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ORDINANCE NO. 576

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POLSON, STATE OF MONTANA, AMENDING THE DESCRIPTION OF THE WARD BOUNDARIES AND CERTIFYING SUCH CHANGE IN DESCRIPTION TO THE COUNTY CLERK AND RECORDER OF LAKE COUNTY, MONTANA.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA

WHEREAS, the City Council of the City of Polson, State of Montana in order to equalize the number of electors in each Ward, wished to redefine the ward boundaries of the City of Polson; and

WHEREAS, State Law (MCA 7-5-4401 and 13-3-103) requires the City to certify to the County Clerk and Recorder any alteration in the boundaries of the three Wards of the City,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Polson, State of Montana, that the boundaries of the wards of the City of Polson, State of Montana, effective May 17, 2001, shall be as follows.

See Exhibit "A" attached hereto and by this reference made a part hereof as though set forth fully at this place.

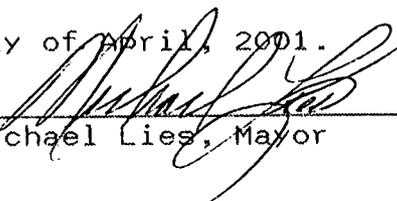
BE IT FURTHER RESOLVED that the City Clerk of the City of Polson, Montana, shall transmit a fully executed copy of this Resolution to the County Clerk and Recorder of Lake County Montana, certifying the within boundary changes for Wards 1, 2 and 3.

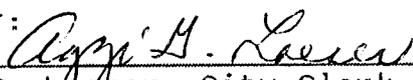
REPEALING CLAUSE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: April 2, 2001  
SECOND READING: April 16, 2001

NOW THEREFORE, it is resolved that the subject ordinance shall become effective on May 17, 2001.

PASSED AND ADOPTED THIS 16th day of April, 2001.

  
\_\_\_\_\_  
Michael Lies, Mayor

ATTEST:   
\_\_\_\_\_  
Aggi G. Loeser, City Clerk

## WARD 9-1

PARCEL 1

Beginning at the Northwest corner of Government Lot 1 of Section 8, Township 22 North, Range 20 West, P.M.M., Lake County, Montana; thence South to the Southwest corner of said Lot 1; thence East to the Southeast corner of said Lot 1; thence S. 330 feet, more or less, to the Southwest corner of  $N\frac{1}{2}N\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$  of Section 9, Township 22 North, Range 20 West; thence East 1320 feet, more or less, to the Southeast corner of said  $N\frac{1}{2}N\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$ ; thence North to the Southwest corner of the Lewis' Addition to the City of Polson; thence East along the southerly boundary of 11<sup>th</sup> Avenue West 214 feet, more or less; thence North 30 feet to the centerline of said 11<sup>th</sup> Avenue West; thence East along said centerline to a point of intersection with the centerline of First Street East; thence South 327 feet, more or less, to a point of intersection of First Street East and 12<sup>th</sup> Avenue East; thence East along the centerline of said 12<sup>th</sup> Avenue East to a point of intersection with 5<sup>th</sup> Street East; thence North along the centerline of said 5<sup>th</sup> Street East to the meander corner of Flathead Lake common to Sections 3 and 4 of Township 22 North, Range 20 West; thence along the high water mark of Flathead Lake and Flathead River, Northwesterly, Westerly, and Southwesterly to the Point of Beginning.

PARCEL 2

Beginning at the Southwest corner of Government Lot 5 of Section 5, Township 22 North, Range 20 West, P.M.M., Lake County, Montana; thence North to the Southeast corner of the  $NW\frac{1}{4}SE\frac{1}{4}$  of said Section 5; thence West to the Southwest corner of said  $NW\frac{1}{4}SE\frac{1}{4}$ ; thence North to the Northwest corner of the  $SW\frac{1}{4}NE\frac{1}{4}$  of said Section 5; thence S.  $89^{\circ}43'$  E. 1043.50 feet to the Westerly boundary of Irvin Flats Road; thence Northeasterly along said Westerly boundary of Irvin Flats Road to the Southwesterly boundary of U.S. Highway No. 93; thence Northwesterly along the Southerly boundary of said Highway to the Southeast corner of a tract of land shown and described on Certificate of Survey No. 3740, records of Lake County, Montana; thence N.  $89^{\circ}59'52''$  E. 423.15 feet; thence S.  $51^{\circ}39'57''$  E. 331.92 feet to the Southerly boundary of said U.S. Highway No. 93; thence Northwesterly along the centerline of Rocky Point Road to a point of intersection with the extended Northerly boundary of a tract of land shown and described on Certificate of Survey No. 2925, records of Lake County, Montana; thence Easterly along said extended line to the high water mark of Flathead Lake; thence along said high water mark of Flathead Lake and Flathead River, Southerly, Southeasterly, and Southwesterly to the Point of beginning.

## WARD 10-2

Beginning at the Section corner common to Sections 1 and 2, Township 22 North, Range 20 West and Sections 35 and 36, Township 23 North, Range 20 West, P.M.M., Lake County, Montana; thence North to the high water mark of Flathead Lake; thence along said highwater mark Northwesterly, Southwesterly, Southerly, Southwesterly, Northwesterly, Southwesterly, and Northwesterly to the meander corner common to Sections 3 and 4, Township 22 North, Range 20 West; thence South along the centerline of 5<sup>th</sup> Street East to a point of intersection with the centerline of 9<sup>th</sup> Avenue East; thence East along said centerline to the Northwest corner of Boettcher Terrace Subdivision, said point also being the Southwest corner of Lot 2 of Boettcher Tracts, a platted Subdivision of Lake County, Montana; thence North to the Northwest corner of said Lot 2 of Boettcher Tracts; thence East to the Northwest corner of Lot 5 of Funke's Addition to the City of Polson; thence South to the Southwest corner of said Lot 5; thence East to the Southeast corner of said Lot 5; thence North to the Northeast corner of said Lot 5; thence East to the Northeast corner of Lot 4 of Funke's Addition; thence North to the Southerly boundary of Hillcrest Drive; thence East to the Northeast corner of Lot 1 of Boettcher Tracts; thence South to the Northeast corner of Lot 2 of Funke's Addition; thence West to the Northwest corner of said Lot 2; thence S. 0°07'30" E. 91.69 feet; thence N. 38°33'25" W. 30 feet; thence South to the Southwest corner of said Lot 2 of Funke's Addition; thence East to the Southeast corner of said Lot 2; thence South to the Southwest corner of Lot 5 of the Rutheran Addition to the City of Polson; thence East to the Southeast corner of Lot 1 of Rutheran Subdivision; thence North to the Northeast corner of Lot 5 of Rutheran Subdivision; thence West to the Southeast corner of the Common Area of the Joy Addition to the City of Polson; thence Northeasterly and Northwesterly along said Common Area to the Southerly boundary of Hillcrest Drive; thence North to the Southwest corner of a tract of land shown and described on Deed Exhibit H-344, Lake County records; thence East to the Southeast corner of Tract 3 as shown and described on Certificate of Survey No. 4691, Lake County records; thence North to the Northeast corner of Tract 1 on said Certificate of Survey No. 4691; thence Northwesterly to the Northwest corner of Tract 2 on said Certificate of Survey No. 4691; thence South to the Northeast corner of a tract of land shown on Deed Exhibit H-344; thence West to the Northwest corner of said Deed Exhibit H-344; thence North to a point common to the Northerly boundary of Montana Rail Link right-of-way and the Southeast corner of a tract of land shown on Deed Exhibit H-611, Lake County records; thence Southeasterly along said Northerly boundary of Montana Rail Link right-of-way to the Southeast corner of a tract of land shown and described as Tract "A" on Deed Exhibit H-2042, Lake County records; thence South to the Southwest corner of a tract of land shown and described as Tract B-1 on Certificate of Survey No. 5261, Lake County records; thence East to the Northwest corner of Orchard Park Estates, an addition to the City of Polson; thence South to the Southwest corner of Orchard Park Estates; thence East along the Southerly boundary of Orchard Park Estates to the Northwest corner of a tract of land shown on Deed Exhibit H-840, Lake County records; thence South to the Northerly boundary of Hillcrest Drive; thence East and North along said Hillcrest Drive to the Northeast corner of Orchard Park Estates; thence West along the Northerly boundary of Orchard Park Estates to the Northeast corner of Lot 9 of said Orchard Park Estates; thence North to the Northerly right-of-way boundary of Montana Rail Link; thence Northeasterly along said right-of-way to intersect the Southerly boundary of U.S. Highway No. 93; thence North to the Northerly right-of-way boundary of U.S. Highway No. 93; thence along said right-of-way boundary Northeasterly, Easterly, and Southeasterly to a point of intersection with the Southwesterly boundary of Bayshore Drive; thence South to the Northerly right-of-way boundary of Montana Rail Link; thence Southeasterly along said right-of-way boundary to a point due North of the Northeast corner of Tract 2 as shown and described on Certificate of Survey No. 2283, Lake County records; thence South to the Northeast corner of said Tract 2; thence Southeasterly, Southerly, Southwesterly, and Northwesterly to the Northwest corner of Overlook Subdivision to the City of Polson; thence South to the Southwest corner of Overlook Subdivision; thence East to a point of intersection with the centerline of Montana State Highway No. 35 and the Easterly boundary of U.S. Highway No. 93; thence Southeasterly along the Easterly boundary of U.S. Highway No. 93 to the Southwest corner of a tract of land shown and described as Parcel A on Certificate of Survey No. 5202, Lake County records; thence Northeasterly to the Southeast corner of said Parcel A; thence North to the Northeast corner of said Parcel A; thence West to the Southeast corner of South Shore Subdivision to the City of Polson; thence North to the Northeast corner of said South Shore Subdivision;

WARD 10-2, continued

thence West to a point due South of the Southeast corner of Tract 2, as shown and described on Certificate of Survey No. 5537; thence North to the Northeast corner of said Tract 2; thence Northwesterly to a point of intersection with the South boundary of Bayview Drive and the Northeast corner of a tract of land shown on Certificate of Survey No. 2620, Lake County records; thence East to the Southeast corner of a tract of land shown and described as Tract A on Certificate of Survey No. 4068, Lake County records; thence North to the Northwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 2, Township 22 North, Range 20 West; thence East to the Northeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence North to the Point of Beginning.

AND ALSO

Lot 3 in Block 1 of FRELICH'S HIGHVIEW ACRES, a subdivision of Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana.

WARD 11-3

Beginning at the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 9, Township 22 North, Range 20 West, P.M.M., Lake County, Montana; thence North to the Northwest corner of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 9; thence East to the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 9; thence North to the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 9; thence East to the Southwest corner of a tract of land shown and described as Tract 1 on Certificate of Survey No. 5541, Lake County records; thence North to the Northwest corner of said Tract 1; thence East to the Northeast corner of said Tract 1; thence North to the Southeast corner of a tract of land shown and described as Parcel A on Certificate of Survey No. 4462, Lake County records; thence West to the Southwest corner of said Parcel A; thence North to the Northwest corner of said Parcel A; thence West to the Northeast corner of a tract of land described in City of Polson Resolution No. 274 and as recorded under Microfile No. 186340, Lake County records; thence South, West and North to the Northwest corner of said Tract; thence North 30 feet to the centerline of 11<sup>th</sup> Avenue West; thence East along said centerline to a point of intersection with the centerline of First Street East; thence South 327 feet, more or less to a point of intersection of First Street East and 12<sup>th</sup> Avenue East; thence East along the centerline of said 12<sup>th</sup> Avenue East to a point of intersection with 5<sup>th</sup> Street East; thence North along the centerline of 5<sup>th</sup> Street East to a point of intersection with the centerline of 9<sup>th</sup> Avenue East; thence East along said centerline to the Northeast corner of Boettcher Terrace Subdivision; thence South to the Southeast corner of Weber Addition to the City of Polson; thence West to the Southwest corner of said Weber Addition; thence South to the Southeast corner of Lot 1 in Block 1 of the Grandview Addition to Polson; thence East to the Northeast corner of Lot 11 of the Eastside Addition to Grandview; thence South to the Southeast corner of Lot 10 of said Eastside Addition to Grandview; thence West to intersect the Eastern boundary of Lot 10 in Block 1 of the Grandview Addition to Polson; thence South to a point common to Lot 1 in Block 9 of the Grandview Addition to Polson and Lot 2 of Countryside Estates, an addition to the City of Polson; thence East to the Westerly boundary of Lot 1 of said Countryside Estates; thence North along the centerline of the abandoned alley between Lots 1 through 6 and Lots 7 through 11 in Block 3 of the Eastside Addition of Grandview to the southerly boundary of the U.S.R.S. Irrigation Canal; thence Northeasterly along said canal to the Northeast corner of Lot 1 in Block 3 of the Eastside Addition to Grandview; thence South to the Southeast corner of Lot 4 in Block 3 of said Eastside Addition to Grandview; thence East to the Northwest corner of Lot 6 in Block 4 of said Eastside Addition to Grandview; thence South to the Southwest corner of Lot 7 in Block 4 of said Eastside Addition to Grandview; thence East to the Southeast corner of said Lot 7, which point is also the Southwest corner of Lot B of Gray's Acres Addition; thence North to the Northwest corner of said Lot B; thence East to the Northeast corner of Lot C of said Gray's Acres Addition; thence South to the Southeast corner of said Lot C; thence East to the Southwest corner of said Lot C; thence South to the Southeast corner of Lot 6 of Casa Heights Addition to the City of Polson; thence East to the Northeast corner of Lot 1 of Lake Hills Estates Subdivision; thence South to the Southeast corner of Lot 5 of said Lake Hills Estates Subdivision; thence West along the Southerly boundary of Lake Hills Estates to a point of intersection with J.B. Drive (formerly College Road) of the Skyline Addition; thence Southerly to the Southern boundary of said J.B. Drive; thence Northwesterly along said Southern boundary of J.B. Drive to the Northeast corner of Lot 37 of said Skyline Addition; thence South to the Southeast corner of said Lot 37 of said Skyline Addition; thence Southwesterly to the South boundary of Lot 42 of said Skyline Addition; thence East to the Northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 10, Township 22 North, Range 20 West; thence South to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , which point is also the Southeast corner of Lot 6 of Skyline Addition No. 3; thence West to the Southwest corner of Lot 14 of said Skyline Addition No. 3; thence North to the Southeast corner of Block 28 of the Grandview Addition to the City of Polson; thence West to the Southwest corner of Lot 4 of the Applewood Addition to the City of Polson; thence North to the Southern boundary of 16<sup>th</sup> Avenue East; thence West along said Southern boundary to the Northeast corner of a tract of land shown and described as Tract A on Certificate of Survey No. 4686, Lake County records; thence South, West, North, East, and North along the boundaries of said Tract A to the Southern boundary of 16<sup>th</sup> Avenue East; thence along said boundary West to the Northeast corner of Jensen's Addition No. 2; thence South 200 feet along the East line of Lot 1 of Jensen's Addition No. 2 to a point;

WARD 11-3, continued

thence West to the Northeast corner of Lot 1 of Rolfson Addition to the City of Polson; thence South to the Southeast corner of Lot 2 of said Rolfson Addition; thence West to the Southwest corner of said Lot 2; thence South to the Southeast corner of Lot 26 of said Rolfson Addition; thence West to the Southwest corner of Lot 22 of said Rolfson Addition; thence South to the Southeast corner of Lot 34 of said Rolfson Addition; thence West to a point common to Lots 2 and 3 in Block 2 of Woodbine Estates; thence South to a point common to Lots 2 and 16 in Block 5 of said Woodbine Estates; which point is also the Northwest corner of tracts of land shown and described on Certificate of Survey No. 4922, Lake County records; thence Northeasterly, Northerly, and Easterly to the Northeast corner of Lot 12 as shown on said Certificate of Survey No. 4922; thence South to the Southeast corner of Lot 7 on said Certificate of Survey No. 4922; thence West to the Northeast corner of Lot 18 in Block 6 of Woodbine Estates; thence South along the East line of said Lot 18 to the Southeast corner of said Lot 18; thence West along the southern boundary of Woodbine Estates to the Point of Beginning.

EXCEPTING THEREFROM those lots within Skyline Addition and Skyline Addition No. 3 which have not been annexed into the City of Polson.