLK. 1, GUSSNER INDUSTRIAL TRACTS 1ST DIVISION
 Parcel No. 43G
 Temp. Construction Easement
 Acquired By City

LOTS 5 THRU 9, BLK. 1, GUSSNER INDUSTRIAL TRACTS 1ST DIVISION
 Parcel No. 43H
 Temp. Construction Easement
 Acquired By City

LOT 10, BLK. 1, GUSSNER INDUSTRIAL TRACTS 1ST DIVISION
 Parcel No. 43I
 Temp. Construction Easement
 Acquired By City

LOT 8, BLK. 1, GUSSNER INDUSTRIAL TRACTS 1ST DIVISION
 Parcel No. 43N Access Control
 Ruben & Orla Anderson (H&W)

LOT 1, 2 & 3, BLK. 3, GUSSNER INDUSTRIAL TRACTS 2ND DIVISION
 Parcel No. 43L
 Temp. Construction Easement
 Acquired By City

LOT 4, BLK. 3, GUSSNER INDUSTRIAL TRACTS 2ND DIVISION
 Parcel No. 43M
 Temp. Construction Easement
 Acquired By City

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT

RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

SCALE 1" = 200'

DATE 6-29-78

Parcel No. 43A

South fifteen feet (15') Auditor's Lot 6, Section 3-138-80.

Parcel No. 43B

South twentyfive feet (25') of the west 193.8 ft. of Auditor's Lot 7, Section 3-138-80.

Parcel No. 43C

South twentyfive feet (25') of the east 528.0 feet of the west 721.8 feet of Auditor's Lot 7, Section 3-138-80.

Parcel No. 43F

North ten (10') Lot 3, Block 1, Gussner Industrial Tracts First Division.

Parcel No. 43G

North ten feet (10') Lot 4, Block 1, Gussner Industrial Tracts First Division.

Parcel No. 43H

North ten feet (10') of Lots 5 through 9, Block 1, Gussner Industrial Tracts First Division.

Parcel No. 43I

North ten feet (10') of Lot 10, Block 1, Gussner Industrial Tracts First Division.

Parcel No. 43L

North ten feet (10') Lots 1 through 3, Block 3, Gussner Industrial Tracts Second Division.

Parcel No. 43M

North five feet (5') Lot 4, Block 3, Gussner Industrial Tracts Second Division.

Parcel No. 43N

All right of access being the right of ingress to and egress from Bismarck Avenue to Lot 8, Block 1, Gussner Industrial Tracts First Division, Bismarck, North Dakota, of Sec. 10, Twp. 138 N., Rge. 80 W., 5th P.M., as shown on the right of way plat.

Parcels 47 D & 47 E added 10-7-82 W.C.

See Plat 13A of 13

Parcel No.'s 45, 46, 47, 48, 500-1, & B.N-1 Revised 7-8-80 T.P.
Parcel No.'s 45A, 47A & 47B Added 7-8-80 T.P.
Parcel No. 45A. Revised 6-4-81 T.P.
Parcel No. 45 E Added 6-4-81 T.P.
Parcel No. 45, Ownership Revised 2-22-82 T.P.
Parcel No. 48A Added 9-17-82, G.A.

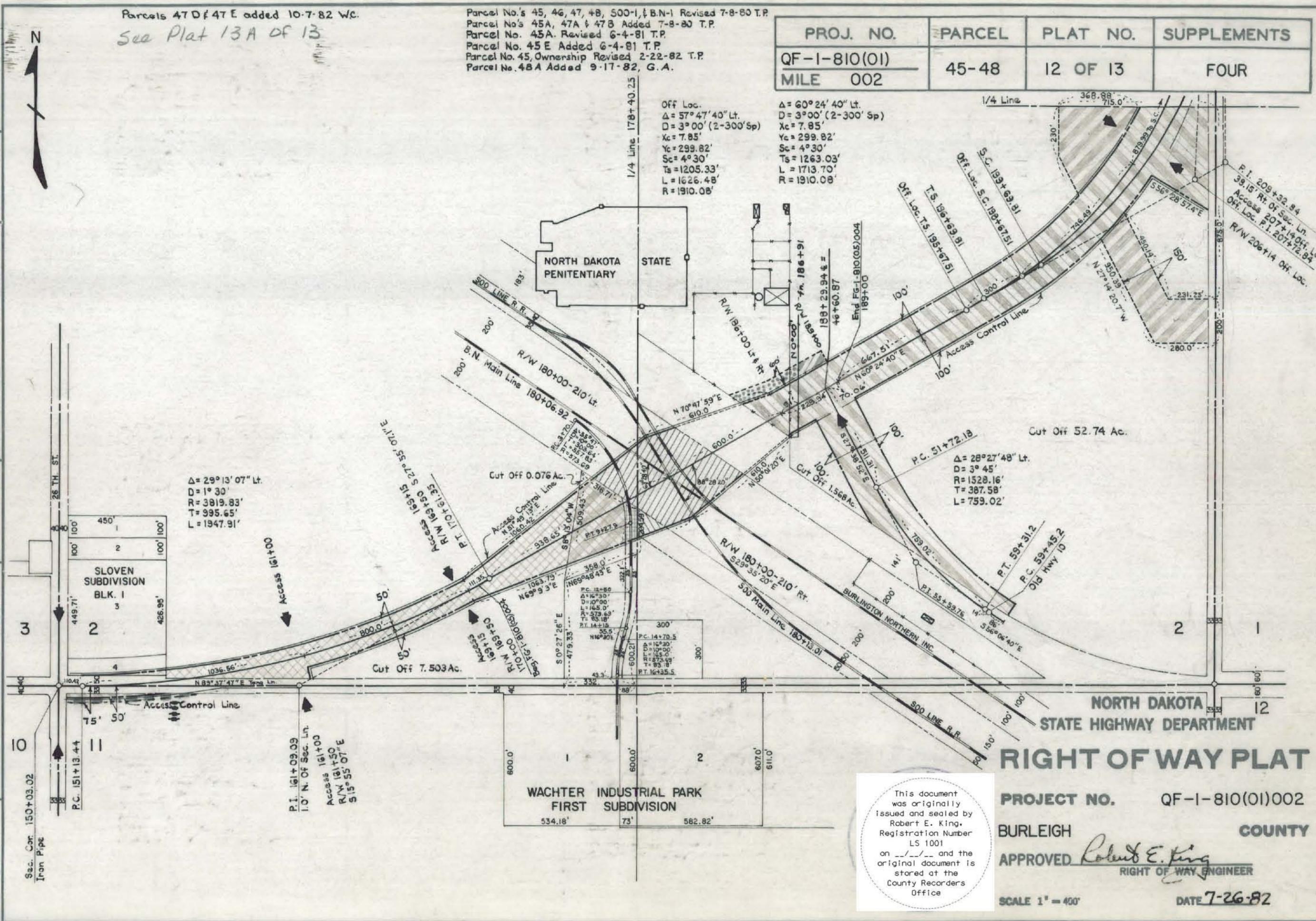
PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	45-48	12 OF 13	FOUR
MILE 002			

DATE 7-21-80

CHECKED BY Glenn Stockdill

DATE 6-26-80

MADE BY Ted Peters



RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Robert E. King*
RIGHT OF WAY ENGINEER

SCALE 1" = 400'

DATE 7-26-82

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

WACHTER INDUSTRIAL PARK
FIRST SUBDIVISION

SLOVEN
SUBDIVISION
BLK. 1

NORTH DAKOTA
STATE
PENITENTIARY

NORTH DAKOTA
STATE HIGHWAY DEPARTMENT

Sec. Cor. 150+03.02
Iron Pipe

P.I. 161+09.09
1.0' N. Of Sec. Ln.
Access 161+00
R/W 161+50
5'5" 55' 07" E

Δ = 28°27'48" Lt.
D = 3°45'
R = 1528.16'
T = 387.58'
L = 759.02'

Off Loc.
Δ = 57°47'40" Lt.
D = 3°00' (2-300' Sp)
Xc = 7.85'
Yc = 299.82'
Sc = 4°30'
Ts = 1205.33'
L = 1626.48'
R = 1910.08'

Δ = 60°24'40" Lt.
D = 3°00' (2-300' Sp)
Xc = 7.85'
Yc = 299.82'
Sc = 4°30'
Ts = 1263.03'
L = 1713.70'
R = 1910.08'

Δ = 29°13'07" Lt.
D = 1°30'
R = 3819.83'
T = 995.65'
L = 1947.91'

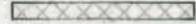
Access 163+50
R/W 163+50
5'27" 55' 07" E

Cut Off 7.503 Ac.

Cut Off 0.076 Ac.

Cut Off 1.568 Ac.

Cut Off 52.74 Ac.

**LOT 4, BLK I, SLOVEN SUB.
SW1/4-2-138-80**(S. OF R. R. R/W B W. OF A LINE 332.0' W OF THE
SE COR. OF THE SW1/4, THENCE N0°27'26"W
479.33', THENCE N8°13'04"E 509.43', EXCEPT
LOT 3 SLOVEN SUB.)Parcel No. 45  5.531 Ac.

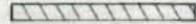
Sloven, Sloven and Kamins Limited Partnership

P.O. Box 774

901 South 26th St.

Bismarck, North Dakota 58501

Remaining Acreage 84.37 Ac.

SE1/4-2-138-80Parcel No 500-1  0.196 Ac.

500 Line Railroad

Valuation Section 6

Line Between Ashley and Bismarck, ND

Between Railroad Mile Posts 417 & 418

Approx. R. R. & Sta 7332+42

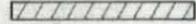
NW1/4-11-138-80(EXCEPT THE E. 73' OF LOT 1 WACHTER INDUSTRIAL PARK 1ST SUB.
B EXCEPT THE S. 4' OF THE N. 644' OF THE E. 73')Parcel No. 48  0.122 Ac. (5317 Sq. Ft.)

Glacier Park Company (A Minn. Corp.)

176 E. 5th St.

St Paul, Minnesota

Remaining Acreage 158.83 Ac.

S1/2-2-138-80Parcel No. B.N.1  3.867 Ac.

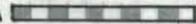
Burlington Northern Inc.

Valuation Section 1

Line Between Red River & Mandan

Between Railroad Mile Posts 417 & 418

Approx. R. R. & Sta 10111+11

Parcel No. 48A  0.315 Ac.

Temp. Detour Esmt.

Owner same as Parcel No. 48

SW1/4-2-138-80(E. OF A LINE 332.0' W OF THE SE COR. OF THE SW1/4
THENCE N0°27'26"W 479.33', THENCE N8°13'04"E 509.43')Parcel No. 45A  1.679 Ac. (73,137 Sq. Ft.)

Wachter Real Estate Trust

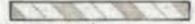
Kirkwood Office Tower

Bismarck, North Dakota 58501

Remaining Acreage 4.73 Ac.

E1/2-2-138-80

(N. OF R. R. R/W B S. OF HWY 10)

Parcel No. 47  22.768 Ac.

State Of North Dakota

(Penitentiary)

Bismarck, North Dakota

Remaining Acreage 312.78 Ac.

Parcel No. 45E  0.192 Ac. (8,363 Sq. Ft.)

Owner Same As Parcel No 45A

Parcel No. 47A  4.766 Ac.

Temp. Channel Change Easement

Permanent Maintenance Clause

Owner Same As Parcel No. 47

SE1/4-2-138-80

(S. OF 500 LINE R. R. R/W, EXCEPT THE W. 300' OF THE S. 300')

Parcel No. 46  0.002 Ac. (98 Sq. Ft.)

Bessie Boyle Wellence

Chicago, Illinois

Harry O. B. Farris (Trustee)

318 1/2 Main St.

Watsonville, California

Contract For Deed

James J. Igoe & Sons Construction, Inc.

Contract For Deed

Gordon R. Benrud

1011 Arthur Dr.

Bismarck, North Dakota

Remaining Acreage 8.06 Ac.

Parcel No. 47 B  0.823 Ac.

Temp. Slope Easement

Owner Same As Parcel No 47

See Plat 13 Of 13 For Parcel

Parcel No. 47 D  0.19 ac.

Temp. Private Drive Ease.

Owner Same as Parcel No. 47

Parcel No. 47 E  0.19 ac.

Temp. Detour Ease.

Owner Same as Parcel No. 47

Parcel No. 45

All that portion of Lot 4, Block 1 of Sloven's Subdivision and the SW $\frac{1}{4}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 100.0 ft. wide, measured 50.0 ft. on each side of the following described highway centerline as surveyed and staked over and across said Lot 4, Block 1 of Sloven's Subdivision and the SW $\frac{1}{4}$:

Said strip and centerline begin on the west line of said SW $\frac{1}{4}$ where said centerline is located on the southwest corner of said SW $\frac{1}{4}$; thence running east along the south line of said SW $\frac{1}{4}$ a distance of 110.42 ft., thence along a 1°30' curve to the left a distance of 1947.91 ft., thence N 60°24'40"E until said strip crosses the east line of said SW $\frac{1}{4}$.

Also including all that portion of said SW $\frac{1}{4}$ lying southerly of the above described strip and westerly of a line described as follows:

Beginning at a point 110.42 ft. east and 1036.56 ft. along a 1°30' curve to the left from the southwest corner of said SW $\frac{1}{4}$, thence running S 15°55'07"E until said line crosses the south line of said SW $\frac{1}{4}$.

Also including all that portion of said SW $\frac{1}{4}$ lying within a tract of land bounded and described as follows:

Beginning at a point 110.42 ft. east and 1836.56 ft. along a 1°30' curve to the left from the southwest corner of said SW $\frac{1}{4}$, thence running N 27°55'07.1"W a distance of 50.0 ft., thence N 51°49'13"E a distance of 1060.42 ft., thence S 29°35'20"E a distance of 420.0 ft., thence S 69°09'03"W a distance of 1063.79 ft., thence N 27°55'07.1"W a distance of 50.0 ft., more or less, to the point of beginning.

Excepting all that portion lying within the Burlington Northern Inc. right of way and all that portion lying easterly of a line described as follows:

Beginning on the south line of said SW $\frac{1}{4}$ 332.0 ft. west of the southeast corner of said SW $\frac{1}{4}$, thence running N 0°27'26"W a distance of 479.33 ft., thence N 8°13'04"E a distance of 509.43 ft., more or less, to the southerly limits of the Burlington Northern Inc.

Said strip and tract is shown on the plat as Parcel No. 45 and contains 5.531 acres, excepting all that portion previously acquired or lying within 33 ft. of the section lines.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner reserves the right of access at 4 points, which are designated by the State Highway Commissioner as shown on the right of way plat.

Parcel No. 45A

A tract of land lying in the SW $\frac{1}{4}$ lying east of a line beginning 332.0 ft. west of the southeast corner of said SW $\frac{1}{4}$, thence running N 0°27'26"W 479.33 ft. and N 8°13'04"E 509.43 ft. to the southerly limits of the Burlington Northern Inc. of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point 110.42 ft. east and 1836.56 ft. along a 1°30' curve to the left from the southwest corner of said SW $\frac{1}{4}$, thence running N 27°55'07.1"W a distance of 50.0 ft., thence N 51°49'13"E a distance of 1060.42 ft., thence S 29°35'20"E a distance of 420.0 ft., thence S 69°09'03"W a distance of 1063.79 ft., thence N 27°55'07.1"W a distance of 50.0 ft., more or less, to the point of beginning.

Excepting all that portion of the above described tract described as follows: A tract of land 50.0 ft. wide lying 25.0 ft. on each side of the following described spur track as surveyed and staked over and across said SW $\frac{1}{4}$.

Beginning at a point a distance of 88.0 ft. west of the southeast corner of said SW $\frac{1}{4}$, thence running north along the centerline of said spur track a distance of 43.3 ft., thence along a 10°00' curve to the right a distance of 165.0 ft., thence N 16°30'E a distance of 55.5 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence north parallel with the east line of said SW $\frac{1}{4}$ a distance of 322.1 ft., thence along a 10°00' curve to the left until said strip and spur track centerline crosses the southwesterly right of way limits of the Burlington Northern Inc. right of way.

Also excepting all that portion of said SW $\frac{1}{4}$ lying easterly of said spur track.

Also excepting all that portion lying within the Burlington Northern Inc. right of way.

Said tract is shown on the plat as Parcel No. 45A and contains 1.679 acres or 73,137 sq. ft.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 46

A tract of land lying in the SE $\frac{1}{4}$ (south of the Soo Line Railroad right of way) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as lying northerly of a line described as follows:

Beginning at a point 110.42 ft. east, 1836.56 ft. along a 1°30' curve to the left and 50.0 ft. S 27°55'07.1"E from the southwest corner of said Section 2, thence running N 69°09'03"E until said line crosses the southerly right of way limits of the Soo Line Railroad.

Said tract is shown on the plat as Parcel No. 46 and contains 0.002 acres or 98.0 sq. ft.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 45E

All that portion of the SW $\frac{1}{4}$ (spur track right of way) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 50.0 ft. wide, measured 25.0 ft. on each side of the following described spur track centerline as surveyed and staked over and across said SW $\frac{1}{4}$ (spur track right of way):

Said strip and centerline begin on the south line of said Section 2 where said centerline is located 88.0 ft. west of the southeast corner of said SW $\frac{1}{4}$; thence running north along the centerline of said spur track a distance of 43.3 ft., thence along a 10°00' curve to the right a distance of 165.0 ft., thence N 16°30'E a distance of 55.5 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence north parallel with the east line of said SW $\frac{1}{4}$ a distance of 322.1 ft., thence along a 10°00' curve to the left until said strip and spur track centerline cross the southwesterly right of way limits of the Burlington Northern Inc. right of way.

Also including all that portion of said SW $\frac{1}{4}$ lying easterly of said spur track.

Excepting all that portion of the above described tract lying southerly of the following described line, beginning at a point a distance of 110.42 ft. east, thence a distance of 1836.56 ft. along a 1°30' curve to the left, thence a distance of 50.0 ft. S 27°55'07"E from the southwest corner of said SW $\frac{1}{4}$, thence running N 69°09'03"E until said line crosses the east line of said SW $\frac{1}{4}$.

Said strip is shown on the plat as Parcel No. 45E and contains 0.192 acres (8,363 sq. ft.).

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way as shown on the right of way plat.

Parcel No. 47

All that portion of the E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 200.0 ft. wide, measured 100.0 ft. on each side of the following described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10):

Said centerline begins a distance of 300.0 ft. north and a distance of 47.91 ft. east of the northeast corner of said Section 2; thence running S 2°37'W a distance of 2055.88 ft., thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence along a 3°00' curve to the right a distance of 1626.48 ft., thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence S 60°24'40"W a distance of 967.51 ft.

Also including all that portion of said E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10) lying easterly of the above described strip and northerly of the following described line.

Said line begins a distance of 300.0 ft. north, thence a distance of 47.91 ft. east, thence a distance of 2055.88 ft. S 2°37'W, thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence along a 3°00' curve to the right a distance of 879.99 ft. from the northeast corner of said Section 2, thence running S 56°28'57.4"E until said line crosses the east line of said E $\frac{1}{2}$.

Also including all that portion of said E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10) lying within a strip of land 200.0 ft. wide, lying 100.0 ft. on each side of the following described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10).

Said centerline begins a distance of 300.0 ft. north, thence a distance of 47.91 ft. east, thence a distance of 3261.21 ft. S 2°37'W, thence a distance of 1942.9 ft. S 60°24'40"W from the northeast corner of said Section 2, thence running S 27°38'52"E a distance of 511.31 ft., thence along a 3°45' curve to the left a distance of 759.02 ft., thence S 56°06'40"E a distance of 100.0 ft.

Also including all that portion of said E $\frac{1}{2}$ (north of railroad right of way and south of Highway 10) lying within a tract of land bounded and described as follows:

Beginning at a point a distance of 300.0 ft. north, thence a distance of 47.91 ft. east, thence a distance of 3261.21 ft. S 2°37'W, thence a distance of 2172.84 ft. S 60°24'40"W from the northeast corner of said Section 2, thence running N 29°35'20"W a distance of 100.0 ft., thence S 70°47'59"W a distance of 610.0 ft., thence S 29°35'20"E a distance of 420.0 ft., thence N 50°01'20"E a distance of 610.0 ft., thence N 29°35'20"W a distance of 100.0 ft., more or less, to the point of beginning.

Said strip is shown on the plat as Parcel No. 47 and contains 22.768 acres, excepting all that portion previously acquired or lying within 33 ft. of the section line.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner reserves the right of access at 4 points, which are designated by the State Highway Commissioner as shown on the right of way plat.

Parcel No. 47A

A tract of land lying in the E $\frac{1}{2}$ (lying north of railroad right of way and south of Highway No. 10) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point 346.12 ft. west of the east quarter corner of said Section 2, thence running west along the quarter line a distance of 368.88 ft., thence south a distance of 230.0 ft., thence S 27°14'20.7"E a distance of 950.39 ft., thence east a distance of 280.0 ft. to a point on the east line of said E $\frac{1}{2}$, thence north along the east line of said E $\frac{1}{2}$ a distance of 200.0 ft., thence west a distance of 231.25 ft., thence N 27°14'20.7"W a distance of 450.14 ft., thence northerly to the point of beginning.

Excepting all that portion to be acquired for public highway right of way.

Said tract is shown on the plat as Parcel No. 47A and contains 4.766 acres, excepting all that portion lying within 33 ft. of the section line.

Parcel No. 47B

All that portion of the E $\frac{1}{2}$ (lying north of railroad right of way and south of Highway 10) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 150.0 ft. wide, measured on the westerly side of the following described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$:

Said centerline begins 300.0 ft. north and 47.91 ft. east of the northeast corner of said E $\frac{1}{2}$; thence running S 2°37'W a distance of 1549.87 ft.

Excepting all that portion lying within 100.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 47B and contains 0.823 acres.

Parcel No. 48

All that portion of the NW $\frac{1}{4}$ of Sec. 11, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 50.0 ft. wide, measured on the southerly side of the following described highway centerline as surveyed and staked over and across said NW $\frac{1}{4}$:

Said strip and centerline begin on the west line of said NW $\frac{1}{4}$ where said centerline is located on the northwest corner of said NW $\frac{1}{4}$; thence running east along the north line of said NW $\frac{1}{4}$ a distance of 110.42 ft., thence along a 1°30' curve to the left until said strip crosses the north line of said NW $\frac{1}{4}$.

Said strip is shown on the plat as Parcel No. 48 and contains 0.122 acres or 5,317 sq. ft., excepting all that portion lying within 33 ft. of the section lines.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner reserves the right of access at 2 points, which are designated by the State Highway Commissioner as shown on the right of way plat.

Parcel No. 48A

All that portion of the NW $\frac{1}{4}$ (except the east 73 ft. of Lot 1, Wachter Industrial Park, 1st Subdivision, and except the south 4 ft. of the north 644 ft. of the east 73 ft.) of Sec. 11, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 75.0 ft. wide, measured on the southerly side of the following described highway centerline as surveyed and staked over and across said NW $\frac{1}{4}$:

Said strip and centerline begin where said centerline is located on the northwest corner of said NW $\frac{1}{4}$; thence running along said centerline N 89°37'47"E a distance of 110.42 ft., thence along a 1°30' curve to the left until said strip and centerline cross the north line of said NW $\frac{1}{4}$.

Excepting all that portion lying within 50.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 48A and contains 0.315 acres, excepting all that portion previously acquired or lying within 33 ft. of the section lines.

Parcel No. 47D

All that portion of the E $\frac{1}{2}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., (lying westerly of a line being described as beginning on the southwest corner of said Section 2, thence running N 89°37'47"E a distance of 1106.07 ft., thence N 60°24'40"E a distance of 2625.3 ft., thence due north to the north line of said Section 2) lying within a strip of land 60.0 ft. wide, measured on the northwesterly side of the following described highway right of way line as surveyed and staked over and across said E $\frac{1}{2}$ (lying westerly of the above described line):

Said strip and right of way line begin where said right of way line is located 1106.07 ft. N 89°37'47"E, thence 2834.30 ft. N 60°24'40"E, thence 100.0 ft. N 29°35'20"W from the southwest corner of said Section 2, thence running along said right of way line S 60°24'40"W a distance of 300.0 ft., thence S 70°47'59"W until said strip and right of way line cross the northeast right of way limits of the present highway.

Said strip is shown on the plat as Parcel No. 47D.

Parcel No. 47E

All that portion of the E $\frac{1}{2}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., (lying easterly of a line being described as beginning on the southwest corner of said Section 2, thence running N 89°37'47"E a distance of 1106.07 ft., thence N 60°24'40"E a distance of 2625.3 ft., thence due north to the north line of said Section 2) lying within a strip of land 160.0 ft. wide, measured on the northwesterly side of the following described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$ (lying easterly of the above described line):

Said strip and centerline begin on the southwest corner of said Section 2; thence running along said centerline N 89°37'47"E a distance of 110.42 ft., thence along a 1°30' curve to the left a distance of 1947.91 ft., thence N 60°24'40"E a distance of 1838.65 ft.

Excepting all that portion of said E $\frac{1}{2}$ lying within 100.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 47E and contains 0.19 acres.

Parcel No. Soo-1

A tract of land lying in the SE $\frac{1}{4}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M.

All that portion of the Soo Line Railroad right of way described as follows:

Bounded on the west by the west line of said SE $\frac{1}{4}$, bounded on the northeasterly side by the Burlington Northern Inc. right of way, and bounded on the southeasterly side by the following described line:

Beginning at a point a distance of 110.42 ft. N 89°37'47"E, thence a distance of 1836.56 ft. along a 1°30' curve to the left, thence a distance of 50.0 ft. S 27°55'07.1"E, more or less, from the southwest corner of said Section 2, thence running N 69°09'03"E until said strip crosses the southwesterly limits of the Burlington Northern Inc. right of way.

Said tract lying between Soo Line Railroad mile posts 417 and 418 at approximate railroad station 7332+42.

Said tract is shown on the plat as Parcel No. Soo-1 and contains 0.196 acres.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	45B & 45C	12A OF 13	ONE
MILE 002			

Parcel No. 45D Added, 3-13-81 T.P.
 Parcel No. 45B Ownership Revised 2-23-82 T.P.
 Parcel No. 45B Revised 10-27-83, 10-27-83 T.P.
 Parcel No. 45F Added 10-17-85 T.P.
 Parcels No. 45B and 45C Quit Claimed 6-29-88 L.F.C.

SW1/4-2-138-80

(S. OF R. R. R/W & W. OF A LINE 332.0' W. OF THE S.E. COR. OF THE SW1/4, THENCE N0°27'26" W 479.33', THENCE N8°13'04" E 509.43', EXCEPT LOT 3 SLOVEN SUB.)

Parcel No. 45B 13.97 Ac.
 Sloven, Sloven and Kamins Limited Partnership
 P.O. Box 774
 901 South 26th St.
 Bismarck, North Dakota
 Remaining Acreage 70.40 Ac

Quit Claim to:
 City of Bismarck, ND
 P.O. Box 1578 - 6-29-88

SW1/4-2-138-80

(E. OF A LINE 332' W. OF THE S.E. COR. OF THE SW1/4, THENCE N0°27'26" W 479.33', THENCE N8°13'04" E 509.43')

Parcel No. 45C 0.076 Ac.
 Wachter Real Estate Trust
 Kirkwood Office Tower
 Bismarck, North Dakota
 Remaining Acreage 4.654 Ac.

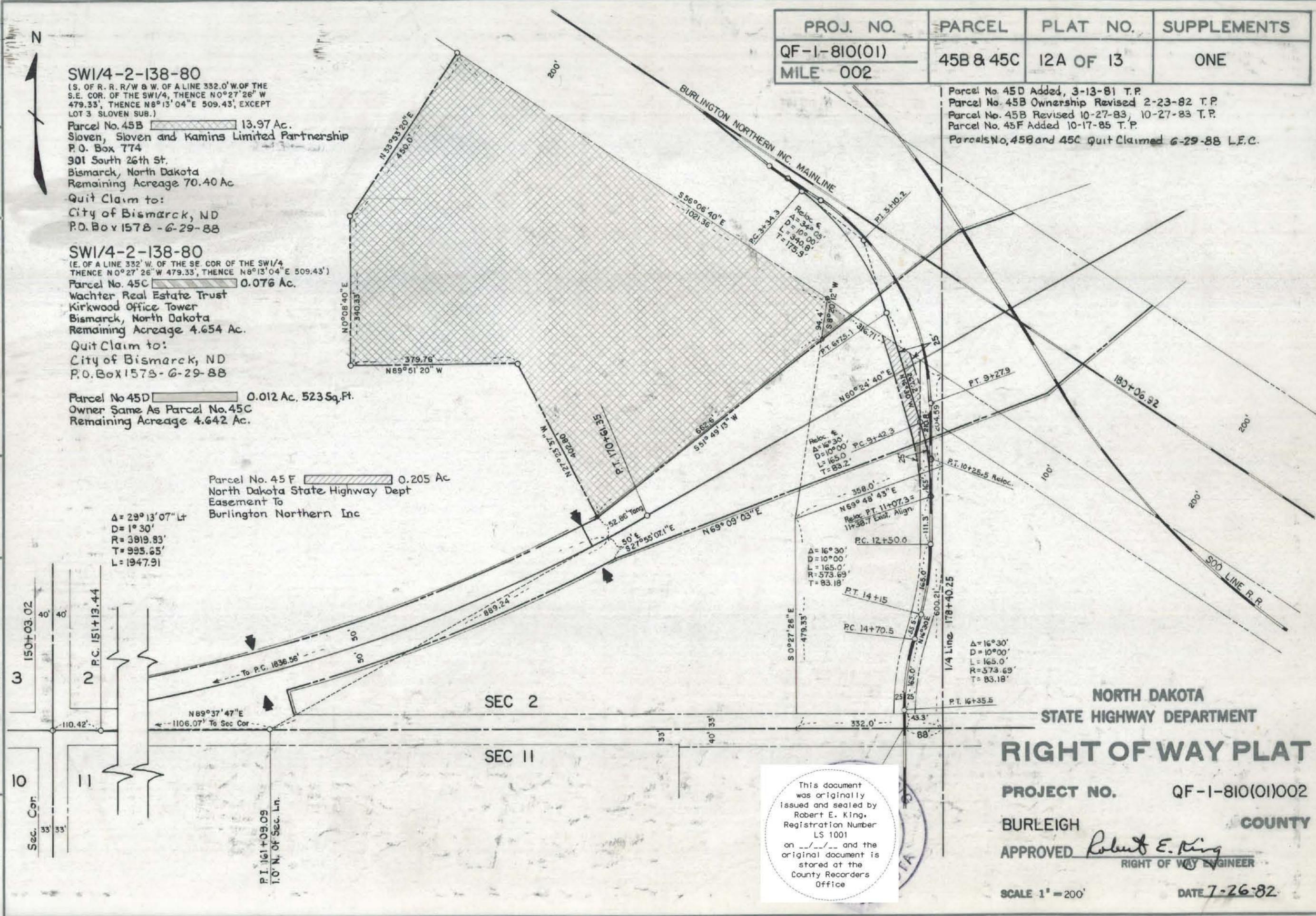
Quit Claim to:
 City of Bismarck, ND
 P.O. Box 1578 - 6-29-88

Parcel No 45D 0.012 Ac. 523 Sq.Ft.
 Owner Same As Parcel No. 45C
 Remaining Acreage 4.642 Ac.

Parcel No. 45 F 0.205 Ac
 North Dakota State Highway Dept
 Easement To
 Burlington Northern Inc

$\Delta = 29^{\circ}13'07''$ Lt
 $D = 1^{\circ}30'$
 $R = 3819.83'$
 $T = 995.65'$
 $L = 1947.91$

MADE BY Ted Peters
 CHECKED BY
 DATE 9-10-80



NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT

RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED Robert E. King
 RIGHT OF WAY ENGINEER

SCALE 1" = 200'

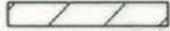
DATE 7-26-82

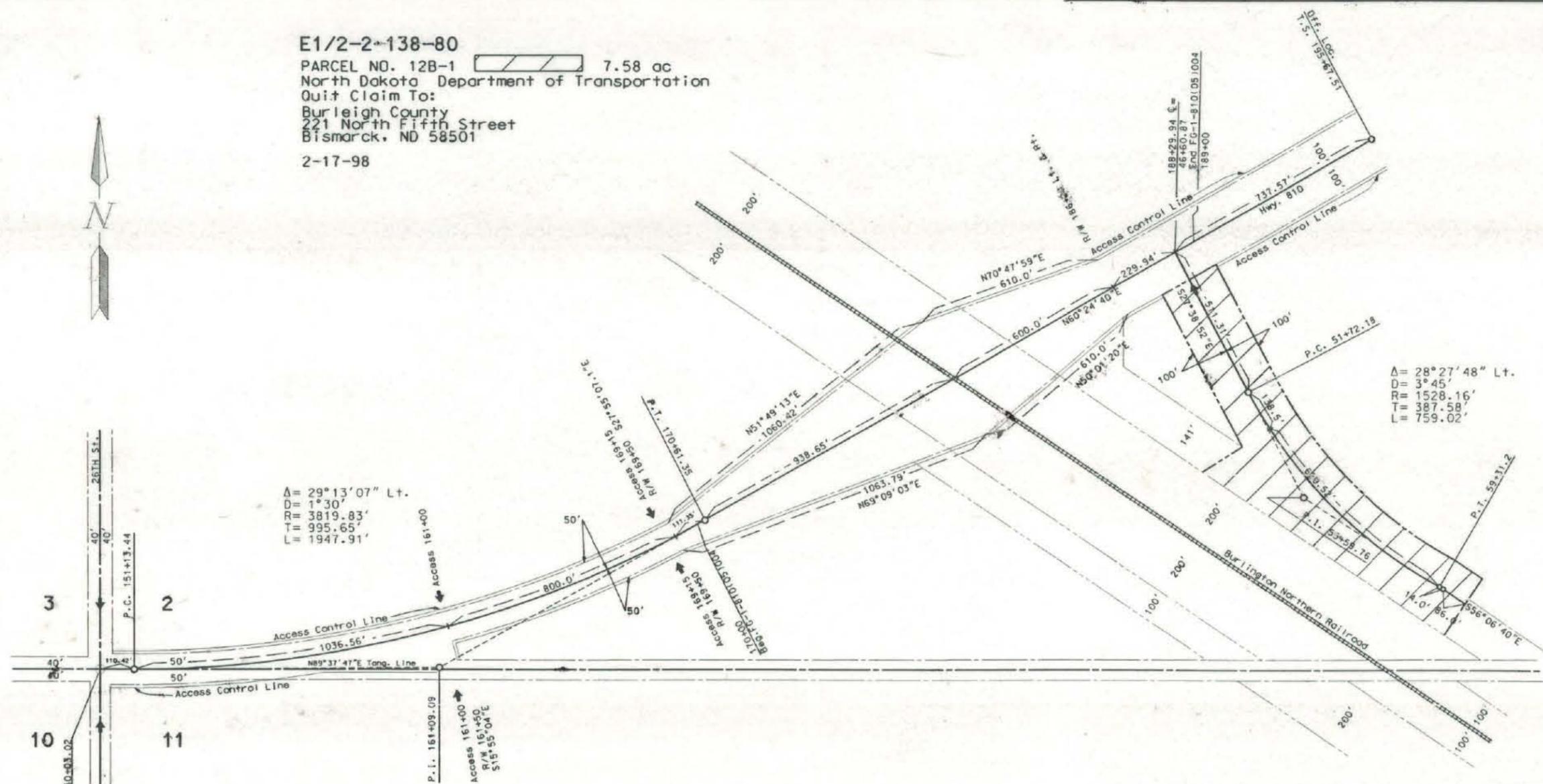
This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on _____ and the original document is stored at the County Recorders Office

In for Recording 2-20-97

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	12B-1	12B Of 12	None
MILE 002			

DATE 2-6-98
CHECKED BY Ted Peters
DATE 1-20-98
MADE BY Renea Dalbol

E1/2-2-138-80
 PARCEL NO. 12B-1  7.58 ac
 North Dakota Department of Transportation
 Quit Claim To:
 Burleigh County
 221 North Fifth Street
 Bismarck, ND 58501
 2-17-98



Δ = 29°13'07" Lt.
 D = 1°30'
 R = 3819.83'
 T = 995.65'
 L = 1947.91'

Δ = 28°27'48" Lt.
 D = 3°45'
 R = 1528.16'
 T = 387.58'
 L = 759.02'

Parcel No. 12B-1

All that portion of the E1/2 of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land measured on each side of the following-described centerline as surveyed and staked over and across said E1/2.

Said strip and centerline begin where said centerline is located 110.42 ft. east, thence 1,947.91 ft. along a 1°30' curve to the left, thence 1,768.59 ft. N60°24'40"E from the southwest corner of said Sec. 2 where said strip is 200.0 ft. wide lying 100.0 ft. on each side of said centerline, thence running S27°38'52"E a distance of 511.31 ft., thence along a 3°45' curve to the left a distance of 138.5 ft. to a point where said strip changes to 100.0 ft. on the northerly side and extends to the Burlington Northern Railroad north right of way line on the southerly side of said centerline, thence continuing along said 3°45' curve to the left a distance of 520.52 ft., thence S56°06'40"E a distance of 100.0 ft.

Excepting all that portion of the above-described strip lying within a strip 100.0 ft. wide measured on the southeasterly side of Highway 810 centerline.

Said strip is shown on the plat as Parcel No. 12B-1 and contains 7.58 acres.

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY PLAT
 PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY
 APPROVED 

SCALE 1" = 400' DATE 2/19/97

Parcel No. 45B

Beginning at the southwest corner of Section 2, T. 138 N., R. 80 W.; thence along the centerline of future Bismarck Avenue bearing north eighty-nine degrees thirty-seven minutes forty-seven second east (N89°37'47"E) a distance of one hundred ten and forty-two hundredths (110.42) feet to the point of curvature of a one degree thirty minute (1°30') curve; thence along the tangent line of the one degree thirty minute (1°30') curve bearing north eighty-nine degrees thirty-seven minutes forty-seven seconds east (N89°37'47"E) a distance of nine hundred ninety-five and sixty-five hundredths (995.65) feet to the point of intersection of said one degree thirty minute (1°30') curve; thence north sixty degrees twenty-four minutes forty seconds east (N60°24'40"E) along the tangent of said one degree thirty minute (1°30') curve a distance of eight hundred eighty-nine and twenty-four hundredths (889.24) feet; thence north twenty-seven degrees twenty-three minutes thirty-seven seconds west (N27°23'37"W) a distance of fifty-two and eighty-six hundredths (52.86) feet, to the true point of beginning; thence north twenty-seven degrees twenty-three minutes thirty-seven seconds west (N27°23'37"W) a distance of four hundred two and eighty hundredths (402.80) feet; thence north eighty-nine degrees fifty-one minutes twenty seconds west (N89°51'20"W) a distance of three hundred seventy-nine and seventy-six hundredths (379.76) feet; thence along a line bearing north zero degrees eight minutes forty seconds east (N0°08'40"E) a distance of three hundred forty and thirty-three hundredths (340.33) feet; thence north thirty-three degrees fifty-three minutes twenty seconds east (N33°53'20"E) a distance of four hundred fifty and zero hundredths (450.00) feet to the southwest right of way line of the Burlington Northern Railroad; thence along the southwest right of way line of the Burlington Northern Railroad bearing south fifty-six degrees six minutes forty seconds east (S56°06'40"E) a distance of one thousand twenty-one and thirty-six hundredths (1021.36) feet; thence along a line bearing south eight degrees twenty minutes twelve seconds west (S8°20'12"W) a distance of ninety-four and forty hundredths (94.40) feet to the north right of way line of future Bismarck Avenue; thence along the north right of way line of future Bismarck Avenue bearing south fifty-one degrees forty-nine minutes thirteen seconds west (S51°49'13"W) a distance of six hundred sixty-two and sixty hundredths (662.60) feet, to the point of beginning.

Said parcel contains thirteen and ninety-seven hundredths (13.97) acres, more or less.

Parcel No. 45C

A tract of land lying in the SW $\frac{1}{4}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., said tract being described as follows:

Beginning at a point north a distance of 804.8 ft., to a point on the southerly limits of Burlington Northern Inc. right of way, thence N 56°06'40"W along the southerly limits of Burlington Northern Inc. right of way a distance of 316.71 ft., from the southeast corner of said SW $\frac{1}{4}$, thence running S 8°20'12"W a distance of 94.4 ft., more or less, to the northwesterly limits of future Bismarck Avenue, thence N 51°49'13"E along the northwesterly limits of future Bismarck Avenue to the southerly limits of Burlington Northern Inc. right of way, thence N 56°06'40"W along the southerly limits of Burlington Northern Inc. right of way to the point of beginning.

Said tract is shown on the plat as Parcel No. 45C and contains 0.076 acres.

Parcel No. 45D

All that portion of the SW $\frac{1}{4}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 25.0 ft. wide, measured on the westerly side of the following described railroad spur centerline as surveyed and staked over and across said SW $\frac{1}{4}$:

Said strip and centerline begin on the south line of said SW $\frac{1}{4}$ where said centerline is located 88.0 ft. west of the southeast corner of said SW $\frac{1}{4}$; thence running north a distance of 43.3 ft., thence along a 10°00' curve to the right a distance of 165.0 ft., thence N 16°30'E a distance of 55.5 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence north along a line 25.0 ft. west of and parallel with the east line of said SW $\frac{1}{4}$ a distance of 111.3 ft., thence along a 10°00' curve to the left a distance of 165.0 ft.

Excepting all that portion of the above described strip, lying within a strip of land 25.0 ft. wide, measured on the west side of the following described railroad spur centerline as surveyed and staked over and across said SW $\frac{1}{4}$.

Said strip and centerline begin on the south line of said SW $\frac{1}{4}$ where said centerline is located 88.0 ft. west of the southeast corner of said SW $\frac{1}{4}$; thence running north a distance of 43.3 ft., thence along a 10°00' curve to the right a distance of 165.0 ft., thence N 16°30'E a distance of 55.5 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence north along a line 25.0 ft. west of and parallel with the east line of said SW $\frac{1}{4}$ a distance of 322.1 ft. Also excepting all that portion of said SW $\frac{1}{4}$ lying northerly of the following described line.

Beginning at a point 110.42 ft. east thence 1836.56 ft. along a 1°30' curve to the left, thence S 27°55'07.1"E 50.0 ft. from the southwest corner of said SW $\frac{1}{4}$ thence running N 69°09'03"E until said line crosses the east line of said SW $\frac{1}{4}$.

Said strip is shown on the plat as Parcel No. 45D and contains 0.012 acres, excepting all that portion previously acquired or lying within 33 ft. of the section line.

Parcel No. 45F

All that portion of the SW $\frac{1}{4}$ (Highway Department right of way) of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 50.0 ft. wide, measured 25.0 ft. on each side of the following described Burlington Northern Inc. railroad spur centerline as surveyed and staked over and across said SW $\frac{1}{4}$ (Highway Department right of way):

Said centerline begin on the south line of said SW $\frac{1}{4}$ where said centerline is located 88.0 ft. west of the southeast corner of said SW $\frac{1}{4}$, thence running north a distance of 43.3 ft., thence along a 10°00' curve to the right a distance of 165.0 ft., thence N16°30'E a distance of 55.5 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence north a distance of 111.3 ft., thence along a 10°00' curve to the left a distance of 165.0 ft., thence N16°30'W a distance of 267.2 ft.

Said strip is shown on the plat as Parcel No. 45F and contains 0.205 acres.



DATE 6-29-78

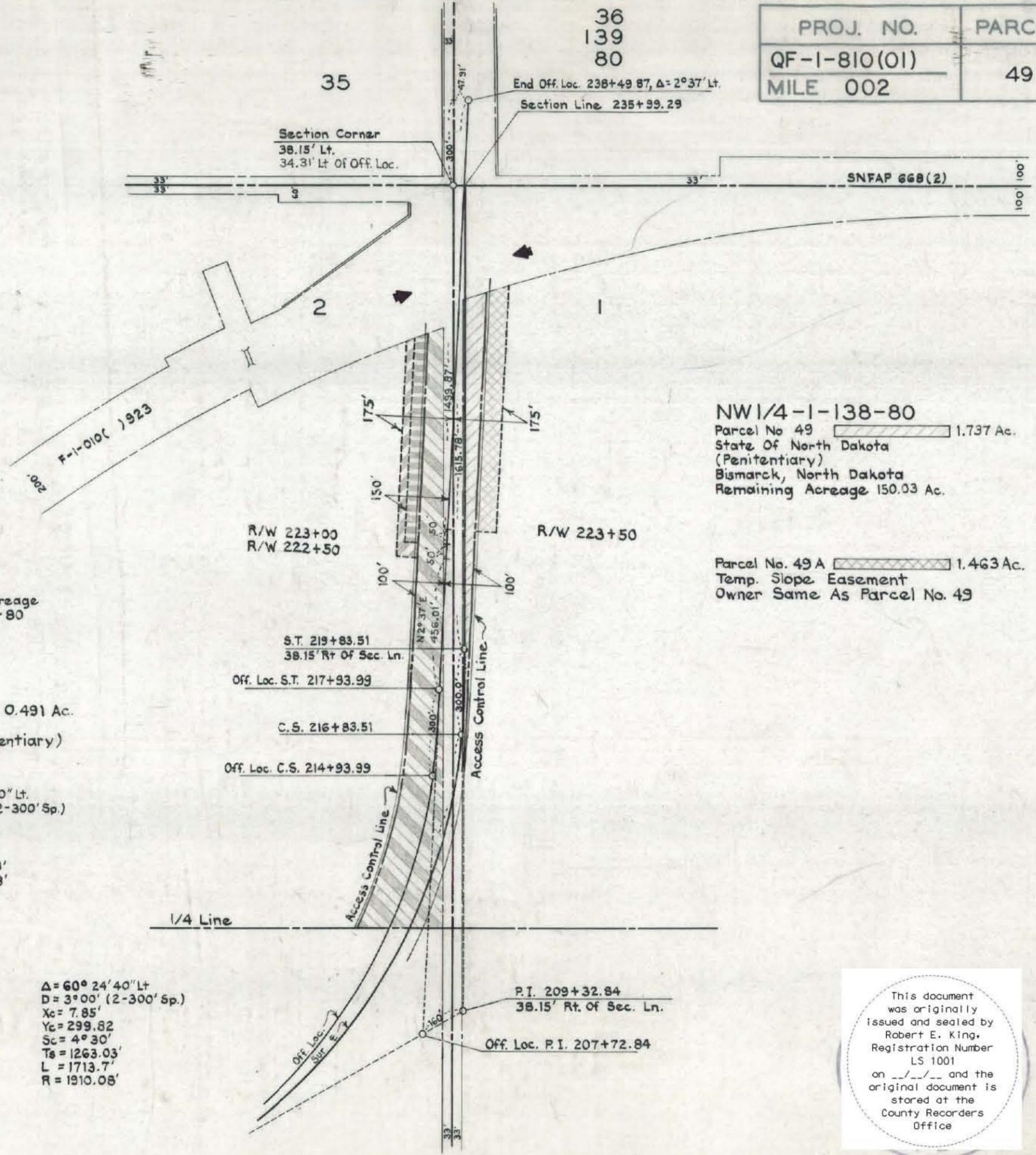
CHECKED BY Glenn Stockdill

DATE 6-28-78

MADE BY Ted Peters

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	49	13 OF 13	ONE
MILE 002			

Parcel No. 49 Revised, 7-8-80, T.P.
 Parcel No. 47C & 49A Added 3-15-82, T.P.
See Plat 13A of 13



Note: For Parcel No's & Acreage
 In The E 1/2-2-138-80
 See Plat 12 Of 13

NE 1/4-2-138-80
 Parcel No. 47C 0.491 Ac.
 Temp. Slope Easement
 State Of North Dakota (Penitentiary)
 Bismarck, North Dakota

Off. Loc.
 $\Delta = 57^\circ 47' 40''$ Lt.
 $D = 3^\circ 00'$ (2-300' Sp.)
 $X_c = 7.85'$
 $Y_c = 299.82'$
 $S_c = 4^\circ 30'$
 $T_s = 1205.33'$
 $L = 1626.48'$
 $R = 1910.08'$

$\Delta = 60^\circ 24' 40''$ Lt
 $D = 3^\circ 00'$ (2-300' Sp.)
 $X_c = 7.85'$
 $Y_c = 299.82'$
 $S_c = 4^\circ 30'$
 $T_s = 1263.03'$
 $L = 1713.7'$
 $R = 1910.08'$

NW 1/4-1-138-80
 Parcel No. 49 1.737 Ac.
 State Of North Dakota
 (Penitentiary)
 Bismarck, North Dakota
 Remaining Acreage 150.03 Ac.

Parcel No. 49 A 1.463 Ac.
 Temp. Slope Easement
 Owner Same As Parcel No. 49

NORTH DAKOTA
 STATE HIGHWAY DEPARTMENT

RIGHT OF WAY PLAT

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Robert E. King*
 RIGHT OF WAY ENGINEER

This document was originally issued and sealed by Robert E. King, Registration Number LS 1001 on ___/___/___ and the original document is stored at the County Recorders Office

SCALE 1" = 400'

DATE 6-29-78

Parcel No. 49

All that portion of the NW $\frac{1}{4}$ of Sec. 1, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 100.0 ft. wide, measured on the easterly side of the following described highway centerline as surveyed and staked over and across said NW $\frac{1}{4}$:

Said centerline begins 300.0 ft. north and 47.91 ft. east of the northwest corner of said NW $\frac{1}{4}$; thence running S 2°37'W a distance of 2055.88 ft., thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence along a 3°00' curve to the right until said strip crosses the west line of said NW $\frac{1}{4}$.

Said strip is shown on the plat as Parcel No. 49 and contains 1.737 acres, excepting all that portion previously acquired or lying within 33 ft. of the section lines.

Also including all right of access, being the right of ingress to and egress from the remaining property to and from the highway right of way excepting that the abutting owner reserves the right of access at 1 point, which is designated by the State Highway Commissioner as shown on the right of way plat.

Parcel No. 47C

All that portion of the NE $\frac{1}{4}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 175.0 ft. wide, measured on the westerly side of the following described highway centerline as surveyed and staked over and across said NE $\frac{1}{4}$:

Said centerline begins a distance of 300.0 ft. north and 47.91 ft. east of the northeast corner of said NE $\frac{1}{4}$; thence running S 2°37'W a distance of 1599.87 ft.

Excepting all that portion of said NE $\frac{1}{4}$ lying within a strip of land measured on the westerly side of the following described highway centerline as surveyed staked over and across said NE $\frac{1}{4}$.

Said centerline begins a distance of 300.0 ft. north and 47.91 ft. east of the northeast corner of said NE $\frac{1}{4}$, where said strip is 150.0 ft. wide, thence running S 2°37'W a distance of 1549.87 ft., more or less, to a point where said strip changes to 100.0 ft. in width, thence continuing S 2°37'W a distance of 50.0 ft.

Said strip is shown on the plat as Parcel No. 47C and contains 0.491 acres, excepting all that portion previously acquired or lying within 33 ft. of the section lines.

Parcel No. 49A

All that portion of the NW $\frac{1}{4}$ of Sec. 1, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 175.0 ft. wide, measured on the easterly side of the following described highway centerline as surveyed and staked over and across said NW $\frac{1}{4}$:

Said centerline begins a distance of 300.0 ft. north and 47.91 ft. east of the northwest corner of said NW $\frac{1}{4}$; thence running S 2°37'W a distance of 1499.87 ft.

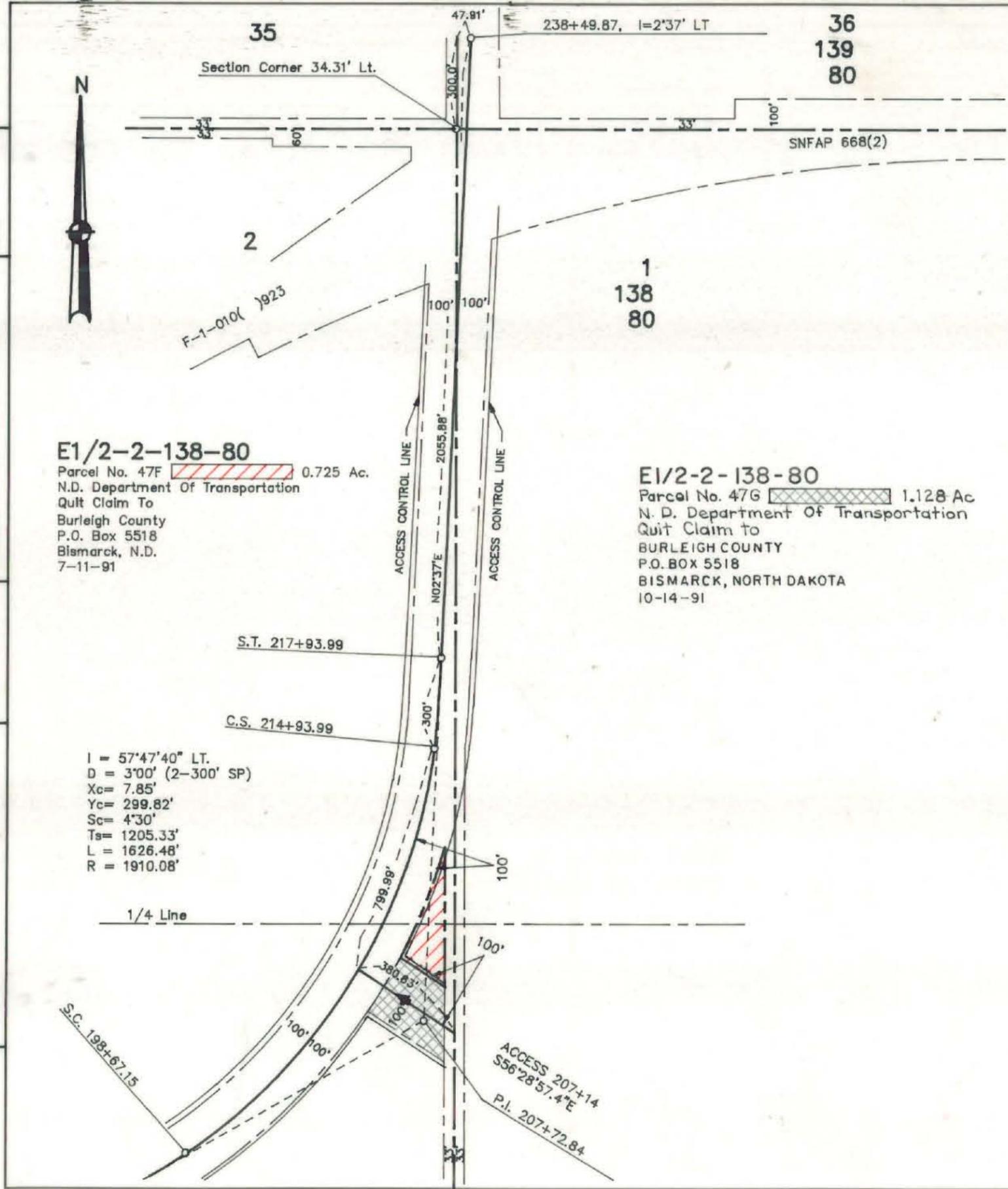
Excepting all that portion of said NW $\frac{1}{4}$ lying within 100.0 ft. of the above described centerline.

Said strip is shown on the plat as Parcel No. 49A and contains 1.463 acres, excepting all that portion previously acquired or lying within 33 ft. of the section line.

PROJ. NO.	PARCEL	PLAT NO.	SUPPLEMENTS
QF-1-810(01)	47F	13A OF 13	ONE
MILE 002			

Parcel No. 47G Added 10-1-91 T.P.
 PARCEL NO. 47G QUITCLAIMED 10-14-91, G.A.A.

*See Plats 12 of 13
 13 of 13*



E1/2-2-138-80
 Parcel No. 47F 0.725 Ac.
 N.D. Department Of Transportation
 Quit Claim To
 Burleigh County
 P.O. Box 5518
 Bismarck, N.D.
 7-11-91

E1/2-2-138-80
 Parcel No. 47G 1.128 Ac
 N. D. Department Of Transportation
 Quit Claim to
 BURLEIGH COUNTY
 P.O. BOX 5518
 BISMARCK, NORTH DAKOTA
 10-14-91

DATE 7-16-90
 CHECKED BY Leonard Christensen
 MADE BY Ted Peters

**NORTH DAKOTA
 DEPARTMENT OF TRANSPORTATION
 RIGHT OF WAY PLAT**

PROJECT NO. QF-1-810(01)002

BURLEIGH COUNTY

APPROVED *Dave E. Leftwich*

SCALE 1" = 400' DATE 7/30/91

This document was originally issued and sealed by Dave E. Leftwich, Registration Number LS 1971 on ___/___/___ and the original document is stored at the County Recorders Office

Parcel No. 47F

All that portion of the E $\frac{1}{2}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying easterly of a strip of land 100.0 ft. wide, measured on the easterly side of the following-described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$.

Said centerline begins a distance of 300.0 ft. north along the section line and a distance of 47.91 ft. east of the northeast corner of said Section 2, thence running S02°37'W a distance of 2055.88 ft., thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence along a 3°00' curve to the right a distance of 799.99 ft. excepting all that portion of said E $\frac{1}{2}$ lying southerly of a line measured 100.0 ft. northerly of the following described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$.

Said centerline begins a distance of 300.0 ft. north along the section line, thence a distance of 47.91 ft. east, thence a distance of 2055.88 ft. S02°37'W, thence a distance of 300.0 ft. along a 300 ft. spiral of a 3°00' curve to the right, thence a distance of 799.99 ft. along a 3°00' curve to the right to the point of beginning, more or less, from the northeast corner of said Section 2, thence running S56°28'57.4"E until said strip crosses the eastline of said E $\frac{1}{2}$.

Said tract is shown on the plat as Parcel No. 47F and contains 0.725 acres, excepting all that portion lying within 33 ft. of the section line.

Parcel No. 47G

All that portion of the E $\frac{1}{2}$ of Sec. 2, Twp. 138 N., Rge. 80 W., 5th P.M., lying within a strip of land 200.0 ft. wide, measured 100.0 ft. on each side of the following-described centerline as surveyed and staked over and across said E $\frac{1}{2}$.

Said strip and centerline begin where said centerline is located 300.0 ft. north, thence 47.91 ft. east, thence 2,055.88 ft. S2°37'W, thence along a 300 ft. spiral of 3°00' curve to the right 300.0 ft., thence along a 3°00' curve to the right 799.99 ft., from the northeast corner of said E $\frac{1}{2}$, thence running S56°28'57.4" E until said strip crosses a line 33.0 ft. west of the east line of said E $\frac{1}{2}$.

Excepting all that portion of the above-described strip lying within a strip of land 200.0 ft. wide lying 100.0 ft. on each side of the following-described highway centerline as surveyed and staked over and across said E $\frac{1}{2}$.

Said strip and centerline begin where said centerline is located 300.0 ft. north, thence 47.91 ft. east from the northeast corner of said E $\frac{1}{2}$, thence running S2°37'W a distance of 2,055.88 ft., thence along a 300 ft. spiral of a 3°00' curve to the right a distance of 300.0 ft., thence along a 3°00' curve to the right a distance of 1,626.48 ft.

Said strip is shown on the plat as Parcel No. 47G and contains 1.128 acres.

Reserving onto the grantor all right access being the right of ingress to and egress from the above-described strip as shown on the right of way plat.



SWENSON, HAGEN & CO. P.C.
PLANNING CIVIL ENGINEERING SURVEYING
SITE DESIGN CONSTRUCTION MANAGEMENT

220 9842

November 17, 1999

Kevin Levis
District Engineer
ND Department of Transportation
218 Airport Road
Bismarck, ND 58504

RE: Proposed Mitigation Plan - Southport Phase II

Dear Kevin:

Enclosed is a copy of the proposed mitigation plan for the Southport Phase II project. The mitigation involves construction of a shallow channel to supply water to existing Wetlands north and south of Expressway Bridge. This channel will also provide water to the north end of Southport Marina. This supply to the marina is provided to ensure water quality by improving residence time within the marina area.

The channel will cross under the bridge 300 feet east of the rock bank along the east side of the Missouri River. This channel will be located between two abutments of the Expressway Bridge.

I have notified the Engineering, Right-Of-Way and Bridge Departments of the North Dakota Department of Transportation regarding this matter and they have all directed me to your office. Please advise me of any permits required for this activity. The mitigation site is presently under construction south of the bridge. The Corp permit and State permit information is included on the plan.

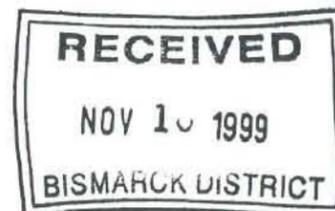
Please contact me if you have any questions regarding this matter.

Sincerely,

Dave Patience
Land Development Consultant

DP:jf

Enc.



NDSWC SOVEREIGN LANDS PERMIT #S-1119

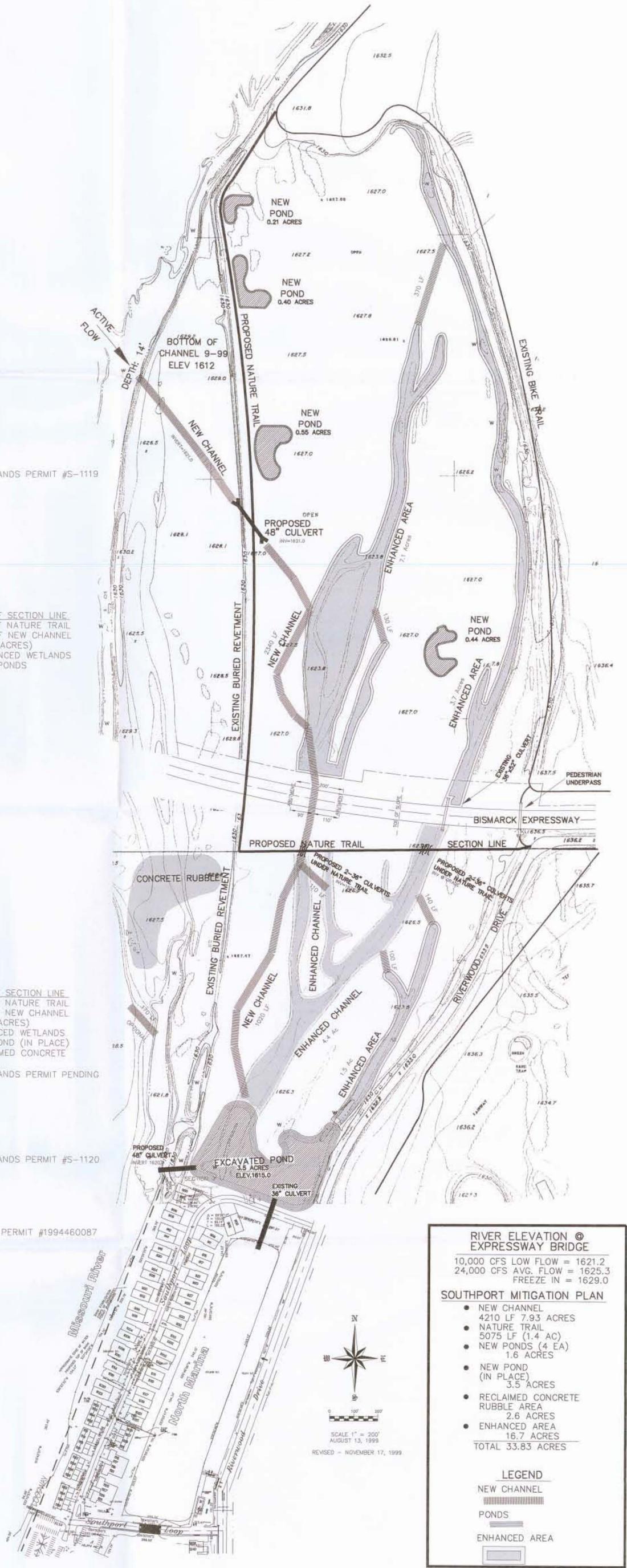
MITIGATION NORTH OF SECTION LINE
 3135 LINEAL FEET OF NATURE TRAIL
 2840 LINEAL FEET OF NEW CHANNEL
 (2840 X 82 = 5.35 ACRES)
 10.8 ACRES - ENHANCED WETLANDS
 1.58 ACRES - NEW PONDS

MITIGATION SOUTH OF SECTION LINE
 1940 LINEAL FEET OF NATURE TRAIL
 1370 LINEAL FEET OF NEW CHANNEL
 (1370 X 82 = 2.58 ACRES)
 5.9 ACRES - ENHANCED WETLANDS
 3.5 ACRES - NEW POND (IN PLACE)
 2.6 ACRES - RECLAIMED CONCRETE

NDSWC SOVEREIGN LANDS PERMIT PENDING

NDSWC SOVEREIGN LANDS PERMIT #S-1120

CORP OF ENGINEERS PERMIT #1994460087



RIVER ELEVATION @ EXPRESSWAY BRIDGE
 10,000 CFS LOW FLOW = 1621.2
 24,000 CFS AVG. FLOW = 1625.3
 FREEZE IN = 1629.0

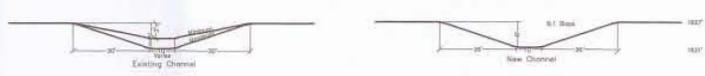
SOUTHPORT MITIGATION PLAN

- NEW CHANNEL
4210 LF 7.93 ACRES
- NATURE TRAIL
5075 LF (1.4 AC)
- NEW PONDS (4 EA)
1.6 ACRES
- NEW POND (IN PLACE)
3.5 ACRES
- RECLAIMED CONCRETE RUBBLE AREA
2.6 ACRES
- ENHANCED AREA
16.7 ACRES

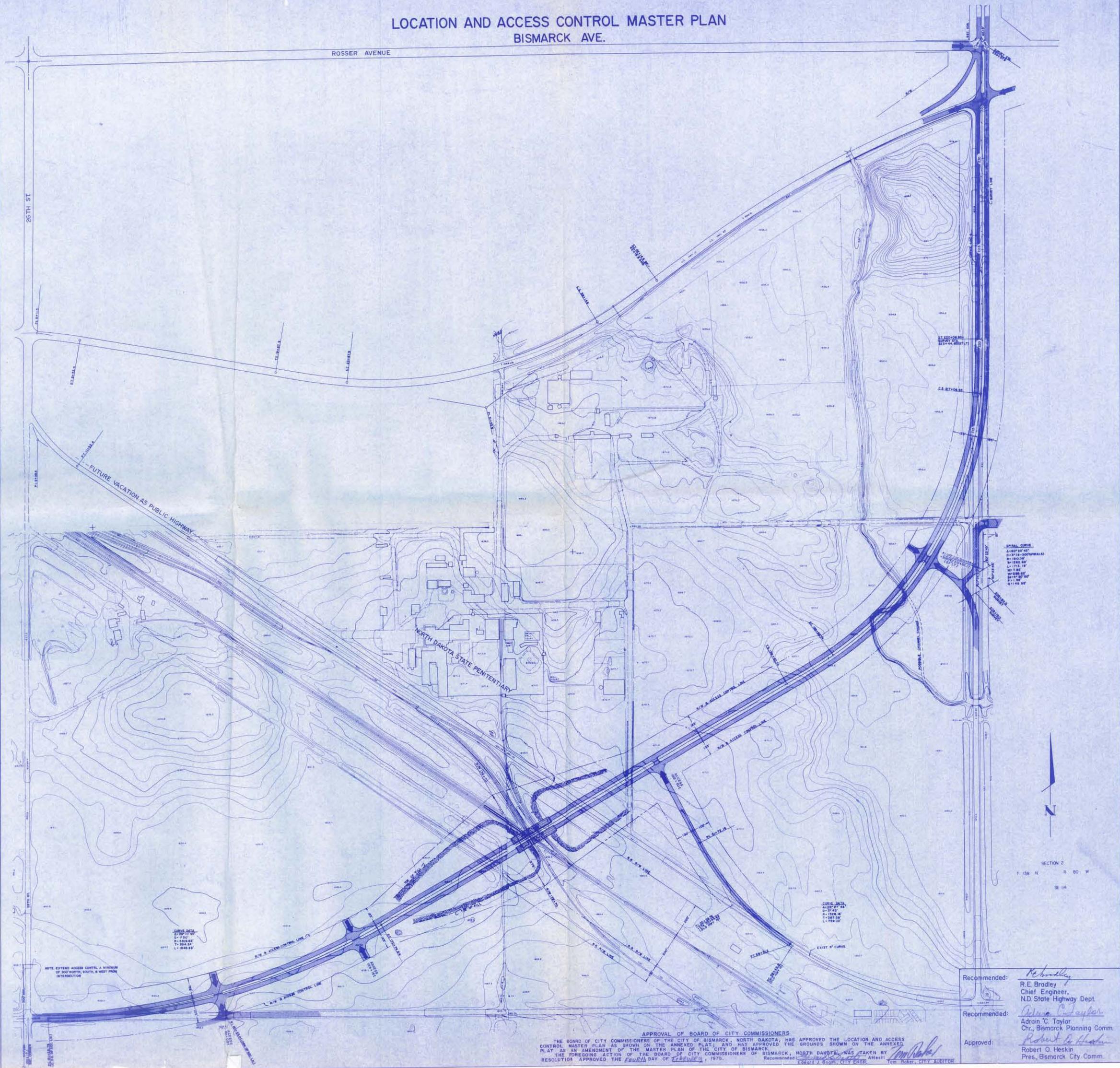
TOTAL 33.83 ACRES

LEGEND

- NEW CHANNEL
- PONDS
- ENHANCED AREA



LOCATION AND ACCESS CONTROL MASTER PLAN BISMARCK AVE.



SPIRAL CURVE
 Δ=90° 53' 45"
 P=207.15 (SOUTHWARD)
 M=380.00'
 L=173.19'
 Δ=10° 00'
 P=100.00'
 M=173.19'
 L=173.19'



SECTION 2
 T 136 N R 80 W
 SE 1/4

CURVE DATA
 Δ=90° 53' 45"
 P=207.15
 M=380.00
 L=173.19

NOTE: EXTEND ACCESS CONTROL A MINIMUM OF 50' NORTH, SOUTH, & WEST FROM INTERSECTION

APPROVAL OF BOARD OF CITY COMMISSIONERS
 THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE LOCATION AND ACCESS CONTROL MASTER PLAN AS SHOWN ON THE ANNEXED PLAN, AND HAS APPROVED THE GROUNDS SHOWN ON THE ANNEXED PLAN AS AN AMENDMENT OF THE MASTER PLAN OF THE CITY OF BISMARCK.
 THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE FOURTH DAY OF FEBRUARY, 1975.

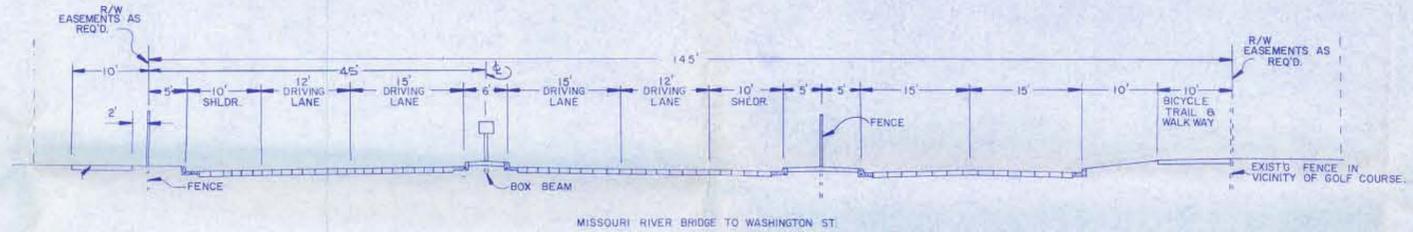
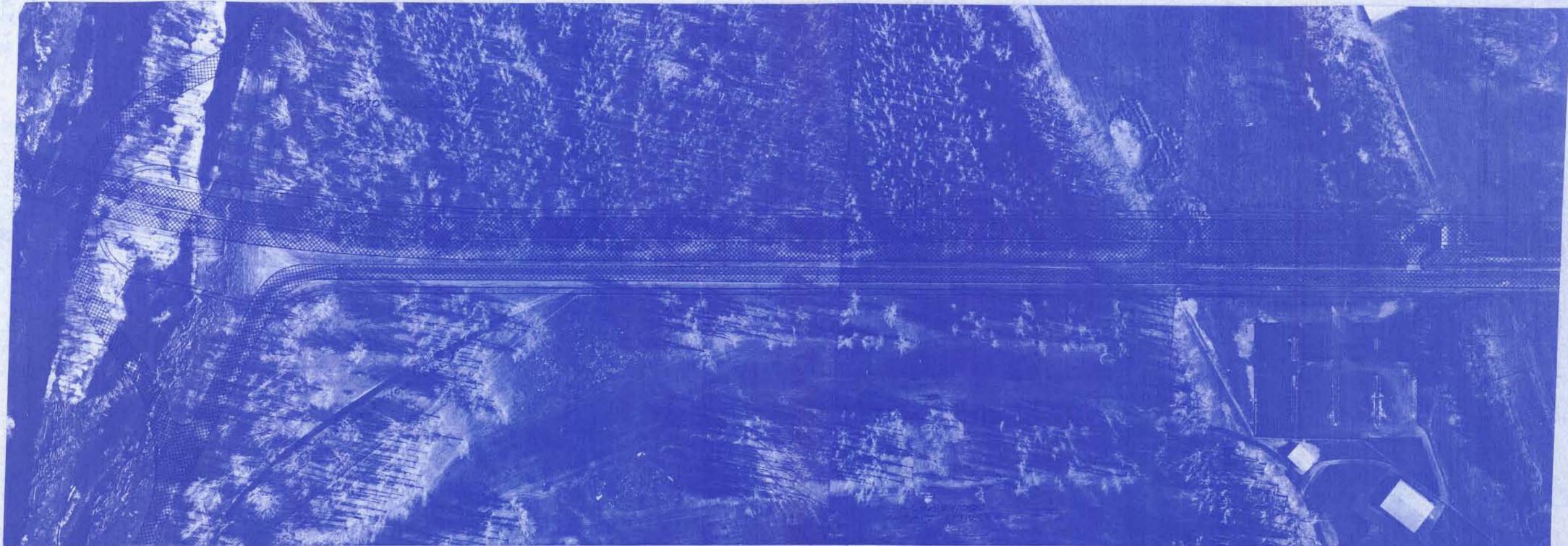
Recommended: *R.E. Bradley*
 R.E. Bradley
 Chief Engineer,
 N.D. State Highway Dept.

Recommended: *Adrain C. Taylor*
 Adrain C. Taylor
 Chr., Bismarck Planning Comm.

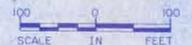
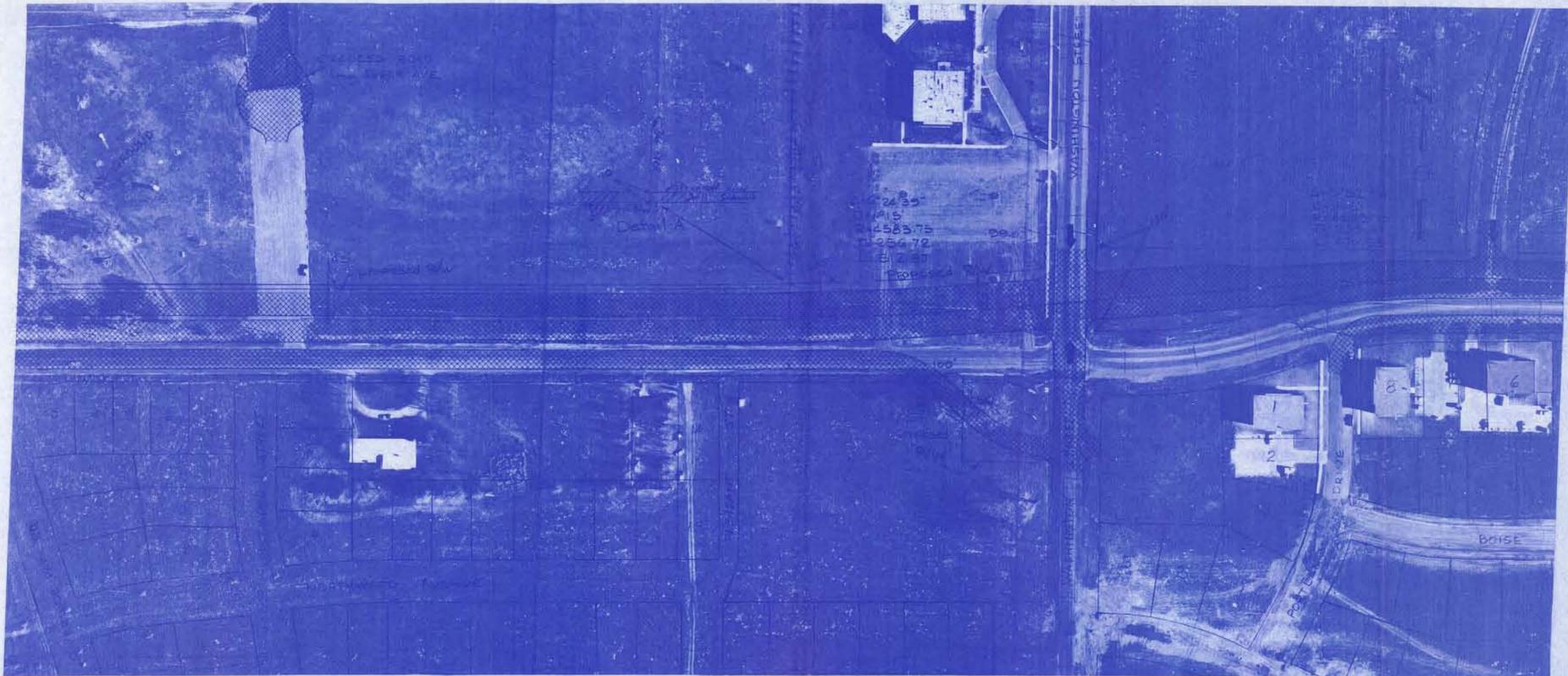
Approved: *Robert O. Heskin*
 Robert O. Heskin
 Pres., Bismarck City Comm.

Tom Baker
 Edgard J. Boehl, CITY ENGR.
 Tom Baker, CITY AUDITOR

LOCATION AND ACCESS CONTROL MASTER PLAN
BISMARCK AVE.



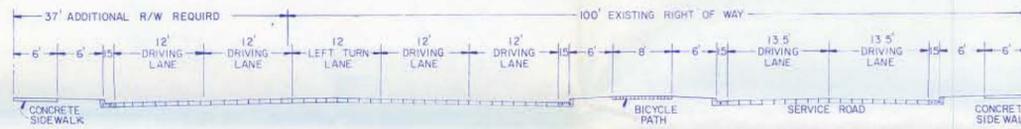
MISSOURI RIVER BRIDGE TO WASHINGTON ST.



APPROVAL OF BOARD OF CITY COMMISSIONERS
THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE LOCATION AND ACCESS CONTROL MASTER PLAN AS SHOWN ON THE ANNEXED PLAT; AND HAS APPROVED THE GROUNDS SHOWN ON THE ANNEXED PLAT AS AN AMENDMENT OF THE MASTER PLAN OF THE CITY OF BISMARCK.
THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION, APPROVED THE 10th DAY OF FEBRUARY, 1975.
RECOMMENDED: *Edward V. Booth* CITY ENGINEER ATTEST: *Tom Baker* CITY AUDITOR

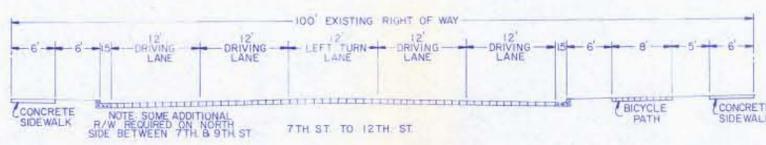
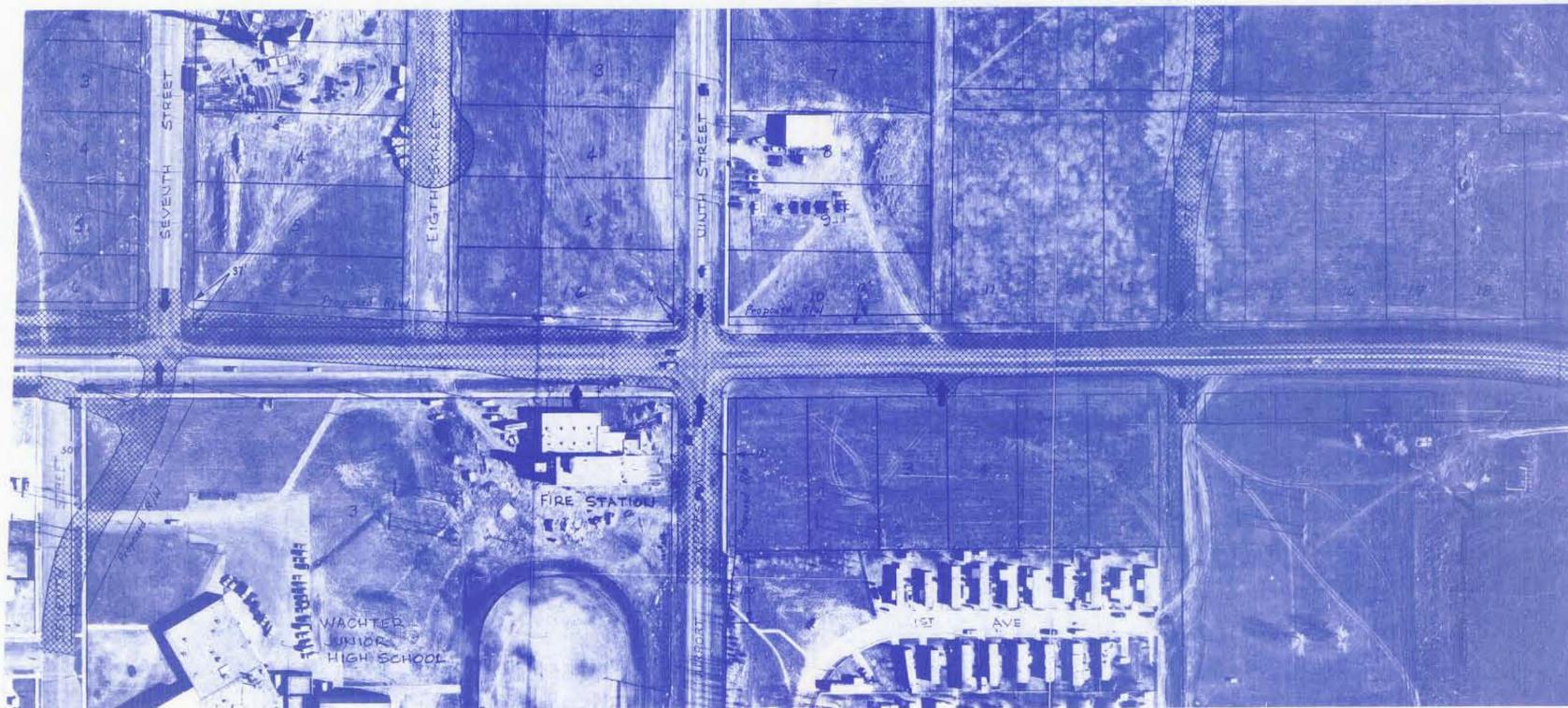
Recommended: *R.E. Bradley*
R.E. Bradley
Chief Engineer,
ND State Highway Dept.
Recommended: *Adrian C. Taylor*
Adrian C. Taylor
Chr, Bismarck Planning Comm.
Approved: *Robert Q. Heskin*
Robert Q. Heskin
Pres, Bismarck City Comm.

LOCATION AND ACCESS CONTROL MASTER PLAN
BISMARCK AVE.



↑ DENOTES ACCESS POINTS

WASHINGTON ST TO 7TH ST



7TH ST. TO 12TH ST.

SCALE: 100 0 100
IN FEET

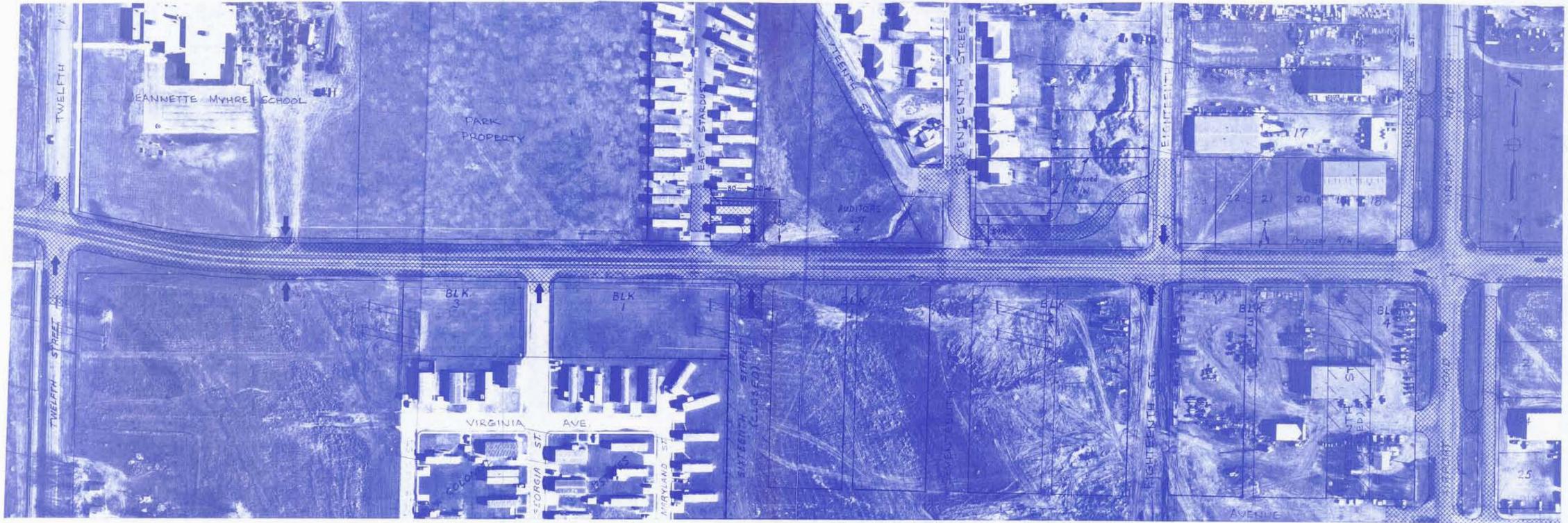
APPROVAL OF BOARD OF CITY COMMISSIONERS:
THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE LOCATION AND ACCESS CONTROL MASTER PLAN AS SHOWN ON THE ANNEXED PLAT, AND HAS APPROVED THE GROUNDS SHOWN ON THE ANNEXED PLAT AS AN AMENDMENT OF THE MASTER PLAN OF THE CITY OF BISMARCK.
THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE Fourth DAY OF February, 1975.

RECOMMENDED: *Edward J. Booth*
Edward J. Booth, CITY ENGR.
ATTEST: *Tom Baker*
Tom Baker, CITY AUDITOR

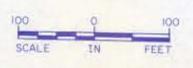
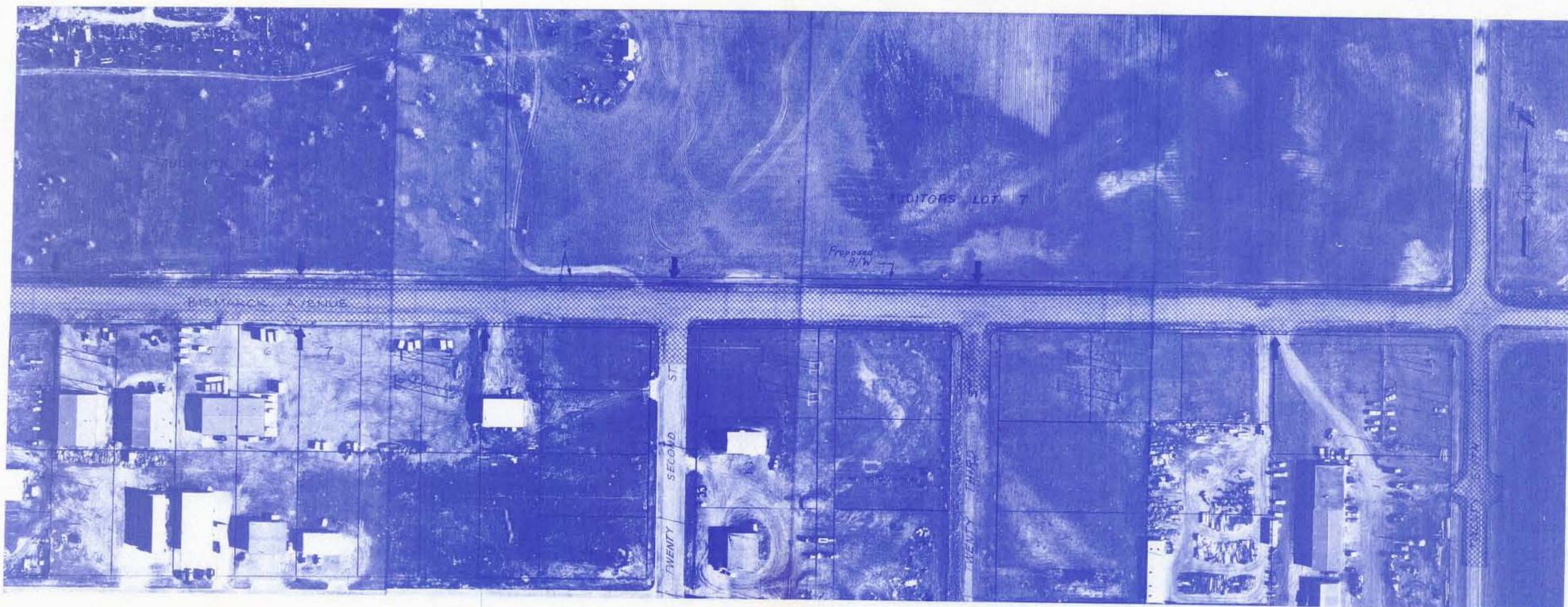
Recommended: *R.E. Bradley*
R.E. Bradley
Chief Engineer,
N.D. State Highway Dept.
Recommended: *Adrain C. Taylor*
Adrain C. Taylor
Chr., Bismarck Planning Comm.
Approved: *Robert O. Heskin*
Robert O. Heskin
Pres., Bismarck City Comm.

Dec. 3, 1975, Feb. 18, 1975, Dec. 26, 1975

LOCATION AND ACCESS CONTROL MASTER PLAN
BISMARCK AVE.



↑ DENOTES ACCESS POINTS



APPROVAL OF BOARD OF CITY COMMISSIONERS
THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE LOCATION AND ACCESS CONTROL MASTER PLAN AS SHOWN ON THE ANNEXED PLAT; AND HAS APPROVED THE GROUNDS SHOWN ON THE ANNEXED PLAT AS AN AMENDMENT OF THE MASTER PLAN OF THE CITY OF BISMARCK.
THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE DAY OF February, 1978.

RECOMMENDED: *[Signature]* ATTEST: *[Signature]*

Recommended: *[Signature]*
R.E. Bradley
Chief Engineer,
N.D. State Highway Dept.

Recommended: *[Signature]*
Adrain C. Taylor
Chr., Bismarck Planning Comm.

Approved: *[Signature]*
Robert O. Heskin

F-1-810 (04) 002

11-4-81

Design + Maintenance
Agreement

NORTH DAKOTA STATE HIGHWAY DEPARTMENT

NONENCROACHMENT AND MAINTENANCE AGREEMENT

Federal-Aid Project No. F-1-810(04)002

Burleigh County, North Dakota

Location: Bismarck Avenue in Bismarck, N.D.

AGREEMENT

WHEREAS, the North Dakota State Highway Department, hereinafter designated as the Department, at the request of the City of Bismarck, North Dakota, hereinafter called the City proposes to construct, reconstruct or improve the above described highway, hereinafter designated as the project; and

WHEREAS, this project is situated within the corporate limits of said City; and

WHEREAS, the Department is desirous of receiving Federal funds for the improvement of said street or highway; and

WHEREAS, the Statutes of North Dakota give assent to the provisions of the Federal-aid Highway Act and acts amendatory thereof or supplementary thereto and regulations issued pursuant thereto by the Federal Highway Administration, U.S. Department of Transportation, which hereinafter collectively will be designated as the Act, and charge the Department to do all things necessary to fully carry out the cooperation contemplated and provided for by the Act; and

WHEREAS, the Project will be subject to the provisions of the Act; and

WHEREAS, Bismarck Avenue is within the legal jurisdiction of the City for maintenance, traffic regulation, and control of buildings and other structures; and

WHEREAS, the construction, reconstruction, or improvement of the Project is conditioned upon the fulfillment of the obligations of the City in a manner satisfactory to the Department or the Federal Highway Administration, or both, or their authorized representatives;

NOW, THEREFORE, it is hereby agreed that for and in consideration of the Department's undertaking of this Project under the requirements of the Act, that insofar as its legal jurisdiction over the Project is concerned, the City assents to the requirements of the Act and pledges its good faith to carrying out the purposes stipulated in the Act, and to this end the City hereby agrees:

Nonencroachment & Maintenance
Agreement
Page 2

Signs &
Traffic
Control
Devices

1. That all signs, signals, markings and other protective structures erected on or in connection with the Project, including such of these as are installed at the sole cost and expense of the City or by others, shall be approved by the Department. All traffic control devices will be in conformance with the latest Manual on Uniform Traffic Control Devices for Streets and Highways.

Right
of
Way

2. That the right of way available or provided for the Project will be held and maintained inviolate for public highway or street purposes, and no signs, other than those described above, posters, billboards, roadside stands, curb pumps and other curb service devices or other similar installations, except utility facilities installed in accordance with the attached "Utilities Accommodation Policy on City Portion of State Highway System", will be permitted within the right of way limits of the Project, and the City, within its jurisdictional limits will remove or cause to be removed within the limits of the Project all such installation of whatever nature, which may be or cause an obstruction or interfere with the free flow of traffic or which may be or cause a hazard to traffic, or which may vitiate or impair the usefulness of the Project and which may be required to be removed by the Department at its own election or at the request of the Federal Highway Administration, and that no such private installations will be permitted to be erected or maintained in the future.

Access

3. That the City will prohibit the addition of any access points or curb openings on Bismarck Avenue main line roadway. Access to the frontage roads will be regulated by the City.

Speed
Limits

4. That it will not designate a speed limit of less than twenty-five (25) miles per hour. The posted speed, if greater than twenty-five miles per hour, and any subsequent revisions thereof, will be based on a traffic engineering study and concurred in jointly by the City and the Department.

Parking

5. That it will prohibit all parking and loading and unloading zones on the main roadway.

Damage
Claims

6. That it will save the Department harmless from any claim or damage made against it for consequential damage arising from and out of the construction of such work undertaken by the Department whether the claim arises from and out of changing the grade of streets, causing loss or inconvenience to the property or business of surrounding property owners, or from any cause or causes whatsoever.

7. That the plans for the above described Project, prepared under the supervision of the Department, as to alignment, grade, parking regulations, etc., as shown thereon, having been examined, be and are hereby approved. Such plans identified as sheets numbered 1 to 216 inclusive for the grading, surfacing, storm sewer and incidentals and sheets numbered 1 to 147 inclusive for the lighting and

CONTRACTS & PERFORMANCE
Agreement
Page 3

traffic signals on Project F-1-810(04)002.

11-4-81
K2

8. That the City will, at its own expense, maintain or cause to be maintained, the entire project including the street lighting, traffic signals, pavement marking, and signs, in a manner satisfactory to the Department and the Federal Highway Administration.

rdi-
ances

9. That the City will enact such ordinances and take such steps as are necessary to properly enforce any and all of the above provisions or any supplements to this agreement. No control measures which restrict the use of the facilities covered by this agreement will be implemented without prior approval of the Department and the Federal Highway Administration.

Executed by the City of Bismarck, at Bismarck
North Dakota this 27th day of October, 1981.

Approved [Signature] City of Bismarck
City Attorney

By [Signature]
* President, Board of City Commissioners
Title

Attest [Signature]
City Auditor

Executed for the North Dakota State Highway Department by the Highway Commissioner at Bismarck, North Dakota this 4th day of November, 1981.

NORTH DAKOTA STATE HIGHWAY DEPT.

Approved [Signature]
Chief Engineer

By [Signature]
Highway Commissioner

*Mayor or President City Commission