



BURLEIGH COUNTY WATER RESOURCE DISTRICT AGENDA
Wednesday, April 8, 2020
See end of agenda for remote connection information

8:00 a.m. - Call to Order

1. Roll Call (Reep, Larson, Detwiller, Beck, Landenberger)
2. **Approval of 3/11/20 Minutes3-6**
3. 2020 Flood Planning (Hydrologic Update)..... 7-18
4. McDowell Dam
 - o Strategic Plan Update – (James/Michael)
 - o Heritage Fund Grant Application Opportunity – October 2020
5. Comments from Members of the Public: (For comments on items not on the agenda)
6. Financial Reports
 - **Balance Sheet 19**
 - **P&L 4/8/2020 YTD..... 20**
 - **Check signature cards: Remove Mona’s name from bank accounts and add Tracie Day**
 - Audit Update (Rick)
 - **Quickbooks Payroll renewal & associated costs (Rick & Tracie)**
7. **Approval of Bills: \$ 36,132.07..... 21**
8. **Approval of Fox Island Bills: \$ 1499.35..... 21**
9. Drainage Permits/Complaints/Issues: Open
 - o Steiner, Kurt (Spiritwood Subdivision, SWMP Culvert Required) – on hold
 - o Miller, James (Rod/Michael) 22-27
 - o Feil, Blake – Northgate Drive
10. Projects
 - o Sibley Island
 - o Status Report (Rod/Michael) – Survey on hold, design options under review
 - o Alternate Review Appendix – OPC’s completed (BCHD Meeting Pending)
 - o Public Comments
 - o Fox Island Status
 - Contractor Punch List – Provided to Contractor
 - O&M Manual – Under Development
 - Encroachment Removals – Reminders (Bliss/Landenberger)
 - Project Cost Summary – Draft provided for review
 - Public Comments
 - o Missouri Riverbank Stabilization
 - o GIS mapping project continues (Gunsch)
 - o Request for documents (SWC) – not received yet
 - o Meeting on existing O&M agreements requested – Pending
 - o COE Discussion on Stabilization issues (Pending AOP Meetings Cancelled)
11. Break

12. Other Old Business

- Burleigh County Multi Hazard Plan Flood Annex
 - Request for flood control project cost information – Pending (Gunsch)
 - O&M Agreements with BCHD – Pending (Gunsch)
- Hay Creek Greenway – Floodway Designation (Gunsch)
- Burnt Creek O&M – Draft provided to Reep
- NDSWC State Water Commission Project Planning Forms
 - McDowell Dam – Apple Creek Water Supply
 - Sibley Island Flood Control
 - Missouri Riverbank Stabilization
- Policy Manual
 - Storm Water Management Plan Review Policy (Reep, Landenberger, Gunsch)
- RFP's for contracted services update (Detwiller, Larson)

13. New Business

- Remote Meetings – Dakota Access
- NDSWC
- Other

14. Correspondence or Document Information

- MRCC and Burnt Creek NDPDES Cancellations
- NDPDES General Permit NDG070740..... 30-31
- Aero Club lease 32
- Knife River Corp. temporary water permit..... 33-34
- NDIRF annual meeting & newsletter 41-46
- NDWC proposal deadline extended 47-48
- Census participation request..... 49-50
- American Bank Center – signed release of securities..... 51-53
- Plats & SWMP 54-92

15. Detailed Bills (pending)..... 93-116

16. Next Meeting: May 13, 2020

17. Adjourn

Note: Bold Items Require Board Action

BCWRD Meeting Remote Connection Information

Wed, Apr 8, 2020 8:00 AM - 12:00 PM (CDT)

Please join the meeting from your computer, tablet or smartphone.

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Present: Chairman Greg Larson, Dennis Reep, Rick Detwiller, James Landenberger, Rod Beck, Commissioner Kathleen Jones, Burleigh County Commissioner; Michael Gunsch, Houston Engineering, Inc.; Dave Bliss, Bliss Law Firm, LLC; and Mona Livdahl, Personalized Management Services.

Others Present: Mary Senger, Emergency Management; Dave Mayer, Bismarck Parks and Rec District; Casey Einrem, Burleigh County Highway Department, Steve Isles, Sibley Island resident

Chairman Larson called the meeting to order at 8:01 a.m. Roll call was taken noting all members present and a quorum was declared.

	Discussion	Action Taken	Responsible Party(s)	Due Date
Approval of 2/12/2020 Minutes:		Mgr. Reep moved to approve, Beck seconded. Motion Carried.		
2020 Hydrologic Update:	Mary Senger reviewed the latest hydrologic update noting the new report will be coming out tomorrow.	Reminder to get flood insurance in advance and for the most current information go to the Burleigh County website as well as the BCWRD website for information. The COE will be holding a public information meeting in April – date has not been confirmed yet.		
McDowell Dam				
Reservoir Storage and Map:	Mgr. Landenberger noted that the last meeting discussion was held on working with the Game & Fish department on lowering the water level.	This has been completed.	Landenberger/Gunsch/Bliss	
Aero Club Lease:		The lease has been signed and a check will be coming to the BCWRD office for rent payment.	Landenberger/Bliss/Gunsch	
Heritage Fund:	Mgr. Landenberger will work with Parks and Rec staff to determine needs and projects for the next application deadline.	Next deadline is October, 2020	Landenberger, Parks & Rec, HEI	October, 2020
Equipment:	Dave Meyer was present and asked the board to consider disposing or selling of our old equipment at the city Auction. All assets come back to the BCWRD. The BCWRD purchased a small utility vehicle last year and we no longer need the two Cushman Trucksters (Asset tag #0204 and #0207). There is a 3 rd one but not sure of ownership at this time..	Manager Landenberger moved to authorize BPR to sell or dispose of the equipment at the Bismarck Auction, Mgr. Reep seconded. Motion Carried.		

ZTR Mower:	Dave Mayer received bids of the ZTR Mower as follows: Northern Plains Equipment - \$28,191; CIB Operations \$19,980; and ROD Equipment \$17,998.	Mgr. Landenberger moved to recommend that Bismarck Parks and Rec purchase the mower out of our funds from RDO Equipment, Mgr. Reep seconded. A roll call vote was taken with all members voting yes. Motion Carried.	Landenberger, Bismarck Parks & Rec	
Comments from Members of the Public on non-agenda related issues:		None noted.		
Financial Reports:	Mgr. Detwiller reviewed the balance sheets as well as the P&L and discussed the process with Brady Martz. The engagement letter was signed. Currently the audit has been scheduled for April 6 th and 7 th . Mgr Detwiller also discussed having a formal exit interview after the audit. Commissioner Jones noted the county audit will be taking place March 23 rd .	Chairman Larson noted he attended a webinar on board meetings and they had suggested accepting the financials vs making a motion in the event changes are needed. Mgr. Detwiller moved to accept the financials and P&L, Mgr. Beck seconded. A roll call vote was taken will all board members voting yes. Motion Carried.	Detwiller	
Bills:	Bills were presented in the amount of \$31,635.51	Mgr. Detwiller reviewed the bills and found them in order and moved to approve in the amount of \$31,635.51 Mgr. Landenerger seconded. Motion carried.		
Hay Creek Bank Stabilization:	Mgr. Detwiller discussed the request for cost share in the amount of \$27,500 which was discussed last month and approved pending amendment of the budget.	Mgr. Detwiller recommended creating an account for Hay Creek Bank Stabilization and use line 910 as an extension of this account, transferring \$10,000 from drainage expense line as well as \$17,500 from the McDowell Dam Buffer Zone line item. Mgr. Reep seconded. Discussion was held on replenishing the buffer zone account and it was noted that we are going into a budget cycle in June and could replenish if needed sooner. Also discussed making a foot note on the budget line item. A roll call vote was taken with all members voting yes. Motion Carried.		
Fox Island Bills. :	Mgr. Landenberger noted the amounts were for legal and engineering work..	Mgr. Landenberger moved to approve the bills for Fox Island for a total of \$2,754.70, Mgr. Beck seconded. Motion Carried.		
Drainage Complaints:	.			
Steiner, Kurt:		Still working on.	Beck HEI	
Miller, James	Eng. Gunsch provided the history of the erosion in 2010 and the easement that the WRD has in place which is for a Highway Department bridge project. Mgr. Beck and Casey Einrem have both looked at the	Mgr. Beck moved to authorize Houston Engineering to review the area and come up with a solution to bring to the board. Mgr. Reep seconded. At this time we are not even certain that this is a BCWRD issue. Attorney Bliss will also	Beck/HEI/Bliss	4/8/2020

	area and it appears there is extensive erosion going on.	work with to determine the easement areas. Motion Carried..		
Projects:				
Sibley Island	Status Report:	Eng. Gunsch noted they are working on developing survey routes. They are also developing alternative routes and an Appendix is being developed.	Beck, Gunsch	
Fox Island Project:	Mgr. Reep and Landenberger are working on the close out items and reviewing the cost summaries.		Larson, Landenberger, Gunsch	
Contractor Punch List	Reviewed internally for the contractor.			
Encroachment Removal:	Mgr. Landenberger asked if we should send out reminders to those that were involved.	Attorney Bliss will work with Mgr. Landenberger to get the reminders out.	Landenberger/Bliss	4/8/20
Missouri River Bank Stabilization Cost Share Agreement:	Eng. Gunsch noted that there were no impacts during the high water conditions to the MRCC..		Detwiller/Jones/Bliss/HEI/Beck	
GIS Mapping:	Eng. Gunsch updated noting it is moved to the GIS side and they are now doing testing, once complete the board will be involved.	Ongoing.		
Documents:	Eng. Gunsch noted that they have been requested but have not heard back yet from the SWC on the easement documents.		Reep, Gunsch	
Lincoln Sump Pumps:	Discussed the sump pumps in Lincoln. It was noted that this is the same attempt we did on Fox Island to lower the ground water.			
Other Old Business:				
Policy Manual:	Work in progress.	.		
Burnt Creek Policy:	Pending			
Inundation Mapping:	Eng. Gunsch noted that HEI was retained by the Emergency Management department and reviewed the process. Eng. Gunsch asked the boards consensus to modify and provide approval to include the Fox Island imagery and redoing the lines as to what is protected and what isn't protected.	Mgr. Detwiller asked for a cost estimate, Eng. Gunsch noted it would be between \$2 to \$3,000. Mgr. Detwiller moved that we approve and complete the Fox Island portion to bring it up to date, Mgr. Landenberger seconded. It was noted that this would not be a Fox Island Project expense but rather a multi-hazard plan cost. Motion carried.	Gunsch	4/8/2020

New Business:				
Request to use Outlook Calendars:	Discussed process of using Outlook for calendar purposes on meetings. Mgr. Reep noted that for the BCWRD Purposes he uses a gmail account. Eng. Gunsch discussed other groups that allow only calendar items be sent to the work emails but all other correspondence needs to go through the BCWRD emails that are set up.	Consensus to allow.		
Correspondence				
ND Dept of Environmental Quality Permits:	Eng. Gunsch discussed the permits received for environmental purposes for Fox Island, MRCC and Burnt Creek.	Travis Johnson from HEI is taking care of this.	HEI	
Cattails:	Commissioner Jones asked if we have scheduled cattail removal for the Burnt Creek area.	Mgr. Reep noted he would work with Travis Johnson, HEI to get pricing in place for spraying. Discussed mowing of the Burnt Creek Channel noting that Bismarck Parks and Rec does the walking trail and see if they could possibly do the channel for BCWRD.	Reep/HEI	
Plats:	No action needed			
Next Meeting:	The next meeting is April 8, 2020.			4/8/2020

With no further business the meeting adjourned at 9:06 a.m.

Mona Livdahl

Mona Livdahl, BCWRD Admin. Secretary

From: ND Water Info <staff@ndwater.net>
Sent: Monday, March 16, 2020 4:25 PM
To: Lance Gaebe
Subject: Flood Update - Issue #5

Follow Up Flag: Follow up
Flag Status: Flagged

North Dakota Water Users Association

March 16, 2020

Flood Update Issue #5

The North Dakota Water Users Association is providing updates on flood planning, forecasts and issues that are reported across the state.

Stay Informed and Stay Healthy

Floods affect people and certainly require people to work together to resolve water issues and prepare against threats. In the midst of it, during this time of uncertainty posed by the Covid-19 virus, we remain conscious of considerations for the health and safety of all involved.

Federal guidelines now recommend no public gatherings of 10 or more people. When possible, meet by telephone or video conference and monitor the situation and executive orders related to travel and gatherings. Know that there is limited incidence of Coronavirus in North Dakota, but we encourage everyone to stay informed and follow the recommendations of local, state and national health authorities, to ensure everyone remains as safe as possible.

Work Continuity

Like many organizations, we remain fully staffed and ready to help communicate information and address situations. We encourage our employees and yours to practice safe hygiene and social distancing measures as recommended by the CDC. This, coupled with school closures, has some staff working from home or other remote locations, so please be patient if your inquiry or call takes a bit longer than usual to be returned. During this temporary arrangement, we are committed to fulfilling our responsibilities to our members.

If you do not want to receive the "Flood Update", please let us know.

-Lance Gaebe lgaebe@ndwater.net

For more information about the National Flood Insurance Program and purchasing a flood insurance policy, visit floodsmart.gov .

North Dakota's central site for flood preparation and Coronavirus information is available through the NDResponse website at <https://ndresponse.gov/> .

In this update:

- ◆ March 12, 2020 [*North Central River Forecast Center –Spring Hydrologic Outlook*](#)
- ◆ March 12, 2020 [*Flood and Water Resources Outlook for Missouri and James River Basins*](#)

Recent news about state and community flood forecasts, preparation and response planning:

- ◆ Corps of Engineers Missouri River Basin Reservoir Update
- ◆ Spring Flood Outlook Released by National Weather Service
- ◆ Red River Flood Threat Still High, but Sandbaggers Get Break
- ◆ Latest North Dakota Flood Outlook is Little Changed
- ◆ Past — Present — Future: Countdown begins on Floodwatch
- ◆ Livestock Producers Should Prepare for Flooding
- ◆ Protect Wells from Flooding

North Central River Forecast Center-- Spring Hydrologic Outlook

March 12, 2020 National Weather Service- North Central River Forecast Center (NCRFC)
[Weather.gov](#) > [North Central River Forecast Center](#) > [NCRFC Spring Hydrologic Outlook](#)

Overview of NCRFC Region Winter/Early Spring Conditions

The chance of flooding in the Upper Mississippi River drainage continues to be significantly elevated. This assessment includes the Hudson Bay drainage and the Red River of the North basin as well, with both basins continuing to have a significantly elevated chance of flooding. Overall, 68 forecast points show a 50 percent or greater chance of moderate to major flooding within the next three months (a significant decrease from the last update where it was 103). ... The Upper Mississippi River and Red River of the North continue to have the greatest concentration of flood risk as far as the mainstem rivers go. Tributaries to these basins continue to have a significantly elevated flood risk with the risk increasing as it progresses downstream. ... The general trend of little to no precipitation over the past few weeks has lessened the overall flood risk across the area, but until all snow is gone and vegetation is established, the flood risk remains.

Soil conditions have remained saturated throughout the winter and into spring. Soil wetness remains mostly in the 95th to 99th percentile over the NCRFC area. Iowa and northern Missouri are the exception as the snow cover is long gone and fields have dried out quite a bit in late February and early March, the soil moisture ranges in the 70th to 90th percentile in those areas. It has been [much drier than normal](#) ... Current snow water content has decreased and is currently 2-4 inches across eastern North Dakota, Minnesota and northern Wisconsin.

The U.S. Drought Monitor shows [no drought conditions](#) within our area as wet soil conditions have continued to prevail. Temperatures have remained to be above normal since our last update. On average, the temperatures have been one to three degrees above normal across the area. Temperatures have also shown a two degree maximum temperature average above normal in early March. The mid-term forecast has changed to near normal temperatures and slightly above normal precipitation for the third week of March.

Generally, [frost depths](#) remain near to below normal throughout the area. The snow line has been progressively migrating northward. Recent [warmer than normal temperatures](#) have caused a lot of melting and ground thawing, allowing frost depths to become shallower or melted out altogether. Again, with the continuing warm temperatures during the day and cool to freezing temperatures at

night, frost depths should continue to play a lesser role in the spring flood potential. Looking at the mid to long term temperature forecast, a deep freeze is not expected which would prolong the remaining snow melt and potentially worsen the flood risk. The most likely scenario would be persistent well above normal temperatures coupled with significant spring rains which would elevate the flood risk.

The climate outlook for the latter part of March suggests a much higher than normal temperature pattern, but a near normal chance of overall precipitation. For the three-month outlook of March, April and May, near normal temperatures and slightly above normal precipitation is expected. With near to above normal temperatures forecast in the next few weeks, significant snow melt should continue. While there is a great deal of uncertainty in this outlook, it reinforces the likelihood of a fairly rapid melt scenario.

... spring precipitation and temperature patterns in the coming number of weeks will determine the snowmelt rate and runoff timing. Based on current and forecast conditions we expect a high probability of seeing widespread flooding across our area.

Upper Mississippi River and Great Lakes Drainage information omitted

HUDSON BAY DRAINAGE

Red River of the North River Basin

There remains an elevated risk of spring flooding along the Red River of the North mainstem. This risk remains even though precipitation since our last February 26th update until now has been very dry (mostly 2 to 10 percent of normal) across eastern North and South Dakota and western Minnesota. Again, this elevated risk is a result from the well above normal soil moisture along with above normal snowpack remaining across most of the basin. The current snow water equivalent across most of the basin has lowered to 2-4 inches. Recent windshield surveys of the south valley, above Wahpeton, have shown little to no water ponding and about 50 to 80% of the snow cover gone. Most of the water has been observed to have soaked into the ground. This is good news, but caution should be placed as there has yet to be more melt up in the mid to northern part of the Red River of the North valley.

Since our revised outlook, temperatures have been about 2 to 3 degrees above normal throughout the basin. These warm temperatures that have spanned for a month or so now, have condensed and have begun the snowpack melt. As noted above, the warm weather has caused significant melt. With the current forecast, the melt process is expected to continue.

Current snow depth ranges from 8 to 18 inches across the valley. Snow depth between Fargo and Grand Forks remains to be in the 12 to 16 inch range. The remainder of the basin is in the 8 to 12 inch range.

Again, river flows in the Red River basin were above normal going into winter. Ice thickness on U.S. Army Corps of Engineers reservoirs remains to be normal to below normal, suggesting similar conditions in the rivers resulting in a low to medium risk of break up ice jams. The effects of ice jams are not included in any of the long range probabilistic outlooks.

Frost depths remain generally shallower than normal. These shallow depths may play a role in allowing more water to infiltrate into the soil. The combination of above normal snow water content and deeply saturated soils will continue to produce a high risk of large amounts of runoff. The near term risk of rainfall accelerating the melt and worsening the flood risk is low. Under current conditions, the flood risk in the Red River of the North is elevated, but potentially could weaken if the melt water absorbs into the soil or not. Most forecast locations continuing to show a 50% or greater chance of moderate to major flooding.

Souris River Basin

For the Souris basin, there continues to be a below normal risk of flooding above Lake Darling, with risk increasing downstream below Minot to an above normal risk near Westhope, ND.

Precipitation has been on the dry side in the Souris basin (10 to 50% below normal) but has fared a little better than the Red River of the North valley since our latest update. Temperatures have been well above normal; mostly 9 to 11 degrees above normal in this same timeframe. The current snow cover extends mostly east of Rugby, ND with the majority of the snow in Westhope, Bottineau and Dunseith, ND. Most liquid equivalent amounts in these areas are under an inch. These snow amounts are below normal for this time of year.

The wetness of the soils could play a factor in determining the flood risk in this region. The soil moisture continues to range in the 90th to 95th percentile for most of the basin and depending on how and when the snow melts, it could worsen flooding conditions and impacts.

Reservoirs in Saskatchewan are currently at or below March 1 target levels, so no further drawdowns are expected. There continues to be capacity to store excess runoff at Rafferty and Grant Devine reservoirs. The Saskatchewan portion of the basin has continued to be drier than the North Dakota side through the fall/winter and early spring with soil moisture conditions indicating capacity for infiltration of snowmelt runoff.

River ice regularly contributes to ice jam flooding along the Souris. Releases from Lake Darling are controlled in the spring in order to mitigate impacts due to break up ice jamming.

Devils Lake Basin

In the Devils Lake basin, wetter than normal soil moisture content continues. Much below normal precipitation has continued to persist across the area. Current snow water equivalent across the basin is an inch to over 2 inches. The unusually wet fall conditions have pushed baseflows high in the basin, resulting in a winter season rise of about 0.7 feet from September to date. The current lake level is approximately 1,449.0 feet. The lake level probabilities for summer are having a 90% chance of a 1.7 foot rise and a 50% chance of a 2.2 foot rise through September 2020.

Frost depths continue to be near to below normal. Generally, soil moisture should be the dominant contributor to runoff rates during the progression of the spring snow melt.

Flood risk due to river ice and frozen ground impacts are not well captured in the modeling and outlook products.

Links to specific National Weather Service (NWS) flood outlooks:

[Red River Basin Flood Outlook](#) and [Briefing PDF](#) and (updated 03/12/2020) (NWS)

[Flood and Water Resources Outlook for Souris \(Mouse\) River Basin](#) (updated 03/12/2020) (NWS)

[Devils Lake Basin Hydrologic Outlook \(3/12/2020\)](#) (NWS)

Flood and Water Resources Outlook for Missouri and James River Basins (excerpts)

Probabilistic Hydrologic Outlook

National Weather Service -Bismarck

March 12, 2020

[Weather.gov](#) > [Bismarck, ND](#) > [Flood and Water Resources Outlook for Missouri and James River Basins](#)

...SPRING FLOOD AND WATER RESOURCES OUTLOOK...

This Spring Flood and Water Resources Outlook is for the Missouri and James River basins of North Dakota and covers the period from mid-March through mid-June. This outlook is the last update in the Spring Flood and Water Resources Outlook series. ...

...Flood Outlook Highlights...

The probability of flooding across western and central North Dakota has generally held steady or trended slightly upward. The upward revisions are generally associated with streams that are currently receiving substantial runoff from snowmelt over that past couple of weeks. These streams are very susceptible to minor flooding with only modest amounts of additional rainfall over the near term. However, these risks will fall quickly as the streams reach their initial crest in the coming week or two. Other streams, such as the Cannonball River, are also just very susceptible to minor flooding during early spring rains.

In the northwest corner of North Dakota, streams like the Little Muddy River have a somewhat below normal, but relatively high probability of minor flooding. This risk is mostly centered around those streams susceptibility to heavy spring rains as snow water equivalent (SWE) is not a concern in that area of the state. Other small streams in the area, such as the White Earth River, Little Knife River, and Deep Creek in McLean County have a below normal risk of flooding going forward.

Farther to the south and west of the Missouri River, forecast points on the Knife River and Spring Creek are now below normal for spring flood risk. Again, this is due to the early loss of most of the region's SWE and any significant flooding from this point on will certainly have a heavy rain component.

South of I-94 and still west of the Missouri River, forecast points and small streams like the Heart and Cannonball rivers along with Cedar creek are now considered near normal to below normal risk for reaching Minor flood stage. Again, the early loss of the snowpack in these watersheds is driving the risk down even though wet soils continue to be a potential problem. This tends to be true as well for the Green River, Big Muddy, and Sweet Briar Creek watersheds.

East of the Missouri River and south of I-94, Apple Creek near Menoken is currently seeing higher water levels due to the recent loss of the snowpack. While the cooler weather is likely to keep Apple Creek below flood stage, it will be sensitive to any rainfall over the coming few weeks. Beaver Creek near Linton has been relatively quiet thus far even though some runoff is starting to be observed at the gage and like Apple Creek, it will need some rainfall in the near term if it wants to make a run at even minor flooding. Other area streams such as Burnt Creek, Hay Creek, and Painted Woods Creek have experienced at least some runoff and are considered at a near normal to below normal risk of flooding due to the wet soils.

James River Basin

Farther to the east and in the James River Basin, only modest amounts of the SWE have been removed from the countryside. Even if visually the snowpack appears to be considerably depleted, the runoff has not yet reached Pipestem Creek or the James River. Much of the meltwater generated is still trapped on the countryside and is expected to begin showing up in earnest during the latter half of March.

Downstream of Jamestown has seen only modest amounts of water making its way into the James and Maple Rivers. While it would have been beneficial to see the latest warm spell last a few more days to help remove more SWE from the countryside, it would appear that this area will now be entering a week or more of suspended animation. This suspension of the melt and potential for adding more SWE over the coming days are part of what is keeping the risk for flooding substantially elevated at points along the lower James River in North Dakota.

The Prairie Pothole region, including at least parts of Sheridan, Wells, Kidder, Stutsman, Logan, McIntosh and Dickey counties have enough SWE to suggest overland flooding will continue to be a concern going into spring.

Missouri River

And lastly, the Missouri River itself. With little plains and perfectly average mountain snowpack, the Yellowstone and Missouri rivers of western North Dakota are right around normal risk of minor flooding. The slightly

enhanced risk observed in the probability tables is more a reflection of current conditions where ice cover and modest runoff are combining to cause minor flooding west of Williston. Once the ice cover is gone, near normal risk of high water will hold through the spring and be mostly controlled by the rate of melt in the mountain snowpack. Below Garrison Dam, the Missouri River has lost its ice cover all the way down through the Bismarck/Mandan area. With the loss of ice cover, risk of flooding in this stretch is at a minimum and would require very significant spring rains.

Overall, while western and central North Dakota has thus far been under a very favorable weather pattern for producing a gentle melt, some of that appears destined for change. The current weather outlook is suggesting a shift towards a much more active, cooler, and wetter pattern during the next couple weeks. Mid range outlooks suggest that will be followed by a stretch of above normal temperatures towards the last week of March and early April.

... The slow and gentle melt much of western and central North Dakota has experienced thus far would suggest the risk of ice related high water is fading

...Current Conditions...

Frozen and wetter than normal soils remain a concern across the entire state. However, SWE is only a true concern in the James River basin. Warm weather over the past couple of weeks has removed most of the SWE west of the Highway 83 corridor. Not surprisingly, some streams have already experienced minor flooding and several others are relatively high due to the runoff. Ice jams have not yet been a problem in western and central North Dakota, most likely due to the modest amount of runoff and gentle melt conditions. So far most streams have not risen enough to mobilize the ice cover and this is allowing the ice to slowly degrade in place.

...Weather Outlook...

The near term 6-10 and 8-14 day outlooks have a strong signal for below normal temperatures and slightly above normal precipitation. Looking farther into the future, the week 3-4 outlooks suggest the cooler and wetter than normal pattern will end during the third week of March where an above normal temperature signal would put daytime highs well up into the realm of restarting the snowmelt.

And lastly, the three-month outlooks for March, April, and May reflect an equal chance for above normal, near normal, and below normal temperature and precipitation.

Agency Releases

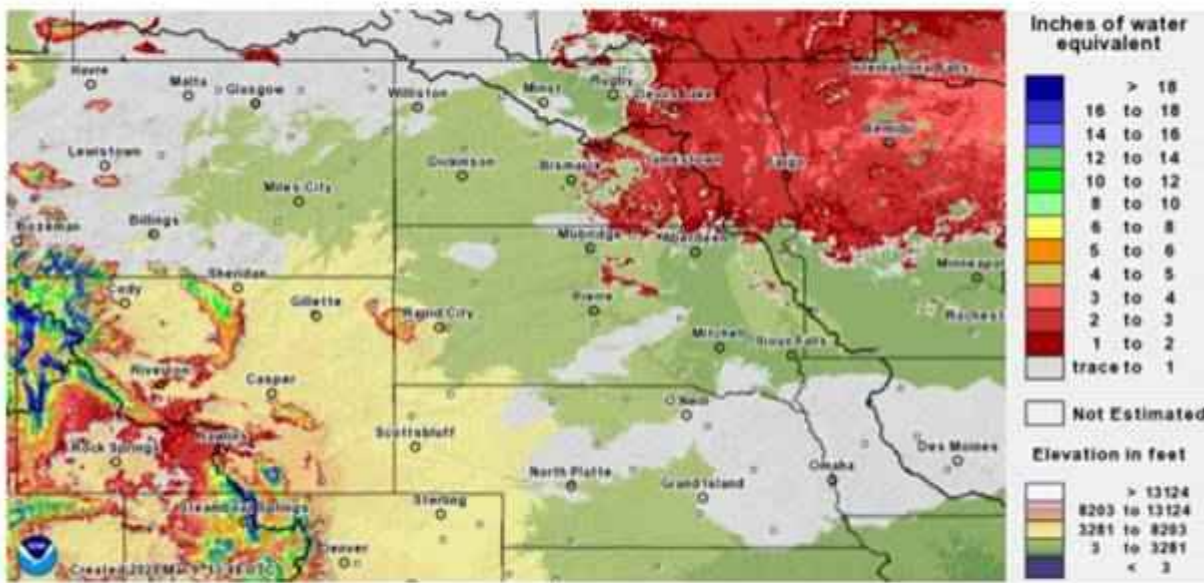
[Corps of Engineers: Missouri River Basin Reservoir Update](#)

(March 10, 2020)

Highlights:

- System storage is 57.3 MAF; 15.1 MAF of flood control storage is available.
- Runoff from plains snowmelt has begun entering the System
- The majority of the remaining plains snowpack is in eastern and central North Dakota
- Mountain snowpack is slightly above average.

Plains Snowpack March 10, 2020



*Source: <https://www.noahrs.noaa.gov>

News Articles:

James River and tributaries

[Spring Flood Outlook Released by National Weather Service](#)

March 12, 2020 NewsDakota.com

... In the James River Basin, the NWS reports that only modest amounts of the snow water equivalent (SWE) have been removed from the countryside. The Prairie Pothole region, which includes parts of Sheridan, Wells, Kidder, Stutsman, Logan, McIntosh, and Dickey Counties. ... [MORE](#)

Red River and tributaries

[Red River Flood Threat Still High, but Sandbaggers Get Break](#)

March 12, 2020 [Associated Press](#),

Volunteers who are filling sandbags in the Fargo and Moorhead, Minnesota area caught a brief break Thursday when the National Weather Service slightly lowered its spring flooding forecast in the southern Red River Valley. ... [MORE](#)

[Latest North Dakota Flood Outlook is Little Changed](#)

March 13, 2020 Forum New Service

FARGO, N.D. — The outlook for the spring flood has changed little because of the lack of snowfall since mid-January, though the 5% chance here has nudged up to a Red River crest of 39.7 feet from 39.1 feet predicted in the outlook two weeks ago.

But the likelihood of more moisture as well as a spring melt delayed by the return of cold weather mean the area still could face a top 10 or even a top five flood, the National Weather Service warned. ... [MORE](#)

[Past — Present — Future: Countdown begins on Floodwatch](#)

March 10, 2020 wahpetondailynews.com

It took Richland County some time before it recovered from aerial flooding last year ... About 53 county roads were closed because of flood water either topping or washing out roads and bridges. It wasn't known how many miles of roads were closed ... (this year) a slow melt is expected to continue for the next 10 days with temperatures fluctuating from the 20s to near 40. This continued temperature pattern will ripen the snow pack, but will not lead to significant runoff into the river systems ... [MORE](#)

General

[Livestock Producers Should Prepare for Flooding](#)

March 10, 2020 NewsDakota.com

FARGO, N.D. (NDSU Extension) – Livestock producers should make plans for moving feed and livestock to higher ground before flooding this spring, North Dakota State University Extension specialists say.

While the latest flood forecast showed some improvements, many areas of North Dakota are projected to experience moderate to major flooding this spring. The greatest flood impacts are expected to be on farms and ranches because of overland flooding. Due to the nature of overland flooding, many areas that typically do not flood may be flooded this year. ... [MORE](#)

[Protect Wells from Flooding](#)

March 16, 2020 NewsDakota.com

If your well is in a flood-prone area, now is the time to protect it from floodwaters.

"It is better to protect the well before flood events than have to clean it afterward," North Dakota State University Extension agricultural engineer Tom Scherer says.

Here are some steps to take if you think your well is in danger ... [MORE](#)

Memo

March 24, 2020

To: North Dakota Water Leaders

From: Lance Gaebe

Re: COVID-19 impacted water operations, meetings, and budgets

This memo summarizes issues and operations of state water associations and agencies, changed meetings, potential state financial impacts, and a reminder on access to public meetings. The objective is to share information regarding COVID-19 responses and impacts for water managers and the water community.

As the policies unfold and changes occur, we will share information to help you respond to this challenge. We welcome suggestions on how to be a resource to exchange information and newly adapted approaches of how local governments, irrigation districts, and water managers are taking steps to protect staff and customers while continuing to fulfill their missions. Please share information or ideas including revised policies, supply ideas, customer communication, or other actions that might work for others- so that we can help each other.

Please stay healthy

Office operations

Like many locations across the country, we are taking the coronavirus threat seriously and are making provisions to protect our employees' health. Employees of the North Dakota Water Coalition, Water Users Association, Water Resources Districts Association, Irrigation Association, and *North Dakota Water* magazine are working remotely. Similarly, most North Dakota agencies, including the Office of the Water Commission and State Engineer, offices in the State Capitol, and the Garrison Diversion Conservancy District office continue operating, albeit with access limits to protect everyone's health.

Operations have changed to include rotating schedules, segregation of employees and working from home, but please know that staff continue to work and are available to serve you, and respond to questions- please call or e-mail as normal.

Water Scholarship Application Deadline extended

Due to school closures that limit student access to resources, the deadline to apply for the North Dakota Water Education Foundation Dushinske and Jamison Water Resources Scholarship has been extended to May 1, 2020.

Scholarship applications are available by calling the NDWEF office at 701-223-8332, emailing editor@ndwater.net or visiting <https://ndwater.org/scholarship-program/> and clicking on the scholarship application link. Four \$1,500 scholarships will be awarded to qualified students.

Interim Legislative meetings

The Legislative Management Committee met on March 19, 2020, with most legislative members joining by telephone. The Committee urged all interim legislative committees to cancel or rescheduled meetings or to make meeting arrangements that correspond to social distancing recommendations in the near-term. As a result, all in-person legislative meetings and hearings have been canceled or postponed until June.

The Interim Legislative Water Topics Overview Committee scheduled for March 25 has been canceled and is tentatively rescheduled for June 4, 2020.

Legislative leaders involved in health, human services, business service, and related committee members may be included in future state coronavirus briefings and policy changes. The Committee did not discuss the prospect of a special legislative session.

2021 Legislative Organizational Session Schedule

Unrelated to the COVID-19 situation, the Legislative Management Committee changed the dates of the Legislative organizational session to Dec. 1-3, 2020; originally it was planned for Dec. 7-9, 2020. The new dates avoid a conflict with a national legislative policy meeting.

The Joint Annual Water Convention typically is held the same week as the legislature meets in advance of its regular session organize committees and select chairman, but in 2020 the water meetings will occur a week later on December 9-11.

Budget Section

The Legislative Budget Section, made up of legislative leaders and appropriators, also met on March 19 to review budget and revenue trends. In a formally unusual trend, most legislators joined the meeting by telephone.

Joe Morrisette, director of the Office of Management and Budget offered a [presentation](#) regarding state general fund deposits through February, not reflective of March economic events and oil price fluctuations in the 2019-2021 biennium:

- General Fund deposits above legislative forecasts by 6% and prior indications were that would continue
- Deposits to the Resources Trust Fund (RTF), which supports the State Water Commission operations and grants, have been \$128.3 million, about 1% above revenue forecasts made in 2019.
- The RTF receives just over 20% of the oil and gas extraction tax collected

<i>Feb. 29, 2020 Oil</i>	<i>Forecast</i>	<i>Actual to Feb. 2020</i>
<i>Average Price/barrel:</i>	<i>\$48.50</i>	<i>\$50.02</i>
<i>Average Production:</i>	<i>1,400,000</i>	<i>1,472,611 barrels per day</i>
<i>Total Oil Revenue</i>	<i>\$1,409,468,200</i>	<i>\$1,486,666,333</i>

March 19 oil price was in low \$20 range and production levels are unknown

There is a two-month delay in oil tax collection and deposits, so price drops might take time to be realized in special funds, including the RTF. 50% of General Fund revenue is from sales tax, which has a one month or more delay.

State revenue forecasts halted

Tax collection of all types may be impacted. Morrisette said the state's revenue forecast and related advisory committee efforts have been suspended until economic forecasts can be assembled with more confidence. The state had anticipated almost \$5 billion from combined oil tax revenue in 2019-2021, but with whipsawing prices and likely production drops, officials can't predict revenue trends.

It is unknown when the state will resume forecast effort, it could be in a few weeks, or possibly longer. Bismarck Tribune story: [North Dakota braces for a bleak oil future: layoffs, idled wells, falling tax revenue](#)

State agencies have not yet been directed to limit spending or hiring due to economic uncertainty.

Open Meetings

Notwithstanding social distancing recommendations, all public boards and commissions must still comply with the laws and rules related to published agendas and open meetings. The following public meeting reminder and information was

prepared and sent on March 20 by West Fargo attorney Sean Fredricks to water resource district boards. Sean's information is applicable to all government boards and gatherings, his message is shared here with his permission:

Managers and others,

I am just checking in with some open meetings reminders for everyone as we all try to work through the Covid-19 situation. Many Boards are moving to conference calls and videoconferencing for meetings to avoid unnecessary physical interactions, a wise move. North Dakota open meetings laws permit electronic meetings, but recognize we have to meet some requirements to ensure compliance with ND open meetings statutes. Earlier this week, the Attorney General issued a memo to remind public entities of our open meetings obligations as we attempt to limit in-person meetings. The following is a brief outline of requirements for conducting electronic meetings:

- Prepare an agenda as you ordinarily would. If you are conducting a teleconference or video conference, you can indicate that on the agenda, but note on the agenda that the call or conference will originate at [fill in your normal meeting location] and note that a speakerphone or video monitor (as applicable) will be available at that location. More on this below.
- You are not required to include the call-in information, etc., on your agenda. In fact, you are not legally required to even allow members of the public to call-in or participate in a video conference. Rather, to meet your legal obligations, you have to allow members of the public to attend/participate by attending in-person where the call/conference is originating, where they can listen on the speakerphone or view the video feed. In other words, if you are conducting a conference call, you don't have to provide a call-in # on your agenda or give any members of the public the call-in number, you simply have to provide a location (your office, etc.) where the public can show up and listen to the call over speaker phone or view the video feed of the meeting. To meet this obligation, all of your Board members could be on the phone, and even your Secretary-Treasurer could be on the phone, but you still have to have someone at the call origination location (noted on the agenda) where the public can attend, and the person at the originating location will have to operate a speaker phone or video feed so anyone attending in person can listen to or see the meeting.
- If you want to encourage members of the public to avoid physical interactions, you can certainly provide call-in information on your agenda and otherwise publicize how the public can participate electronically, even though you have no legal obligation. However, as the Attorney General reiterated earlier this week, even in this case, you still have to provide a physical location where the call or conference will originate. In other words, even if you strongly encourage members of the public to attend by phone, and even if you provide them the call-in number, etc., you still have a legal obligation to have someone at the physical location where the call will originate, and that person must operate a speaker phone or video feed so anyone who shows up in-person can listen to or view the meeting. We asked the Attorney General's Office yesterday for reconsideration on that particular requirement, but they have indicated they have no plans to vary from that physical location requirement, at least for now.

We are hopeful the State will supplement their guidance and will relax the physical location requirement for meetings, but unless that happens, I wanted everyone to understand our open meetings requirements.

Stay safe, everyone!

Sean M. Fredricks

Attorney at Law

OHNSTAD **TWICHELL, P.C.**

444 Sheyenne Street, Suite 102

P.O. Box 458

West Fargo, North Dakota 58078-0458

Tel. (701) 282-3249

Fax (701) 282-0825

sfredricks@ohnstadlaw.com

www.ohnstadlaw.com

Eberle Retirement Reception Canceled

The open house planned to acknowledge State Engineer Garland Erbele's Retirement has been canceled. You may send a note to him at

Garland Erbele

North Dakota State Water Commission

900 East Boulevard Avenue, Dept 770

Bismarck, ND 58505-0850

Balance Sheet

As of April 8, 2020

ASSETS

Current Assets

Checking/Savings

American Bank Center Checking	1,085,695.58
-------------------------------	--------------

Designated Reserve Funds

Aero Club Rent	13.00
----------------	-------

Apple Valley	19,000.00
--------------	-----------

Apple Valley Spec. Assessment	12,626.81
-------------------------------	-----------

Brookfield Estates	2,377.34
--------------------	----------

Burnt Creek	115,000.00
-------------	------------

Emergency Fund	95,037.13
----------------	-----------

McDowell Dam (Buffer Zone)	80,000.00
----------------------------	-----------

McDowell Dam Fresh Water Intake	10,000.00
---------------------------------	-----------

McDowell Rent	10,609.00
---------------	-----------

Missouri River Bank Stabilizati	24,906.33
---------------------------------	-----------

Designated Reserve Funds - Other	216.54
----------------------------------	--------

Total Designated Reserve Funds	369,786.15
--------------------------------	------------

Total Checking/Savings	1,455,481.73
------------------------	--------------

Total Current Assets	1,455,481.73
----------------------	--------------

Fixed Assets

Accumulated Depreciation	-63,253.00
--------------------------	------------

Physical Inventory	2,157,476.85
--------------------	--------------

Total Fixed Assets	2,094,223.85
--------------------	--------------

TOTAL ASSETS	3,549,705.58
---------------------	---------------------

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Other Current Liabilities

24000 - Payroll Liabilities	1,708.53
-----------------------------	----------

Total Other Current Liabilities	1,708.53
---------------------------------	----------

Total Current Liabilities	1,708.53
---------------------------	----------

Long Term Liabilities

232 - Rehab Apple Valley Waste Water	190,000.00
--------------------------------------	------------

232a - Apple Valley Waste Water	2,000.00
---------------------------------	----------

237 - Burnt Creek Floodway	295,000.00
----------------------------	------------

238 - Missouri River Correctional Cen	379,075.00
---------------------------------------	------------

Total Long Term Liabilities	866,075.00
-----------------------------	------------

Total Liabilities	867,783.53
-------------------	------------

Equity

30000 - Opening Balance Equity	1,055,603.49
--------------------------------	--------------

32000 - Retained Earnings	868,232.12
---------------------------	------------

Net Income	758,086.44
------------	------------

Total Equity	2,681,922.05
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TOTAL LIABILITIES & EQUITY	3,549,705.58
---------------------------------------	---------------------

Burleigh County Water Resource District (BCWRD)

Profit & Loss by Class

January 1 through April 8, 2020

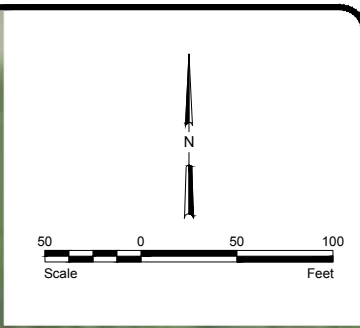
	TOTAL	General	Burnt Creek Floodway	Burnt Creek Watershed	Fox Island	Hay Creek Pines	McDowell Dam	Missouri River Gen.	MRCC	Sibley Island	TOTAL
Income											
31110 · Real Estate Tax	806,991.72	806,991.72	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	806,991.72
31810 · In Lieu of Tax	734.76	734.76	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	734.76
33610 · State Aid Distribution	12,912.80	12,912.80	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	12,912.80
33810 · Reimbursements	32,666.02	0.00	13.51	0.00	0.00	0.00	0.00	0.00	32,652.51	0.00	32,666.02
34110 · Operations & Maintenance	49,071.62	0.00	21,099.61	0.00	0.00	0.00	0.00	0.00	27,972.01	0.00	49,071.62
36110 · Interest	9.32	9.32	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	9.32
36210 · McDowell Dam Recreation Income	220.00	0.00	0.00	0.00	0.00	0.00	220.00	0.00	0.00	0.00	220.00
36215 · McDowell Dam Land Lease	500.00	0.00	0.00	0.00	0.00	0.00	500.00	0.00	0.00	0.00	500.00
36910 · Misc Revenue	673.00 **	673.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	673.00
Total Income	903,779.24	821,321.60	21,113.12	0.00	0.00	0.00	720.00	0.00	60,624.52	0.00	903,779.24
Gross Profit	903,779.24	821,321.60	21,113.12	0.00	0.00	0.00	720.00	0.00	60,624.52	0.00	903,779.24
Expense											
111 · Payroll Expenses	11,573.76	11,573.76	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	11,573.76
112 · Management Services	6,372.80	6,372.80	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	6,372.80
113 · Accounting Services	840.00	840.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	840.00
312 · Legal Fees	6,903.90	4,991.30	0.00	0.00	1,257.60	0.00	655.00	0.00	0.00	0.00	6,903.90
315 · Engineering Administration	5,520.50	2,000.00	0.00	0.00	0.00	2,016.75	0.00	0.00	1,503.75	0.00	5,520.50
335 · Building Rent	250.00	250.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	250.00
376 · Dues & Publications	1,633.81	1,633.81	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,633.81
910 · Projects											
Administration	24,494.63	425.00	225.00	0.00	0.00	0.00	23,844.63	0.00	0.00	0.00	24,494.63
Engineering	45,019.10	36,703.75	0.00	1,000.00	0.00	0.00	0.00	0.00	0.00	7,315.35	45,019.10
Interest Expense	6,175.00	2,125.00	4,050.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	6,175.00
O&M	11,143.34	0.00	0.00	0.00	0.00	0.00	11,143.34	0.00	0.00	0.00	11,143.34
910 · Projects - Other	757.50	757.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	757.50
Total 910 · Projects	87,589.57	40,011.25	4,275.00	1,000.00	0.00	0.00	34,987.97	0.00	0.00	7,315.35	87,589.57
920 · Continuing Education	200.00	200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	200.00
933 · Missouri River General Services	2,953.86	0.00	0.00	0.00	0.00	0.00	0.00	0.00	2,953.86	0.00	2,953.86
937 · Design/Special Assessment											
Engineering	16,566.10	0.00	0.00	0.00	7,696.60	0.00	0.00	2,464.00	0.00	6,405.50	16,566.10
Total 937 · Design/Special Assessment	16,566.10	0.00	0.00	0.00	7,696.60	0.00	0.00	2,464.00	0.00	6,405.50	16,566.10
970 · Storm Water Management Plans											
970-1 · SWMP Engineering Costs	5,288.50	5,288.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,288.50
Total 970 · Storm Water Management Plans	5,288.50	5,288.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,288.50
Total Expense	145,692.80	73,161.42	4,275.00	1,000.00	8,954.20	2,016.75	35,642.97	2,464.00	4,457.61	13,720.85	145,692.80
Net Income	758,086.44	748,160.18	16,838.12	-1,000.00	-8,954.20	-2,016.75	-34,922.97	-2,464.00	56,166.91	-13,720.85	758,086.44

** NDIRF conferment

BCWRD February 2020 Bills

Name	Project	Invoice	Amount
Bliss Law Firm	General	19771	\$1,078.60
Braun Intertec	Burnt Creek Well Removals	B205275	\$1,000.00
Houston Engineering	General	47643	\$1,000.00
Houston Engineering	Hay Creek	47644	\$2,016.75
Houston Engineering	Missouri River Revetments GIS	47646	\$1,503.75
Houston Engineering	Missouri River General Services	47647	\$2,953.86
PMS	Management	6431	\$1,730.16
PMS	Accounting	6431	\$475.00
PMS	Rent	6431	\$125.00
Starion Bond Services	Series 2016	3/6/2020	\$19,275.00
Greg Larson	1st quarter payroll		\$1,163.61
Dennis Reep	1st quarter payroll		\$374.02
James Landenberger	1st quarter payroll		\$831.15
Rick Detwiller	1st quarter payroll		\$540.25
Rod Beck	1st quarter payroll		\$664.92
Missouri River Joint Water Board	reissue Jan 2020 payment - ck never cleared		\$1,400.00
	Subtotal - regular bills		\$36,132.07
Fox Island Bills			
Name	Project	Invoice	Amount
Houston Engineering	Special Assessment Projects	47645	\$1,499.35
	Subtotal - Fox Island Bills		\$1,499.35
	Grand Total Bills		\$37,631.42

H:\JBN\6000\6025\6025_0018 Drainage Complaints\6025-0018-0XX Jim Miller (2020)\CAD\Exhibits\Easement.dwg-Layout1-3/26/2020 11:21 AM-(cborders)




LEGEND	
EASEMENT	---
APPLE CREEK CENTERLINE	---

Jim Miller, Drainage Complaint
Apple Creek Diversion Channel

FOR
REGULATORY
REVIEW
-
NOT FOR
CONSTRUCTION

DRAINAGE COMPLAINT	
JIM MILLER	
BISMARCK, NORTH DAKOTA	
EASEMENT EXHIBIT	
No.	Revision
By	
Date	


HoustonEngineering Inc.
Bismarck
P: 701.323.0200
F: 701.323.0300

DRAFTED BY	CB
REVIEWED BY	MG
DATE	3-26-20
PROJECT NUMBER	6025-0018

1





03/24/2020 16:55:32



03/24/2020 16:57:39



03/24/2020 16:57:50



Erosion Area
North Side of the Channel

03/24/2020 17:11:52



COMPLAINT FOR WATER-RELATED ISSUES

Burleigh County Water Resource District

1720 Burnt Boat Drive Suite 205

Bismarck, ND 58503

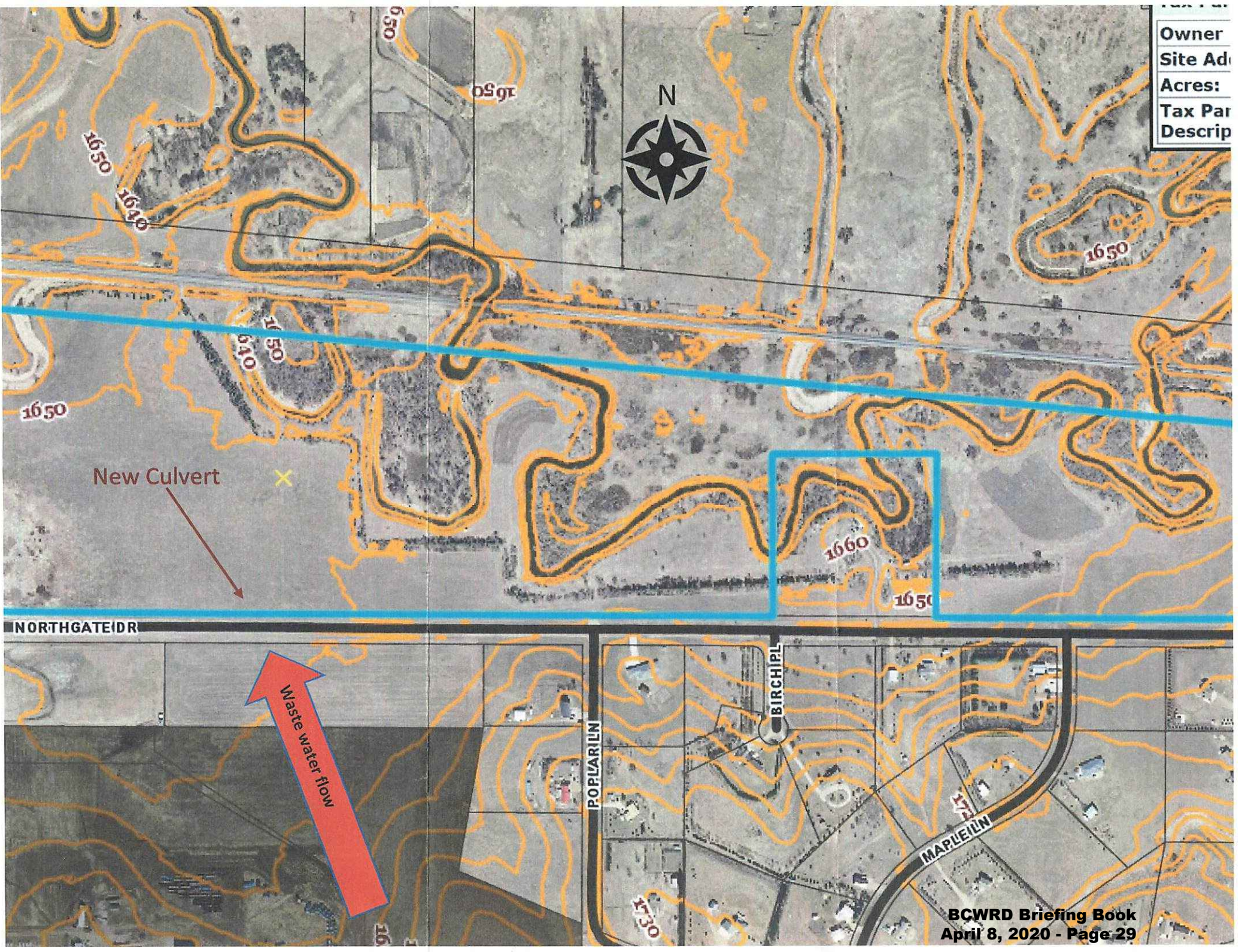
Phone: 701.222.3499

www.bcwr.org

GENERAL INFORMATION						
(1) This Complaint must include a map from an actual survey, aerial photo, or topographic map. The size of the map shall be at least 8 1/2 by 11 inches and shall have a north arrow. If, in the opinion of the Water Resource District, the map does not contain enough information to properly evaluate the project, more information may be requested.						
(2) The Complaint Is Regarding:						
<input type="checkbox"/> Dam, Dike, Or Other Device (North Dakota Century Code (N.D.C.C.) § 61-16.1-53) <input checked="" type="checkbox"/> Drainage (N.D.C.C. § 61-32-07) <input type="checkbox"/> Obstruction To A Drain/Watercourse (N.D.C.C. § 61-16.1-51)						
(3) Water issue is located in which Water Resource District (District)? <i>Burleigh County</i>						
(4) Legal Description	1/4	1/4	Section	Township	Range	
<i>39</i>	<i>138</i>	<i>79</i>	<i>40</i>	<i>01</i>	<i>010</i>	
(5) Approximate Construction Date <i>Fall 2019</i>						
(6) Description of the issue <i>A new culvert was placed to drain waste water from CL-138-79-01-08-007, with industrial activity, into the Apple Creek system through my property. I would like to know that the water is tested for contaminants. If safe, I do not have a complaint.</i>						
(7) Is your property impacted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, number of acres impacted <i>unknown ~4/107</i>						
Please explain <i>I have concerns that contaminants are being drained on to my property + into the Apple Creek aquifer. I only want proof of water quality.</i>						
Complaint Filed Against			Complaint Filed By <i>Blake Feil</i>			
Name (print) <i>Burleigh County Water Resource</i>			Name (print) <i>7160 62nd Ave SE</i>			
Address <i>_____</i>			Address <i>Bismarck ND 58504</i>			
City <i>_____</i>	State <i>_____</i>	ZIP Code <i>_____</i>	City <i>_____</i>	State <i>_____</i>	ZIP Code <i>_____</i>	
Telephone number (if known) <i>_____</i>			Telephone number <i>701-595-2129</i>			
By signing this form I certify (1) that this complaint is made in good faith and not to harass or annoy or for any other improper purpose and (2) that I have been provided a copy of N.D.C.C. § 61-32-07 and N.D.C.C. § 61-16.1-51. I understand that the Board may assess certain costs associated with this complaint under N.D.C.C. § 61-16.1-51 or N.D.C.C. § 61-32-07 if it finds the complaint to be frivolous.						Date <i>3/30/20</i>
Complainant's Signature: <i>[Signature]</i>						

ADDITIONAL SHEETS MAY BE ATTACHED IF NECESSARY

Owner
Site Address
Acres:
Tax Parcel
Description



March 30, 2020

Houston Engineering Inc
Nicolas Cullen
3712 Lockport St
Bismarck, ND 58503

Notice of Coverage and Issuance of an NDPDES Permit

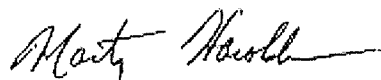
NDPDES Facility No: NDG070740 Name: Burleigh County Water Resource District

NDPDES General Permit NDG070000

This letter shall serve as notice that the above-referenced facility is covered under General Permit No. NDG070000. A general discharge permit is valid only when accompanied by this notice of coverage letter. This general permit will be in effect from April 01 2020 and will expire on March 31 2025. With coverage under a general discharge permit, the NDPDES number for your facility is NDG070740. Please refer to this number on all permit related correspondence.

Should you have any questions, please contact Sarah Waldron Feld at 701.328.5237 or the Division of Water Quality-NDPDES Permits Program at 701.328.5210. Note that enclosures are not being sent to carbon copy recipients.

Sincerely,



Marty Haroldson
NDPDES Program Manager
Division of Water Quality

Enc.

RECEIVED

APR 02 2020

**HOUSTON ENGINEERING, INC.
BISMARCK, ND**

NDPDES Permits Program-Division of Water Quality

Receipt of an NDPDES Permit

NDPDES Facility No: NDG070740 Name: Burleigh County Water Resource District

Your North Dakota Pollutant Discharge Elimination System (NDPDES) wastewater discharge permit will be in effect on April 01 2020. Please complete this form, make a copy for your records, and return it to us at the address below by April 29 2020

Receipt of an NDPDES Permit

Burleigh County Water Resource District has received a copy of its NDPDES Permit NDG070740. We are aware that the permit is effective on April 01 2020 and expires on March 31 2025.

Date Received: _____

Received By: _____

Title: _____

Telephone: _____

Comments:

Please return the completed form to:

North Dakota Dept of Env. Quality
Div of Water Quality Permits Program
918 East Divide Ave
Bismarck ND 58501-1947

For Office Use Only
Route to: Sarah Waldron Feld

THIRD AMENDMENT TO AGREEMENT BETWEEN MISSOURI SLOPE MODEL AERO CLUB AND BURLEIGH COUNTY WATER RESOURCE DISTRICT

THIS AMENDMENT is entered into this 20 day of February, 2020, between the Burleigh County Water Resource District, hereinafter known as “the landlord,” and the Missouri Slope Model Aero Club, hereinafter known as “the tenant,” which amends the parties’ May 13, 2002 lease agreement as follows:

Consideration:

The tenant will compensate the landlord for the landlord’s costs of landscaping and grounds maintenance of the subject premises in the amount of \$500, such payment to be made on or before January 1st of each calendar year in which the lease is in force, and includes the annual lease payment of \$1.

All other terms of the parties’ May 13, 2002 agreement remain in full force and effect.

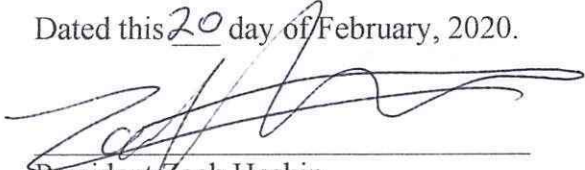
In Witness Whereof

The parties have signed this instrument on the date or dates set forth below.

Dated this 20 day of February, 2020.

Greg Larson, Chairman
Burleigh County Water Resource District
**Landlord: Burleigh County Water Resource
District**

Dated this 20 day of February, 2020.



President Zach Heskin

Tenant: Missouri Slope Model Aero Club

Executed in duplicate on the dates first above written.

Permit Number - ND2020-20116

**State of North Dakota
Temporary Water Permit
SWC Project No. 1400A**

In response to an application for a temporary water permit dated 3/27/20 as received in this office 3/27/20, authority is hereby granted to:

Knife River Corporation - North Central
3303 ROCK ISLAND PLACE

BISMARCK, ND 58504

Contact Person: Luci Snowden

Telephone: (701) 530-1302

A Temporary Water Permit as follows:

Source: East Branch Apple Creek

Point of Diversion: SE1/4 SE1/4 Sec. 23 Twp. 140 Rng. 077

Nature of Use: Washing Aggregates

Total Quantity of Water: 350.000 Acre-Feet

Maximum Withdrawal Rate: 1,500.0 gpm

Period of authorized usage: 4/1/20 through 12/31/20

This temporary water permit does not authorize the construction of any dam or crossing. Future water use from this source for this purpose may require a conditional water permit. Temporary water permits are not a water right, are non-transferrable, cannot be modified, and water must only be used for the specified nature of use. This temporary water permit is granted subject to water use by senior appropriators. Withdrawals authorized by this temporary water permit must cease upon order of the State Engineer. Noncompliance with permit conditions may result in possible civil or criminal penalties. Development of a water project with a temporary water permit is at the permitholder's risk.

Conditions

1. The State Engineer may impose minimum flow restrictions.
2. The permitholder must not cause streamflow to cease.

Dated: 3/31/20

cc: Burleigh WRD

Garland Erbele, P.E.
State Engineer
ND State Water Commission
900 East Boulevard
Bismarck, ND 58505



Jon C. Patch, P.E.
Director, Water Appropriations Division
BCWRD Briefing Book
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Permit Number - ND2020-20116

**State of North Dakota
Temporary Water Permit
SWC Project No. 1400A**

3. Sufficient water for downstream superior water rights must flow past the point of diversion while water is being withdrawn under this water permit.
4. A weather-protected copy of this temporary water permit must be present and on display at the equipment withdrawing water at all times.
5. The permitholder must complete every enclosed Annual Water Use Report, even if no water is withdrawn based on the following:
 - a. For temporary water permits that are inclusive to one (1) calendar year:
 - i. One (1) Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the expiration date of the permit.
 - b. For temporary water permits that span two (2) calendar years:
 - i. The first Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the close of the first calendar year, which must report the total water withdrawn in the first calendar year, and
 - ii. The second Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the expiration date of the permit, which must report the total water withdrawn in the second calendar year.
6. Any works associated with this temporary water permit are subject to inspection at any time by representatives of the Office of the State Engineer. Refusal to allow inspection is grounds for temporary water permit cancellation.
7. Failure to comply with any order of the State Engineer may result in temporary water permit forfeiture.

Dated: 3/31/20

cc: Burleigh WRD

Garland Erbele, P.E.
State Engineer
ND State Water Commission
900 East Boulevard
Bismarck, ND 58505



Jon C. Patch, P.E.
Director, Water Appropriations Division
BCWRD Briefing Book
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March 27, 2020

MONA LIVDAHL
BURLEIGH COUNTY WATER RESOURCEDISTRICT
1720 BURNT BOAT DR STE 205
BISMARCK ND 58503

Votes = 2893

RE: NOTICE OF ANNUAL MEETING

Dear NDIRF Member:

As a member of the North Dakota Insurance Reserve Fund, you are cordially invited to attend its annual meeting. The meeting is scheduled for **Wednesday, May 20, 2020, beginning at 9:30 a.m., at the Ramkota Inn, 800 South 3rd Street, Bismarck, ND.**

The purpose of the 2020 Annual Meeting is to review 2019 business, discuss current and future business and elect representatives in the **"Others" and "Schools" categories** to the NDIRF Board of Directors. A copy of the minutes of the 2019 Annual Meeting is enclosed.

The number of votes to which you are entitled is indicated at the top of this page. You may cast your votes regarding NDIRF business and/or election of directors at the Annual Meeting or by signing and returning the enclosed proxy. **If you are represented by a NDIRF Board Member whose term expires as of the end of the 2020 annual meeting, your proxy includes directions regarding NDIRF Board Member election.**

For your proxy to be effective, it must be received by the NDIRF no later than May 18, 2020. If you will not be able to attend the 2020 NDIRF Annual Meeting, please sign and return your proxy today.

The NDIRF will **not** be hosting a luncheon following the 2020 Annual Meeting. The NDIRF will serve rolls, fruit, coffee and other beverages for those attending the meeting. In order to assist in the planning of the meeting, we request that you complete and return the enclosed RSVP by May 18.

The NDIRF Board of Directors looks forward to meeting with you on May 20, 2020.

Sincerely,

Chris West
Chairperson, NDIRF Board of Directors

For North Dakota. For Local Government. For You.

**NORTH DAKOTA INSURANCE RESERVE FUND
PROXY FOR ANNUAL MEETING**

OTHERS

This proxy is solicited on behalf of the Board of Directors of the North Dakota Insurance Reserve Fund.

The undersigned hereby appoints the Chairperson of the NDIRF Board of Directors, as its proxy holder, to attend and vote for the undersigned at the Annual Meeting of members of the NDIRF to be held on May 20, 2020, and any adjournments thereof, to cast the votes of the undersigned on such business as may properly come before the meeting in conformance with the directions of the majority of the Board of Directors of the NDIRF. The number of votes you are entitled to is based on your annual NDIRF manual contribution.

In addition: (**circle one** of the three choices)

1. To elect Burdell Johnson to the Board of Directors of the corporation to serve a term of three years or until a successor is elected and qualified:

OR

2. To elect the following person to the Board of Directors of the corporation to serve a term of three years or until a successor is elected and qualified:

(Write in the name of the candidate for whom you wish to vote)

OR

3. To withhold our vote in the election of directors.

(Unless otherwise specified, this proxy will be voted for the election of the candidate listed in Number 1 above.)

RETURN NO LATER THAN MAY 18, 2020

The undersigned acknowledges that he or she is an officer, manager, or agent for the below-entitled organization and is authorized to cast this proxy on its behalf. The undersigned further acknowledges receipt of the Notice of Annual Meeting of Members to be held on the 20th day of May, 2020 at 9:30 a.m., at the Ramkota Inn in Bismarck, North Dakota.

By: _____
Signature of Authorized Representative

MONA LIVDAHL
BURLEIGH COUNTY WATER RESOURCEDISTRICT
1720 BURNT BOAT DR STE 205
BISMARCK ND 58503

Votes = 2893

**ANNUAL MEETING OF MEMBERS
NORTH DAKOTA INSURANCE RESERVE FUND
MAY 22, 2019
RAMKOTA INN, BISMARCK, ND**

The annual meeting of members of the North Dakota Insurance Reserve Fund was called to order by Board Chairperson Randy Bina at 9:30 a.m. on Wednesday, May 22, 2019, at the Ramkota Inn, Bismarck, ND. Chairperson Bina stated that, with the attendance of members present and written proxies received, a quorum had been established.

The minutes from the 2018 NDIRF Annual Meeting were reviewed. A motion was made and seconded to approve the minutes. (Blake Crosby/Terry Traynor, passed unanimously by voice vote.)

Chairperson Bina welcomed everyone to the NDIRF annual meeting of members. He stated that the NDIRF has been in business for 33 years and currently has 2,558 members which comprises over 90% of entities eligible for membership throughout North Dakota. A survey was conducted last year that resulted in members and agents being highly satisfied with NDIRF's products and services. Chairperson Bina reported that, in 2018, the NDIRF continued its commitment to assisting members with controlling their cost of risk through many different training opportunities. He then spoke about a strategic plan that the board and NDIRF management completed in 2018 to help guide them in operating years 2019 – 2021. It contains the following four goals: 1) preserve financial and organizational stability; 2) communicate impact of unique pooling model and benefits; 3) provide members risk control information and education; and 4) strengthen insurance operations. A new mission statement was also developed. The NDIRF Board was then recognized and what entity they represent. NDIRF employees were also recognized.

CEO Brennan Quintus was then introduced, and he welcomed everyone to the 2019 annual meeting. CEO Quintus introduced NDIRF's Chief Financial Officer Nora Frueh and, together, they presented a recap of the NDIRF's business and financial affairs for 2018. CEO Quintus reported that an updated marketing logo, slogan and mission statement were developed. The NDIRF's website has been updated and includes more training opportunities through an online training platform called LocalGovU. There have also been enhancements to some of the coverage options available such as violent events coverage and emergency services. He announced that, due to higher than normal claim activity over the last several years, a general rate increase occurred in 2018, which was the first one taken in 20 years. CEO Quintus also reported on the restructuring of the Risk Services Department into two separate departments that are now underwriting and member services. The Risk Services Manager position transitioned over to lead the Member Services Department and an underwriting leadership position was added to lead the Underwriting Department. As part of the restructuring, manager titles were changed to better reflect their roles within the NDIRF. With the return of Assistant Director of Claims Keith Pic from his military deployment, the Claims Department is now working at full capacity.

CFO Nora Frueh reported that premium distribution, as of 12/31/18, was comprised of "Cities" at 34%; "Counties" at 29%; "Schools" at 15%; and "Others" at 22%. CFO Frueh stated that a conferment of benefits was not declared for 2018 as the NDIRF's financial performance did not trigger implementation of the policy however, NDIRF still remains in a very strong financial position with over \$20 million in surplus and continues to maintain a 90% confidence level, according to the Fund's actuarial consultant. CFO Frueh then provided a review of the revenues and balance sheet for the past 33 years. Written premium was \$15.7 million; incurred losses were \$8.7 million; and the NDIRF's loss ratio for 2018 was just over 57%. Assets, as of 12/31/18, were \$45.1 million; liabilities were \$25 million; and members' equity was \$20.1 million.

NDIRF BOARD NOMINEE PROFILE 2020

“OTHERS” CATEGORY

BURDELL JOHNSON – Mr. Johnson has earned a B.S. degree in education from Valley City State University and an MBA from the University of Mary. Burdell farms and ranches near Tuttle, ND, heads an ag-related insurance agency and is Managing General Agent for two small insurance companies. He has served on the board of Atwood Township, in Kidder County, for 18 years, all as chairman.

“SCHOOLS” CATEGORY

TY DEWITZ – Mr. DeWitz graduated from North Dakota College of Science with a degree in Farm Management. Ty and his wife Debra farm and ranch with their family near Tappen, ND. He has been on the Kidder County School Board for 5 years. Ty is the Chairman of the Central Dakota Irrigation District, Chairman of Stony Acres Grazing Association, Chairman of Tappen Farmers COOP and Clerk of Westford Township.

RSVP

**NORTH DAKOTA INSURANCE RESERVE FUND
ANNUAL MEETING**

WEDNESDAY, MAY 20, 2020

**RAMKOTA INN
BISMARCK, NORTH DAKOTA**

9:00 A.M. – 9:30 A.M.: Registration

9:30 A.M. – 11:00 A.M.: Annual NDIRF Business Meeting

NDIRF Member Entity: _____

Name(s) of those attending meeting:

Signed: _____

Please return this form in the envelope provided or fax it to the NDIRF office at (701) 224-0609 or e-mail it to Nancy.Reis@ndirf.com **no later than May 18, 2020**. If you have any questions, you may call Nancy at 1-800-421-1988.

CEO Brennan Quintus announced that, with regard to the member services programs, a substantial effort was put forth in 2018 and included providing information and assistance to thousands of officials and employees of Fund members on matters such as defensive driving classes, employment practices, road maintenance, law enforcement liability, playground safety and special coverage issues for specific member groups. The NDIRF has also helped in the development and maintenance of online handbooks regarding employment practices and procedures. NDIRF, once again, partnered with the North Dakota Firefighter's Association to bring emergency vehicle operations training to firefighters at locations convenient to them and has also continued to support the North Dakota Local Technical Assistance Program (NDLTAP) to educate local officials and employees regarding road maintenance and signage. All of these tools are intended to assist NDIRF members in meeting and dealing successfully with the multitude of challenges they encounter.

Dylan Offutt, of Eide Bailly, LLP was then introduced. Mr. Offutt explained that it is NDIRF's management responsibility for the preparation and fair presentation of its financial statements and it is Eide Bailly's responsibility to express an opinion on those financial statements based on their audits, which are conducted in accordance with auditing standards generally accepted in the United States. He then referred members to the 2018 Annual Report and provided a summary of the 2018 NDIRF financial audit which included a review of the balance sheets, statements of activities and statements of cash flows for years ended December 31, 2018 and 2017. Mr. Offutt stated that, in Eide Bailly's opinion, the financial statements for years 2017 and 2018 present fairly, in all material respects, the financial position of the NDIRF and that the NDIRF was given, once again, an unmodified (clean) opinion, in accordance with generally accepted accounting principles.

The meeting was recessed at 10:00 a.m. so the "Cities" and "Counties" members could caucus for election of board members. When the meeting reconvened at 10:07 a.m., it was announced that Darcie Huwe was elected to the "Cities" category and Chad Peterson was elected to the "Counties" category.

Chairperson Bina recognized and presented a gift to departing board member Bruce Strinden for his service, leadership and time while on the NDIRF Board of Directors. Mr. Strinden stated that he was proud to serve on the NDIRF Board of Directors and was also very proud of the highly skilled and professional staff that the NDIRF employs.

Meeting attendees were then given an opportunity to ask questions.

The door prize was won by Arlene Olson of Trygg Township.

There being no further business to come before the 2019 NDIRF Annual Meeting of Members, the meeting was adjourned at 10:17 a.m.

Respectfully submitted,

Nancy M. Reis
Recording Secretary

From the CEO 2019 Conferment Update

It's an honor for me to announce that the NDIRF Board of Directors has declared a conferment of benefits for 2019! As a result of last year's fantastic investment portfolio performance, strong underwriting results, and continued responsible stewardship of the Fund, the NDIRF will return nearly \$3.1 million back to its members later this spring. This amount represents the largest conferment of benefits since 2008.

In addition to enjoying coverage rates that are lower than the traditional insurance marketplace, the conferment of benefits program is your entity's opportunity to share in the success of the NDIRF as a member-owner of the Fund. Including the 2019 conferment, the NDIRF has been able to return nearly \$65 million back to its members since the inception of the conferment of benefits program.

A more detailed description of the NDIRF's financial performance from last year will be presented in the 2019 NDIRF Annual Report, to be distributed in May. We hope, however, the conferment checks NDIRF members will receive this spring signify the Fund's success over the past 34 years and your part in it.

On behalf of the NDIRF Board of Directors and our staff, thank you for your membership in the NDIRF. We look forward to providing continued financial stability and valuable coverage and service to NDIRF members in the years ahead!



Brennan Quintus
NDIRF CEO

NDIRF NORTH DAKOTA INSURANCE RESERVE FUND

The Participator Spring 2020

NDIRF to partner with SEEC to create NDPHIT

The NDIRF is proud to announce it will partner with the South East Education Cooperative (SEEC) to create the North Dakota Public Health Insurance Trust (NDPHIT). The primary function of NDPHIT is to provide local governments with group health coverage and other benefit programs and services



within the scope of a Voluntary Employee Beneficiary Association (VEBA) trust. Overall, NDPHIT will provide North Dakota local governments with the opportunity to join together to create group health insurance and employee benefit program administrative cost stability and efficiency while also providing local governments with more control over their health insurance and other employee benefit programs. More control will, over time, provide local governments with better coverage, better service, and lower rates.

The NDIRF and SEEC have partnered with benefits consultants at Hays Companies to provide local governments with information regarding NDPHIT and to help onboard entities that are interested in obtaining group health coverage through NDPHIT.

Eligibility and pricing for an entity's participation in NDPHIT will be determined by obtaining each entity's health claims data and the corresponding renewal date of its current health plan. Because each local government entity will have renewal dates at different times, specific information from each entity is needed to determine the specific timeframe and process for each entity.

To learn more about NDPHIT and to explore whether your entity could benefit through participation in it, please contact Jon Heath with Hays Companies at jheath@hayscompanies.com or 801-505-6506. Jon and the Hays Companies team will answer any questions you might have and will also guide you through the steps to receive a quote.

The History and Purpose of NDPHIT

In 2019, the NDIRF began studying the concept of an association health plan for North Dakota local government with the goal of providing local governments with more control over their health insurance plans. The NDIRF was familiar with this concept because it was formed in the 1980s with a similar goal of creating a more cost-effective way to handle property and liability insurance for North Dakota local government.

In the spring of 2019, the NDIRF collected health insurance information from its members so it could analyze the health insurance loss activity to determine if an association health plan for North Dakota political subdivisions was feasible.

Continued on page 5

Employer Side Effects of Medical Marijuana

Provided by Brian D. Schmidt, Attorney at Law and partner at Smith Porsborg Schweigert Armstrong, Moldenhauer & Smith

Medical marijuana is now legal in North Dakota and employers need to be aware of the legal issues that come with it. Many employers have policies prohibiting any use of marijuana. Public employers need to be aware of the potential legal consequences of enforcing these policies against medical marijuana users.

The North Dakota Human Rights Act ("NDHRA") makes it illegal to discriminate against any employee for engaging in a lawful activity off the employer's premises during nonworking hours which is not in direct conflict with the essential business-related interests of the employer. Authorized use of medical marijuana is a "lawful activity" under North Dakota law. However, federal law still prohibits the possession and use of medical marijuana. This creates a unique scenario where North Dakota law legalizes medical marijuana use, but federal law does not. So, is it a "lawful activity" under the NDHRA to possess and use medical marijuana off employer premises?

The North Dakota Supreme Court has not yet answered this question. However, other states (with similar medical marijuana and discrimination statutes) appear split as to whether an employer can be sued for discrimination after taking adverse employment action against an employee who uses medical marijuana. For example, in Oregon and Colorado (where medical marijuana is legal) courts determined the use of medical marijuana was not a "lawful activity" in the discrimination context because it is prohibited by federal law. However, a federal court determined an employer could be subject to liability under Connecticut's anti-discrimination statute for taking adverse action against an employee who used medical marijuana.

We will not know whether possession and use of medical marijuana off the employer's premises is a



"lawful activity" under the NDHRA until it is decided by our court system. However, if an employer proves the use of medical marijuana is in direct conflict with essential business-related interests, the "lawful activity" inquiry becomes irrelevant under the NDHRA. Depending on an employee's job duties and performance, this may be difficult to prove. Given the law's current state, employers are best served by using common sense and reasonableness when making employment decisions that impact medical marijuana users.

Discrimination law is constantly evolving and courts often disagree as to how it should be applied. Further, the Americans with Disabilities Act, Civil Rights Act, and other provisions of law provide additional requirements employers must follow. The legalization of medical marijuana in North Dakota is relatively new and poses questions which have not yet been definitively answered. If you are going to make an employment decision based on medical marijuana use, make sure you consult legal counsel to ensure your decision will not subject your entity to unnecessary liability.

¹ *Emerald Steel Fabricators, Inc. v. Bureau of Labor and Industries*, 230 P.3d 518 (Ore. 2010); *Coats v. Dish Network, LLC*, 350 P.3d 849 (Colo. 2015).
² *Noffsinger v. SSC Niantic Op. Co.*, 273 F.Supp.3d 334 (D. Conn 2017).

How to Respond to Water and/or Sewage Backup Claims

Provided by Corey Olson, NDIRF Director of Member Services

Backups can occur for a variety of reasons, but no matter the cause, property owners are justifiably upset. Generally, their home, business, or personal property has been significantly damaged, and their lives have been temporarily disrupted.

Often, backups are caused by a blockage from solid items or paper products being introduced into water and sewer systems. When property owners report backups, employees from the entity that provides the service respond to the scene and flush the line to remove the blockage.

If your employees interact with property owners who experience a backup, it is **important your employees refrain from admitting fault or committing to pay for damages because your entity may not be found liable (i.e. responsible and/or the cause of damage)**. Your entity may not be found liable if it routinely performs required inspections and maintenance of its water and/or sewer infrastructure, and promptly addresses findings that could lead to a backup.

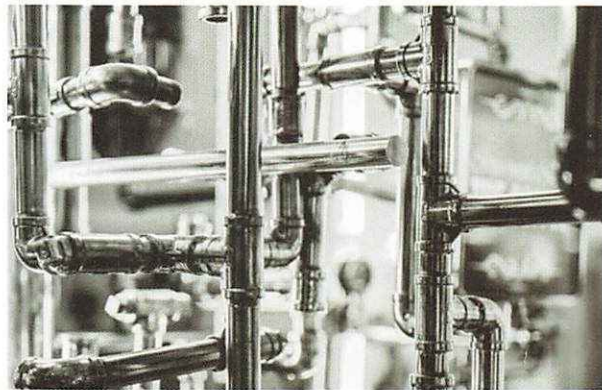
Here are suggested talking points for your entity's employees who are assisting property owners who have experienced a backup:

Take action to prevent further damage.

Advise property owners to quickly take action to prevent further damage because if your entity is not found liable for the backup, they will be responsible for all repair costs.

An incident report will be completed.

Inform property owners your entity will first submit an incident report and supplemental documentation to the NDIRF. *Your entity should keep of a copy of this report and documentation for your reference.*



A loss notice will be submitted to the NDIRF.

Let property owners know they'll receive a call from an NDIRF claims representative shortly after your entity submits a loss notice.

A full investigation will be completed.

Inform property owners your entity will perform a full investigation to review damages caused by the backup as well as its water and/or sewer inspection, maintenance, and repair records. *Your entity may not be found liable if it routinely performs required inspections, maintenance, and repairs.*

Contact property insurance agent immediately.

Remind property owners to file their water and/or sewer backup claim with their property insurance agent as soon as possible. If your entity is not found liable, property owners may need to recover damage costs through their property insurance policy.

|||||
 T17 P1*****AUTO**ALL FOR AADC 585
 BURLEIGH COUNTY WATER RESOURCE
 MONA LIVDAHL
 1720 BURNT BOAT DR STE 205
 BISMARCK ND 58503-0801

North Dakota Insurance Reserve Fund Board of Directors

Randy Bina, Bismarck Blake Crosby, Bismarck Ty DeWitz, Tappen Darcie Huwe, Wahpeton Burdell Johnson, Tuttle
 Scott Ouradnik, Amidon Chad Peterson, Fargo Terry Traynor, Bismarck Chris West, Grafton

NDIRF Hires Drennen

The NDIRF recently hired Joanna Drennen as its marketing and communications manager.

Drennen has bachelor's degrees in English and communications from the University of Mary and is pursuing a master's degree in strategic communication management from Concordia University, St. Paul. She brings nearly 10 years of marketing and communications experience to NDIRF, serving in similar capacities within the technology and financial services industries as well as state government.



Upcoming Events

NDIRF Annual Meeting

May 20
 Bismarck, ND

ndirf.com

NDIRF Board of Directors Meeting

May 20
 Bismarck, ND

ndirf.com

NDIRF Board of Directors Meeting

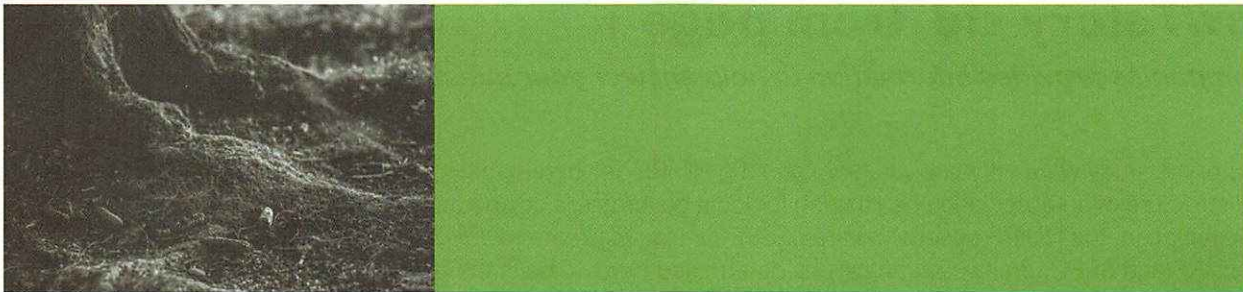
September 10
 Bismarck, ND

ndirf.com

HR Collaborative

TBD
 Bismarck, ND

hrndgov.org



Property owners (homeowners, business owners, etc.) are responsible for maintaining the portion of water and/or sewer line in which backups most frequently occur. The common causes of backups include:

Grease

Cooking oils should never be poured down a drain. Instead, they should be placed in a heat resistant container and properly disposed. As liquefied grease cools, it solidifies, eventually causing a clog.

Paper Products

Bathroom tissue deteriorates rapidly, but other paper-based products do not. Paper towels, disposable and cloth diapers, and feminine products can quickly clog a sewer line.

Tree Roots

Newer plastic-based (PVC) water and/or sewer lines withstand infiltration of tree roots very well; however, materials used in older lines do not. Given that most homeowners don't monitor their lines via camera, they don't catch the problem until it's too late.

Illegal Connections

Residents and businesses should not make any unauthorized connections to the sanitary sewer system. Illegally connected drains, sump pumps, and roof gutters will eventually clog a line.

Backwater Prevention Valve

Older lines without backwater prevention valves are vulnerable to sewage backflow. Properly functioning backwater valves prevent sewage backflow and are common in newer lines.

If you would like more information about how to help prevent water and/or sewer backups, please contact NDIRF Director of Member Services Corey Olson at 800-421-1988 or Corey.Olson@ndirf.com.



Did You Know?

From paper towels and rags to diapers and grease buildup, NDIRF members have recovered a variety of everyday household items that have caused backups in water and/or sewer lines.

It's important property owners understand their role in helping to reduce the chance of backups, so be sure to educate them on safe, responsible use of water and/or sewer lines to help keep these services operating smoothly.

If you need assistance creating an educational flyer regarding safe, responsible water and/or sewer line use, contact NDIRF Director of Member Services Corey Olson at Corey.Olson@ndirf.com.

NDPHIT story ctd. from page 1

Hays Companies provides information to help answer your questions

The results of the study were very encouraging, and the NDIRF decided to move forward to determine how the overall structure of an association health plan for local government could function in North Dakota. During its evaluation, the NDIRF became aware of SEEC's plan to create NDPHIT. Following discussions between NDIRF and SEEC, the two organizations determined it would be in the best interest of all North Dakota local governments to work on a solution to the local government health insurance problem together. To that end, the NDIRF and SEEC began the process of evaluating how each of their ideas could mesh together to create a program that provides local governments with more control over their group health insurance plans.

FAQ

To provide you with further information about the North Dakota Public Health Insurance Trust (NDPHIT), Hays Companies has prepared the following FAQ.

Q. What is the North Dakota Public Health Insurance Trust?

Effective for 2021 plan year, a health insurance cooperative trust is being formed to provide additional resources, benefits, cost efficiencies, and health claim administration discounts to the NDIRF members that choose to participate. Previously, individual North Dakota local government entities have not had access to these additional resources. The trust will be a member-driven organization consisting of political subdivisions and governed by a nine-member board composed of representatives from member entities.

Q. What are the benefits of participating in the Trust?

- Significant program cost savings (decreased administrative costs, large group pooling discounts/efficiencies, etc.) that will contain and stabilize healthcare costs from year to year.
- Access to additional benefits, resources, and services (HR support, enrollment platform, and wellness programs).
- Better reporting available at the administration level to determine factors driving higher costs.
- More flexibility in benefit plans determined at the local government entity level.
- Surplus funding is owned and retained by members of the Trust.
- Better benefit communication including email campaigns, benefit guides, mobile apps, and other options for posters or mailings.
- Promotion of preventative care and wellbeing, outreach services for disease management, and overall improvement of member health value and access to care.

Q. How will this affect current benefits?

- Each local government entity will be able to select its own plan design. Whether this means maintaining the current plan design or improving and/or adding additional plan choices, it will be determined by each entity.
- Members will still have access to their current providers, facilities, pharmacies, etc., with no change to the network. Additional preventative services may be available at no cost to employees.
- Ancillary/voluntary benefit options (i.e. dental, vision, life, disability, accident, critical illness, identity theft) can be provided to staff at greatly discounted rates.



IS SEEKING YOUR INPUT

2021 Water Development Plan

www.swc.nd.gov

DEAR PARTNER IN WATER MANAGEMENT

You and your constituents play an important role in the future of North Dakota's water development.
Thank you for helping to make this process a success.



Garland Erbele, P.E.
State Engineer and Chief Engineer, Secretary

BCWRD Briefing Book
April 8, 2020 - Page 47

BISMARCK ND 585

THE ND STATE WATER COMMISSION
IS SEEKING YOUR INPUT

✓ 2021 WATER DEVELOPMENT PLAN

Earlier this year, you received a letter from us asking for your help in identifying future water development projects in North Dakota. Due to challenges related to the COVID-19 crisis, the deadline for project submittals has been extended to **May 20, 2020**. To ensure your new, or unfunded 2019-2021 biennium projects are included in our 2021 planning process, please respond before the deadline.

Project information can be electronically submitted via the State Water Commission's website at www.swc.nd.gov under the heading "2021 Water Development Plan." If you have questions, please contact Planning and Education Division staff members at (701) 328-4989 or ndswmp@nd.gov.

NEOPOST
03/27/2020
US POSTAGE \$000.35⁰



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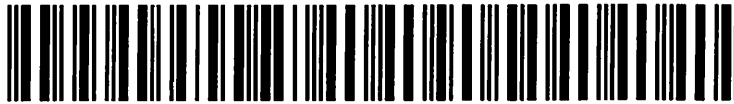
BURLEIGH COUNTY WRD
1720 BURNT BOAT DR STE 205
BISMARCK ND 58503

ASPEP-L1
(01-29-2020)



**UNITED STATES DEPARTMENT OF COMMERCE
U.S. Census Bureau**

Office of the Director
Washington, DC 20233-0001



ID 38121495600000 904 2000 00 0 L1
EL1001-04924

BURLEIGH COUNTY WATER RESOURCE DISTRICT
ATTN: BCWRD
STE 205
1720 BURNT BOAT DR
BISMARCK ND 58503-0801

A Message from the Director, U.S. Census Bureau:

We request your participation with the 2020 Annual Survey of Public Employment & Payroll. This survey is the only source of comprehensive information on the employment and payroll for state and local governments in the United States. The information collected serves as an integral part of the foundation for developing national economic and public policy by measuring public activity.

Please fill out the survey online for the pay periods that include March 12, 2020, using the information below. Keep this letter for future reference:

Website: <https://respond.census.gov/aspep>
User ID: 381214956
Password: C\$y73725
Due Date: April 28, 2020

We estimate this survey will take an average of 10 minutes to 90 minutes to complete. Information about the authority, confidentiality, and burden of this data collection can be found on the back of this letter.

For assistance with completing this survey, visit us online at the website above or call our customer help line at 1-800-832-2839, Monday through Friday, 8:00 a.m. to 5:00 p.m. Eastern time.

Thank you in advance for your time and participation, and for helping the U.S. Census Bureau measure America's people and economy.

Sincerely,

Steven D. Dillingham
Director



OMB Number

This collection has been approved by the Office of Management and Budget (OMB). The eight-digit OMB approval number is 0607-0452 and appears in the top right corner of each reporting screen. Without this approval, we could not conduct this survey.

Authority and Confidentiality

Title 13, United States Code, Sections 161 and 182, authorizes the U.S. Census Bureau to conduct this collection and request your voluntary assistance. These data are subject to provisions of Title 13, United States Code, Section 9(b), which exempts data that are customarily provided in public records from rules of confidentiality.

Burden Estimate Statement

We estimate the Annual Survey of Public Employment & Payroll will take an average of 10 minutes to 90 minutes to complete, including the time to review instructions, search existing data sources, gather and maintain the data needed, and complete and review the survey.

Mailed 3/11/20



March 6, 2020

Burleigh County Water Resource District
Greg Larson
1720 Burnt Boat Drive, Suite 205
Bismarck, ND 58503

Greg,

In reviewing our investment portfolio, we have excess securities pledged to Burleigh County Water Resource District. We are requesting that you please release the securities listed below so we can use these securities for other entities. Additional securities will be added as needed.

Please sign below to release the listed securities and return this form in the enclosed envelope by Friday, March 20th.

If you have any questions or concerns, please call me at 483-3241 or email rmaher@weareamerican.com.

Thank you,

A handwritten signature in black ink, appearing to read "Rhonda Maher".

Rhonda Maher
Investment Accounting
American Bank Center
140 1st Ave West
Dickinson, ND 58601

I authorize the release of the following securities currently pledged to Burleigh County Water Resource District:

Carrington ND	\$400,000	Cusip #144537PD3	Maturity 05-01-22
Hudson WI	\$330,000	Cusip #444186SC5	Maturity 12-01-26
Linton ND	\$215,000	Cusip #536087BW8	Maturity 05-01-21
South Heart ND	\$325,000	Cusip #838298AK3	Maturity 08-01-28

A handwritten signature in black ink, appearing to read "Greg Larson".

Greg Larson, Burleigh County Water Resource District

3/11/2020

Date

Permit Number - ND2020-20086

**State of North Dakota
Temporary Water Permit
SWC Project No. 1400A**

In response to an application for a temporary water permit dated 3/2/20 as received in this office 3/2/20, authority is hereby granted to:

Burleigh County Highway Department
8100 43rd St NE

Bismarck, ND 58503

Contact Person: Joseph N Lagasse

Telephone: (701) 204-7748

A Temporary Water Permit as follows:

Source: East Branch Apple Creek

Point of Diversion: NE1/4 Sec. 33 Twp. 140 Rng. 077

Nature of Use: Road Construction

Total Quantity of Water: 3.000 Acre-Feet

Maximum Withdrawal Rate: 250.0 gpm

Period of authorized usage: 4/1/20 through 10/31/20

This temporary water permit does not authorize the construction of any dam or crossing. Future water use from this source for this purpose may require a conditional water permit. Temporary water permits are not a water right, are non-transferrable, cannot be modified, and water must only be used for the specified nature of use. This temporary water permit is granted subject to water use by senior appropriators. Withdrawals authorized by this temporary water permit must cease upon order of the State Engineer. Noncompliance with permit conditions may result in possible civil or criminal penalties. Development of a water project with a temporary water permit is at the permitholder's risk.

Conditions

1. The State Engineer may impose minimum flow restrictions.
2. The permitholder must not cause streamflow to cease.

Dated: 3/5/20

cc: Burleigh WRD


Garland Erbele, P.E.

State Engineer

ND State Water Commission

900 East Boulevard

Bismarck, ND 58505

Jon C. Patch, PE
Director, Water Appropriation Division

**State of North Dakota
Temporary Water Permit
SWC Project No. 1400A**

3. Sufficient water for downstream superior water rights must flow past the point of diversion while water is being withdrawn under this water permit.
4. A weather-protected copy of this temporary water permit must be present and on display at the equipment withdrawing water at all times.
5. The permit holder must complete every enclosed Annual Water Use Report, even if no water is withdrawn based on the following:
 - a. For temporary water permits that are inclusive to one (1) calendar year:
 - i. One (1) Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the expiration date of the permit.
 - b. For temporary water permits that span two (2) calendar years:
 - i. The first Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the close of the first calendar year, which must report the total water withdrawn in the first calendar year, and
 - ii. The second Annual Water Use Report must be submitted to the Office of the State Engineer within thirty (30) days after the expiration date of the permit, which must report the total water withdrawn in the second calendar year.
6. Any works associated with this temporary water permit are subject to inspection at any time by representatives of the Office of the State Engineer. Refusal to allow inspection is grounds for temporary water permit cancellation.
7. Failure to comply with any order of the State Engineer may result in temporary water permit forfeiture.

Dated: 3/5/20

cc: Burleigh WRD

Garland Erbele, P.E.
State Engineer
ND State Water Commission
900 East Boulevard
Bismarck, ND 58505


Jon C. Patch P.E.
Director, Water Appropriation Division



Community Development Department

MEMORANDUM CITY RECORDED MAJOR SUBDIVISION FINAL PLAT BOULDER RIDGE SEVENTH ADDITION

TO: Brady Blaskowski, Building Inspections (Addressing - 4 copies)
Jeron Fuller, Public Works
Dennis Kuntz, USPS (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU (digital)
Mike Berg, Capital Electric
Tessa Knudson, County Auditor/Treasurer Office
Connie Kassian, CenturyLink (digital)
Steve Nelson, ND Department of Transportation (digital)
Becky Fairbanks, Finance (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Darin Scherr, Bismarck Public Schools (digital)
Mike Voigt, Rural Fire (digital)
Kelly Leben, Sheriff's Office (digital)
Jami Wangler, GIS (digital)
Cleary Johs, Engineering (digital)
Gabe Schell, City Engineer (digital)
Randy Bina, BPRD
Kathy Feist, BPRD
Dave Mayer, BPRD
Wendy Anderson Berg, BPRD

FROM: City Community Development Department ~ Planning Division

DATE: April 2, 2020

Attached please find a copy of the above-signed plat, which was approved by the Bismarck Planning & Zoning Commission on June 26, 2019, Board of City Commissioners on July 23, 2019 and recorded by the Recorder's Office on March 30, 2020.

If you have any questions or need any additional information on this request, please contact Will Hutchings, the planner in our office assigned to this request, at 355-1850.

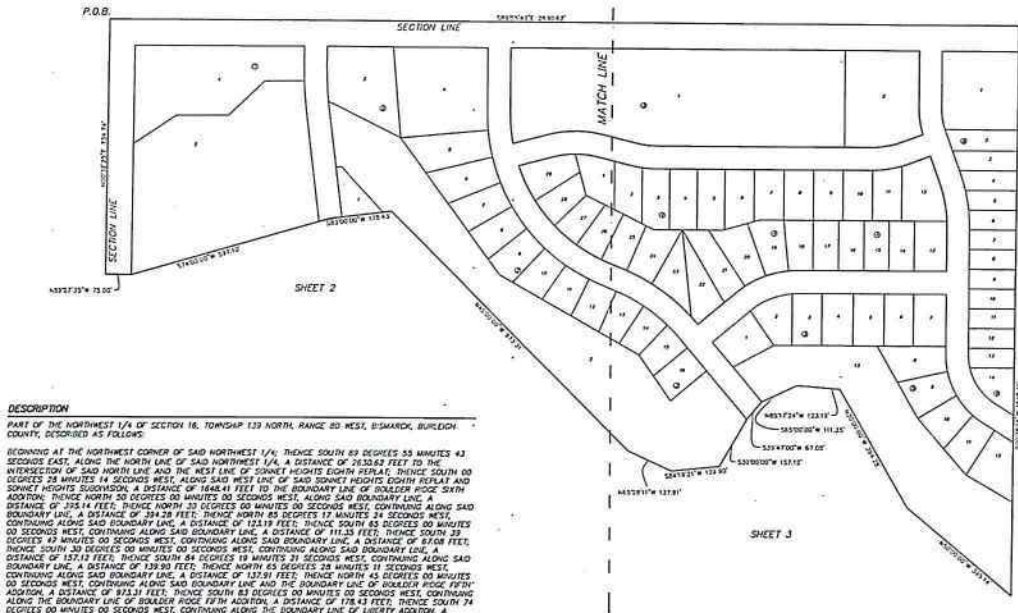
Attachment(s)

221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov



BOULDER RIDGE SEVENTH ADDITION

PART OF THE NW 1/4 OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



DESCRIPTION

PART OF THE NORTHWEST 1/4 OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST, BISMARCK, BURLEIGH COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHWEST 1/4; THENCE SOUTH 89 DEGREES 55 MINUTES 43 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST 1/4, A DISTANCE OF 263.62 FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE WEST LINE OF SORNET HEIGHTS EIGHTH REPLAT; THENCE SOUTH 88 DEGREES 28 MINUTES 14 SECONDS WEST, ALONG SAID WEST LINE OF SAID SORNET HEIGHTS EIGHTH REPLAT AND SORNET HEIGHTS SUBDIVISION, A DISTANCE OF 1648.41 FEET TO THE BOUNDARY LINE OF BOULDER RIDGE SIXTH ADDITION; THENCE NORTH 30 DEGREES 00 MINUTES 00 SECONDS WEST, ALONG SAID BOUNDARY LINE, A DISTANCE OF 334.28 FEET; THENCE NORTH 85 DEGREES 12 MINUTES 24 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 121.19 FEET; THENCE SOUTH 85 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 111.33 FEET; THENCE SOUTH 33 DEGREES 42 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 87.68 FEET; THENCE SOUTH 30 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 121.13 FEET; THENCE SOUTH 84 DEGREES 19 MINUTES 21 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 139.90 FEET; THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE AND THE BOUNDARY LINE OF BOULDER RIDGE FIFTH ADDITION, A DISTANCE OF 892.13 FEET; THENCE SOUTH 83 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG THE BOUNDARY LINE OF BOULDER RIDGE FIFTH ADDITION, A DISTANCE OF 178.43 FEET; THENCE SOUTH 74 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG THE BOUNDARY LINE OF LUTHER ADDITION, A DISTANCE OF 297.10 FEET; THENCE NORTH 83 DEGREES 27 MINUTES 35 SECONDS WEST, CONTINUING ALONG SAID BOUNDARY LINE, A DISTANCE OF 750.00 FEET TO THE WEST LINE OF SAID NORTHWEST 1/4; THENCE NORTH 00 DEGREES 32 MINUTES 25 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 734.74 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 2,571,119 SQUARE FEET, MORE OR LESS.

SURVEYOR'S CERTIFICATE

I, TERRY BAILEY, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF NORTH DAKOTA, HEREBY CERTIFY THAT THE ANNEXED PLAT IS A TRUE COPY OF THE NOTES OF A SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLETED ON 09/06/2018. THAT ALL INFORMATION SHOWN HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT ALL MONUMENTS SHOWN HEREON ARE CORRECT, THAT ALL REQUIRED MONUMENTS HAVE BEEN SET, AND THAT ALL DIMENSIONAL AND GEODETIC DETAILS ARE CORRECT.



STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)

SWENSON, HAGEN & CO. P.C.
809 BASHY AVENUE
BISMARCK, NORTH DAKOTA
58504

Terry Bailey
PROFESSIONAL LAND SURVEYOR
N.D. REGISTRATION NO. 3293

APPROVAL OF CITY PLANNING COMMISSION

THE SUBDIVISION OF LAND AS SHOWN ON THE PLAT HAS BEEN APPROVED BY THE PLANNING COMMISSION OF THE CITY OF BISMARCK, NORTH DAKOTA, ON THE 22nd DAY OF SEPTEMBER, 2018, IN ACCORDANCE WITH LAWS OF THE STATE OF NORTH DAKOTA, ORDINANCES OF THE CITY OF BISMARCK AND REGULATIONS ADOPTED BY THE PLANNING COMMISSION. IN WITNESS WHEREOF, WE SET THE HANDS AND SEALS OF THE CHAIRMAN AND SECRETARY OF THE PLANNING COMMISSION OF THE CITY OF BISMARCK.

Michael S. Schwartz - Chairman

Ben Luthin - Secretary

APPROVAL OF BOARD OF CITY COMMISSIONERS

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

THE FOLLOWING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE 21st DAY OF JULY, 2018.

Keith J. Hauke - City Administrator

APPROVAL OF CITY ENGINEER

I, GABRIEL J. SCHALL, CITY ENGINEER OF THE CITY OF BISMARCK, NORTH DAKOTA, HEREBY APPROVE "BOULDER RIDGE SEVENTH ADDITION", BISMARCK, NORTH DAKOTA AS SHOWN ON THE ANNEXED PLAT.

Gabriel J. Schall
CITY ENGINEER

OWNER'S CERTIFICATE & DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT THE CITY INVESTMENT, LLP, AND THE CITY OF BISMARCK, BEING THE OWNERS AND PROPRIETORS OF THE PROPERTY SHOWN HEREON HAVE CAUSED THAT PORTION DESCRIBED HEREON TO BE SURVEYED AND PLATTED AS "BOULDER RIDGE SEVENTH ADDITION", BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA, AND DO SO DEDICATE STREETS AS SHOWN HEREON INCLUDING ALL SEWER, CULVERTS, WATER AND OTHER PUBLIC UTILITY LINES WHETHER SHOWN HEREON OR NOT TO THE PUBLIC USE FOREVER.

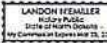
THEY ALSO DEDICATE EASEMENTS TO THE CITY OF BISMARCK TO RUN WITH THE LANDS FOR GAS, ELECTRIC, TELEPHONE OR OTHER PUBLIC UTILITIES OR SERVICES OR ON UNDER THOSE CERTAIN STRIPS OF LAND EASEMENTS HEREON AS UTILITY EASEMENTS.

THEY FURTHERMORE DEDICATE UNTO THE CITY OF BISMARCK "STORM WATER AND DRAINAGE EASEMENTS" TO RUN WITH THE LANDS FOR THE PURPOSE OF STORM SEWER AND SURFACE WATER DRAINAGE UNDER DIPS, THROUGH AND/OR ACROSS THOSE AREAS DEDICATED HEREON AS "STORM WATER AND DRAINAGE EASEMENTS" FOR THE PURPOSE OF CONSTRUCTION, RECONSTRUCTION, REPAIR, MAINTENANCE AND MAINTAINING STORM WATER MANAGEMENT FACILITIES TOGETHER WITH NECESSARY APPURTENANCES THEREFOR FOR STORM WATER, STORM SEWER AND SURFACE WATER DRAINAGE AND MANAGEMENT OF SAID STORM WATER FLOW IN A MANNER THAT WILL PERMIT THE FREE AND UNOBSTRUCTED FLOW OF WATER UNDER, OVER AND/OR ACROSS THE EASEMENT AREA.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)

ATTAS BOUTROS
THE CITY INVESTMENT, LLP
101 BLAKE DR.
BISMARCK, ND 58503
OWNER, LOT 2 BLOCK 1

ON THIS 9th DAY OF SEPTEMBER, 2018, BEFORE ME PERSONALLY APPEARED ATTAS BOUTROS OF THE CITY INVESTMENT, LLP, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.



Landon Hessler
NOTARY PUBLIC
STATE OF NORTH DAKOTA
My Commission Expires April 23, 2020

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)

Keith J. Hauke - City Administrator
CITY OF BISMARCK
221 N. 3TH ST.
BISMARCK, ND 58503
OWNER, LOT 2 BLOCK 1

ON THIS 3rd DAY OF OCTOBER, 2018, BEFORE ME PERSONALLY APPEARED Keith J. Hauke OF THE CITY OF BISMARCK, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.



Hilary Baldum
NOTARY PUBLIC
BURLEIGH COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES 11.11.20

FLOODPLAIN INFORMATION

FEMA FLOOD INSURANCE RATE MAP
FIRM NO. 13030C0101
DATED AUGUST 1, 2018
FLOOD HAZARD ZONE
APPROXIMATELY 1860-18243 (NAD 83)

Curve #	Length	Radius	Offset	Target
C1	123.47'	300.00'	3.7047'	81.29'
C2	130.41'	300.00'	3.8800'	327.23'
C3	236.36'	825.00'	4.2800'	120.80'
C4	186.31'	300.00'	4.284727'	16.77'
C5	23.20'	300.00'	4.140000'	36.84'
C6	70.47'	300.00'	4.220000'	22.90'
C7	88.81'	300.00'	4.220000'	35.27'
C8	123.63'	400.00'	4.220000'	70.57'
C9	174.53'	250.00'	4.420000'	80.69'
C10	202.44'	200.00'	4.580000'	120.88'

NOTES

BASE OF BEARING:
NORTH DAKOTA STATE PLANE, SOUTH ZONE BY
CITY ORDINANCE
COORDINATE DATUM:
NORTH DAKOTA STATE PLANE COORDINATE
SYSTEM
HAD SOUTH ZONE
ADJUSTMENT OF 1985
UNITS ARE INTERNATIONAL FEET
BEARINGS AND DISTANCES MAY VARY FROM
PREVIOUS PLATS DUE TO DIFFERENT METHODS
OF MEASUREMENTS
N=4= NON-ACCESS
THE EAST LINE OF THE NW 1/4 FOR THIS PLAT IS
DEFINED AS BEING THE WEST LINE OF SORNET
HEIGHTS SUBDIVISION AND SORNET HEIGHTS EIGHTH
REPLAT. THE NORTH LINE OF SAID NW 1/4 IS
DEFINED AS BEING THE SOUTH LINE OF CAWDEAR
MEDICAL ADDITION AND LIGHT OF CHRIST ADDITION

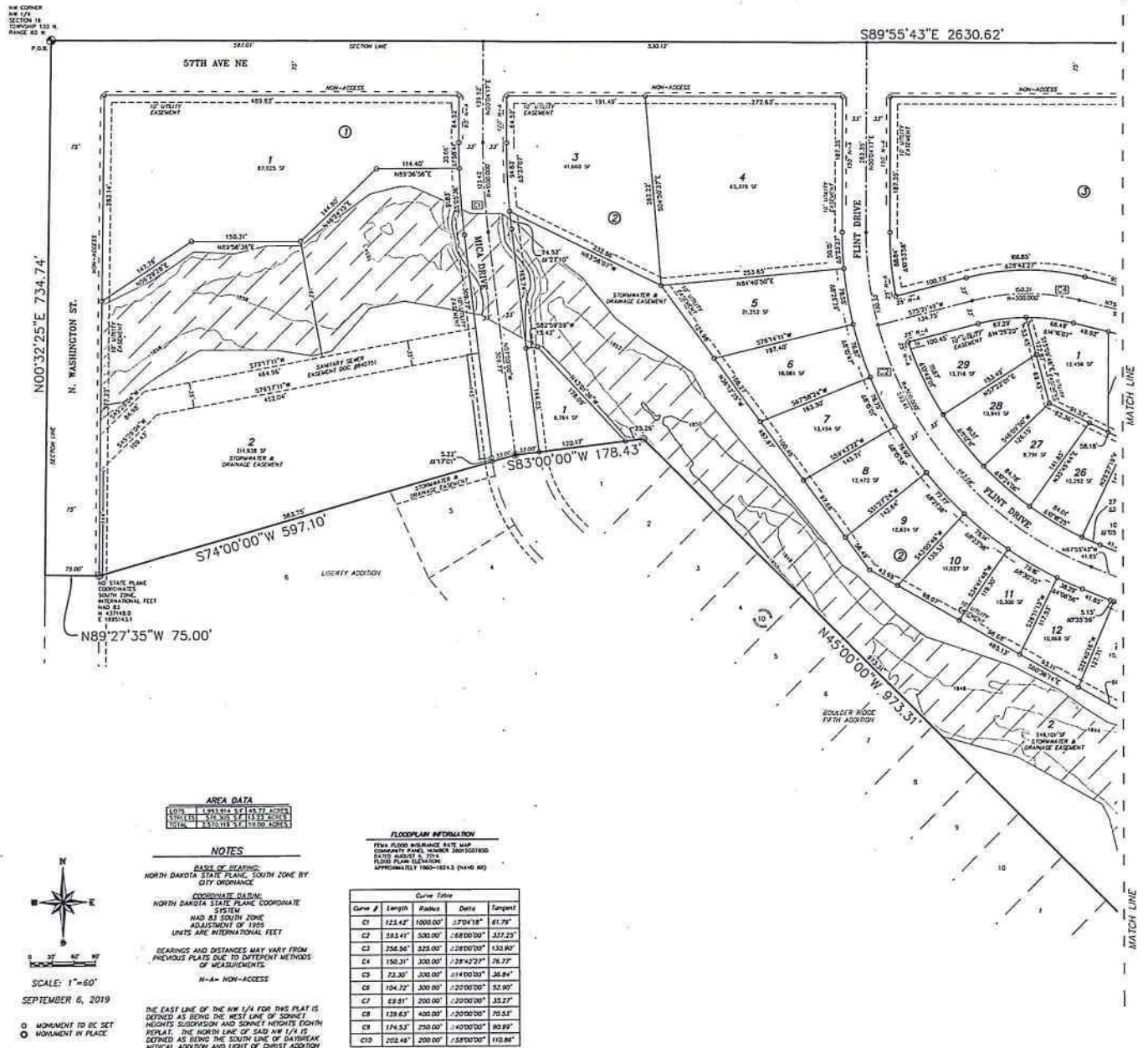


SEPTEMBER 6, 2019
AREA DATA
TOTAL: 1.333333 ACRES
STRIKES: 1.374705 ACRES
TOTAL: 1.443333 ACRES



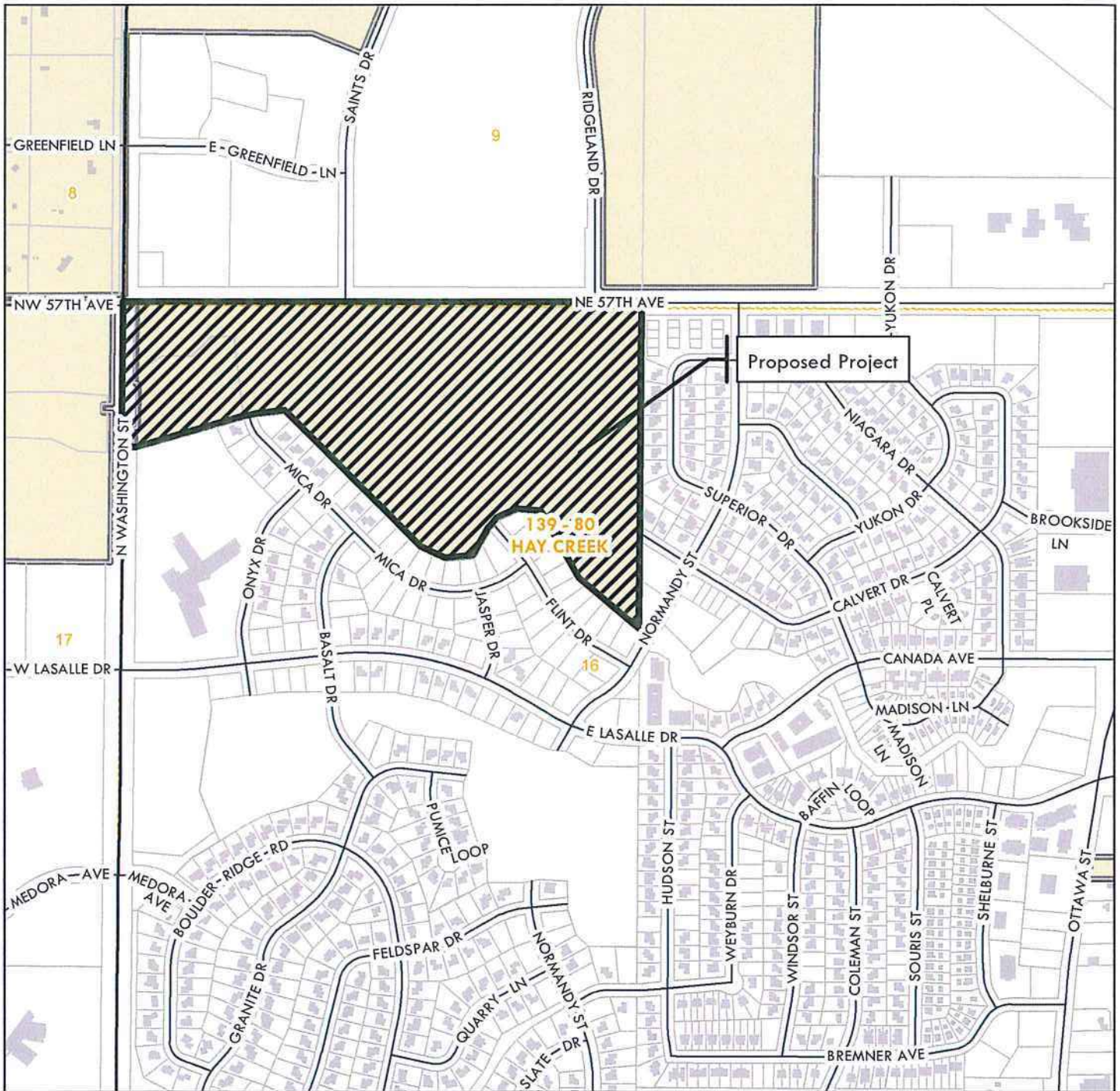
BOULDER RIDGE SEVENTH ADDITION

PART OF THE NW 1/4 OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

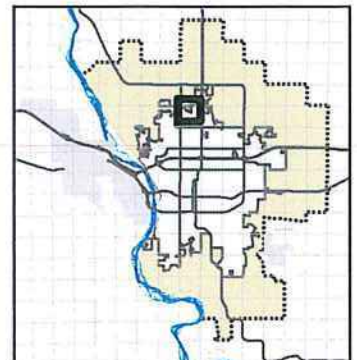


PART OF THE NW 1/4 OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA





Section, township, and range indicated in orange



DEDICATION OF RIGHT-OF-WAY AND RESERVATION OF UTILITY EASEMENT

This dedication of right-of-way and reservation of utility easement is made this 19th day of FEBRUARY, 2020, between **Five Guys Investment, LLP**, whose address is 101 Slate Drive, Bismarck, North Dakota, 58503-0622, and the **City of Bismarck**, a municipal corporation, whose post office address is P.O. Box 5503, Bismarck, North Dakota 58506-5503, Grantee.

1. For and in consideration of the benefit to the citizens of the City of Bismarck, Five Guys Investment, LLP, hereby reserves, grants and dedicates right-of-way to the City of Bismarck and reserves, grants, and dedicates a utility easement to the City of Bismarck to construct, operate, maintain, and repair public utility facilities including water, sanitary sewer, and storm water under or upon the real property hereinafter described, together with the right to remove trees, brush, undergrowth, and other obstructions interfering with the location, construction, and maintenance of said utility. The City shall have the right to ingress and egress across the easement property for the purpose herein reserved.
2. The real property for the right-of-way and utility easement herein dedicated, granted and reserved is owned by the Grantor and is described as follows:

THE WEST 20' OF LOTS 1 & 2 BLOCK 6

AND

THE WEST 7' OF LOT 1 BLOCK 3

AND

THE EAST 7' OF LOTS 4 & 5 BLOCK 2

ALL WITHIN BOULDER RIDGE SEVENTH ADDITION OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST, OF THE FIFTH PRINCIPAL MERIDIAN, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA.

FRONT YARD BUILDING SETBACK DISTANCES SHALL BE 15' FROM SAID EASEMENTS FOR LOTS 1 & 2 BLOCK 6

FRONT YARD BUILDING SETBACK DISTANCE SHALL BE 25' FROM THE FRONT PROPERTY LINE FOR LOT 5 BLOCK 2.

Description prepared by Landon Niemiller; Swenson, Hagen & Co. P.C.; 909 Basin Ave, Bismarck, ND 58504.

3. The grantee is responsible for the installation, operation, and maintenance of improvements or facilities constructed or installed pursuant to this easement.
4. The term of this easement herein reserved is ninety-nine (99) years, beginning upon execution in 2020 and ending in 2119.

IN WITNESS WHEREOF, the Grantors have hereto fixed their signatures this the 19th day of FEBRUARY, 2020.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH) SS

Ronald Knutson
RON KNUTSON, MANAGING PARTNER
FIVE GUYS INVESTMENT, LLP
101 SLATE DRIVE
BISMARCK, ND 58503

On this 19th day of FEBRUARY, 2020, before me appeared RON KNUTSON of FIVE GUYS INVESTMENT, LLP, known to me to be the person that is described in and that he executed the foregoing instrument, and acknowledged that he executed the same.

LANDON NIEMILLER
Notary Public
State of North Dakota
My Commission Expires Mar 23, 2022

Landon Niemiller
Notary Public, BURLEIGH County, nd
My Commission Expires: 3-23-22

Acceptance and Dedication of Lands by the by City of Bismarck:

Steve Bakken
STEVE BAKKEN, PRESIDENT
BOARD OF CITY COMMISSIONERS

Attest: Keith J. Hunke
KEITH J. HUNKE
CITY ADMINISTRATOR

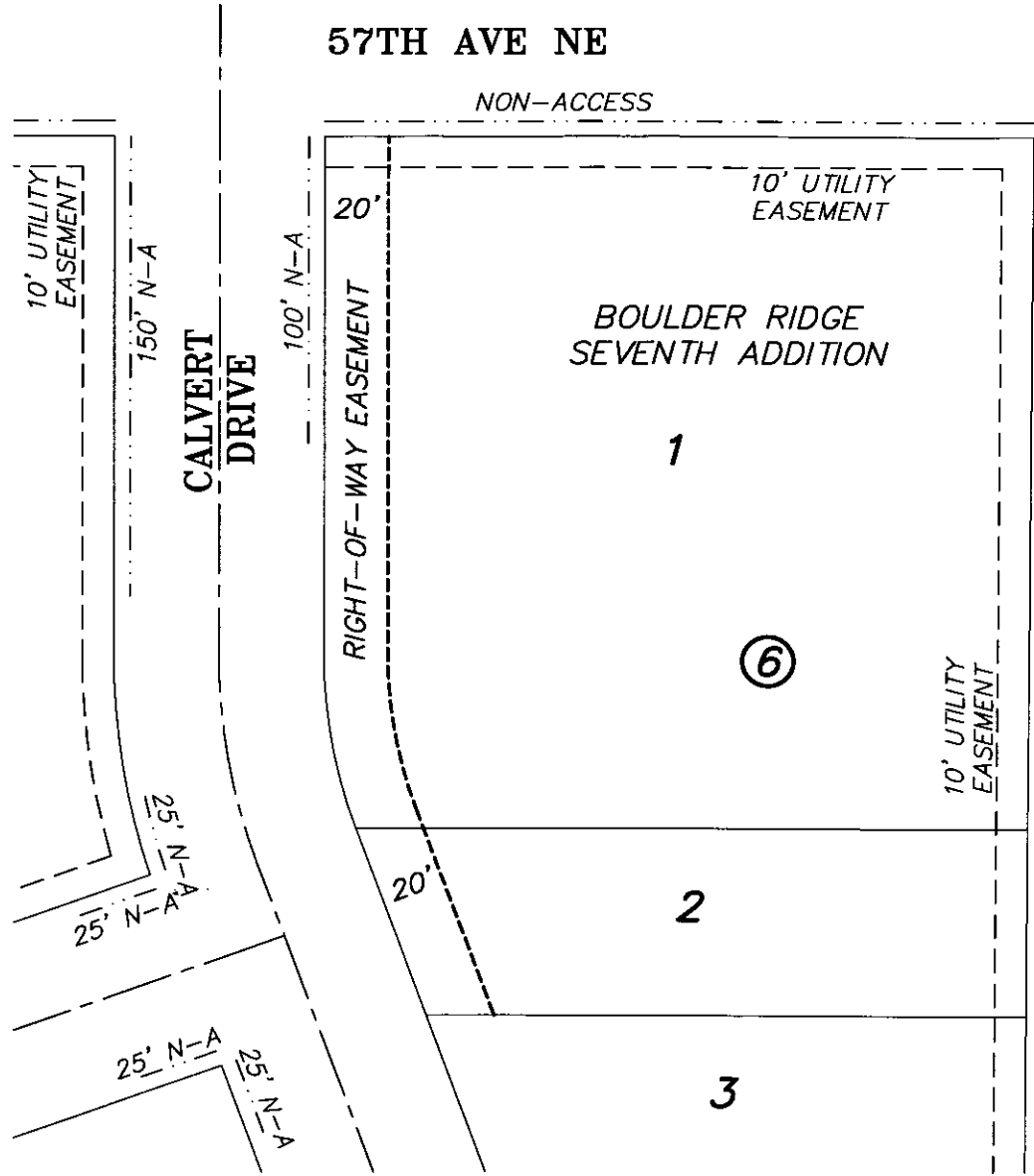
STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH) SS

On this 10th day of March, 2020, before me appeared STEVE BAKKEN, President of the Board of City Commissioners, and KEITH J. HUNKE, City Administrator, known to me to be the persons who are described in, and who executed the within and foregoing instrument and who severally acknowledged to me that they executed the same.

WHITNIE L. OLSEN
Notary Public
State of North Dakota
My Commission Expires May 15, 2023

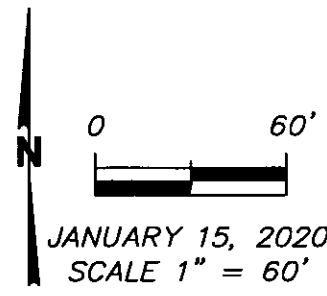
Whitnie L. Olsen
Notary Public, Burleigh County, ND
My Commission expires: 5/15/2023

RIGHT-OF-WAY EASEMENT EXHIBIT



RIGHT-OF-WAY EASEMENT

THE WEST 20' OF LOTS 1 & 2 BLOCK 6 BOULDER RIDGE SEVENTH ADDITION OF SECTION 16 TOWNSHIP 139 NORTH, RANGE 80 WEST, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

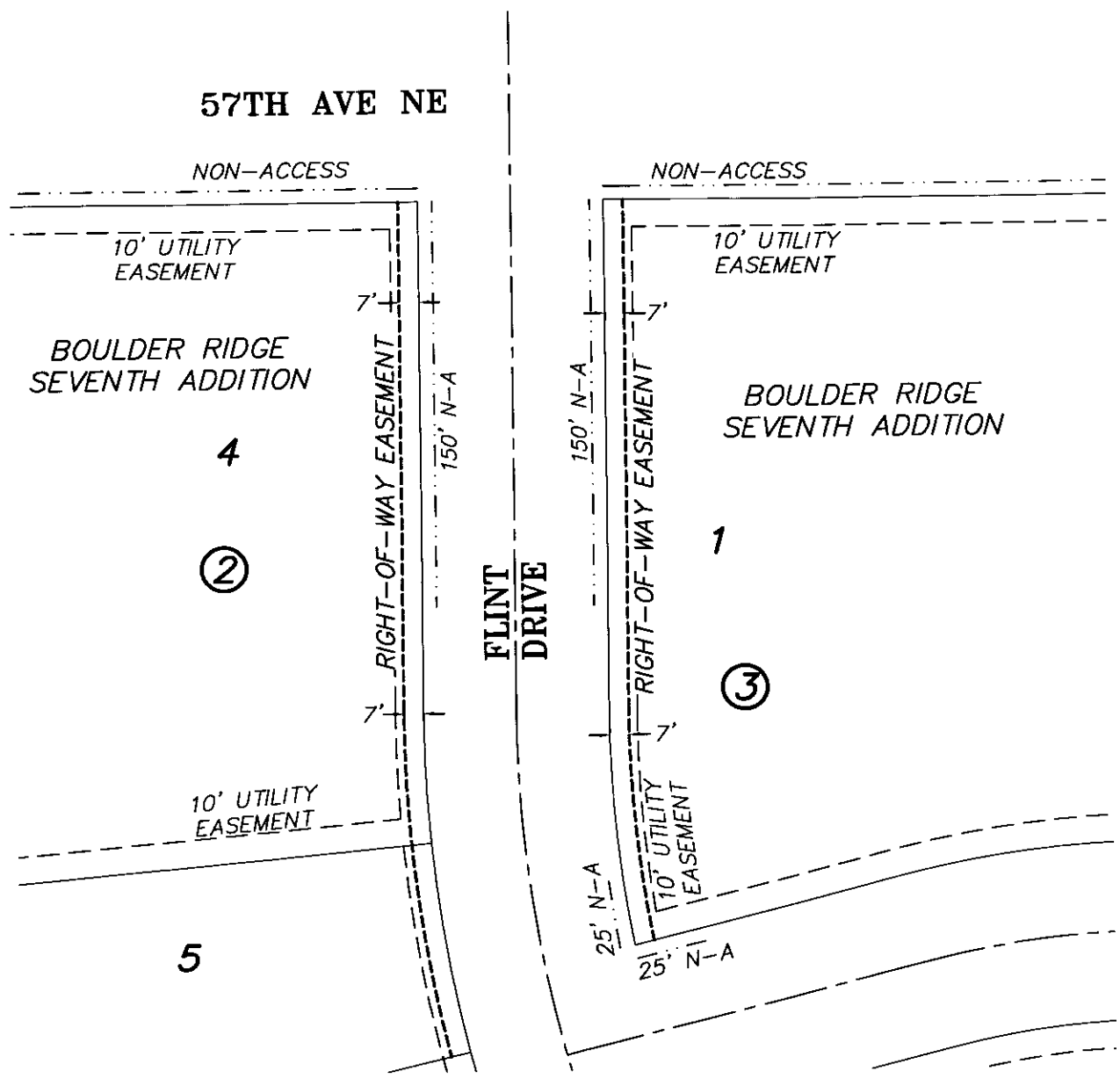


JANUARY 15, 2020
SCALE 1" = 60'



SWENSON, HAGEN & COMPANY P.C.
909 Basin Avenue
Bismarck, North Dakota 58504
shc@swensonhagen.com
Phone (701) 223-2600
Fax (701) 223-2606
Surveying
Hydrology
Land Planning
Civil Engineering
Landscape & Site Design
Construction Management

RIGHT-OF-WAY EASEMENT EXHIBIT



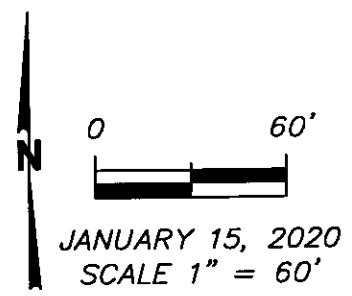
RIGHT-OF-WAY EASEMENT

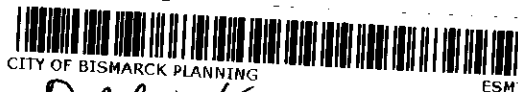
THE WEST 7' OF LOT 1 BLOCK 3

AND

THE EAST 7' OF LOTS 4 & 5 BLOCK 2

BOTH OF BOULDER RIDGE SEVENTH ADDITION OF SECTION 16 TOWNSHIP 139 NORTH, RANGE 80 WEST, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA





Debbie Kuehling

898818
\$20.00
Page: 1 of 3
3/31/2020 11:29 AM
Burleigh County



UTILITY EASEMENT

Know all men by these presents, that **FIVE GUYS INVESTMENT, LLP** (Grantor), being the owner and proprietor of the property described herein, does hereby grant a utility easement on that part of Boulder Ridge Seventh Addition, for and in consideration of the benefit to the City of Bismarck (Grantee, and the Grantee's franchised utilities), to construct, operate, maintain, repair, replace and remove such equipment and facilities as necessary to provide franchised utility services including, but not limited to, gas, electric, telephone, cable TV, or other franchised utility services to all land owning parties supplied by the utility company. Grantor hereby grants to the Grantee and the Grantee's franchised utilities, jointly and severally, their successors and assigns, the right of ingress and egress at all reasonable times over and across the lands of the Grantor, to and from said easement to construct, operate, maintain, repair, replace, and remove such equipment, appurtenances, and facilities. The Grantee and the Grantee's franchised utilities shall be responsible for any and all damages arising from the construction and maintenance of their facilities or their use of the easement, to wit:

THE EAST 7.00 FEET OF THE WEST 14.00 FEET OF LOT 1 BLOCK 3

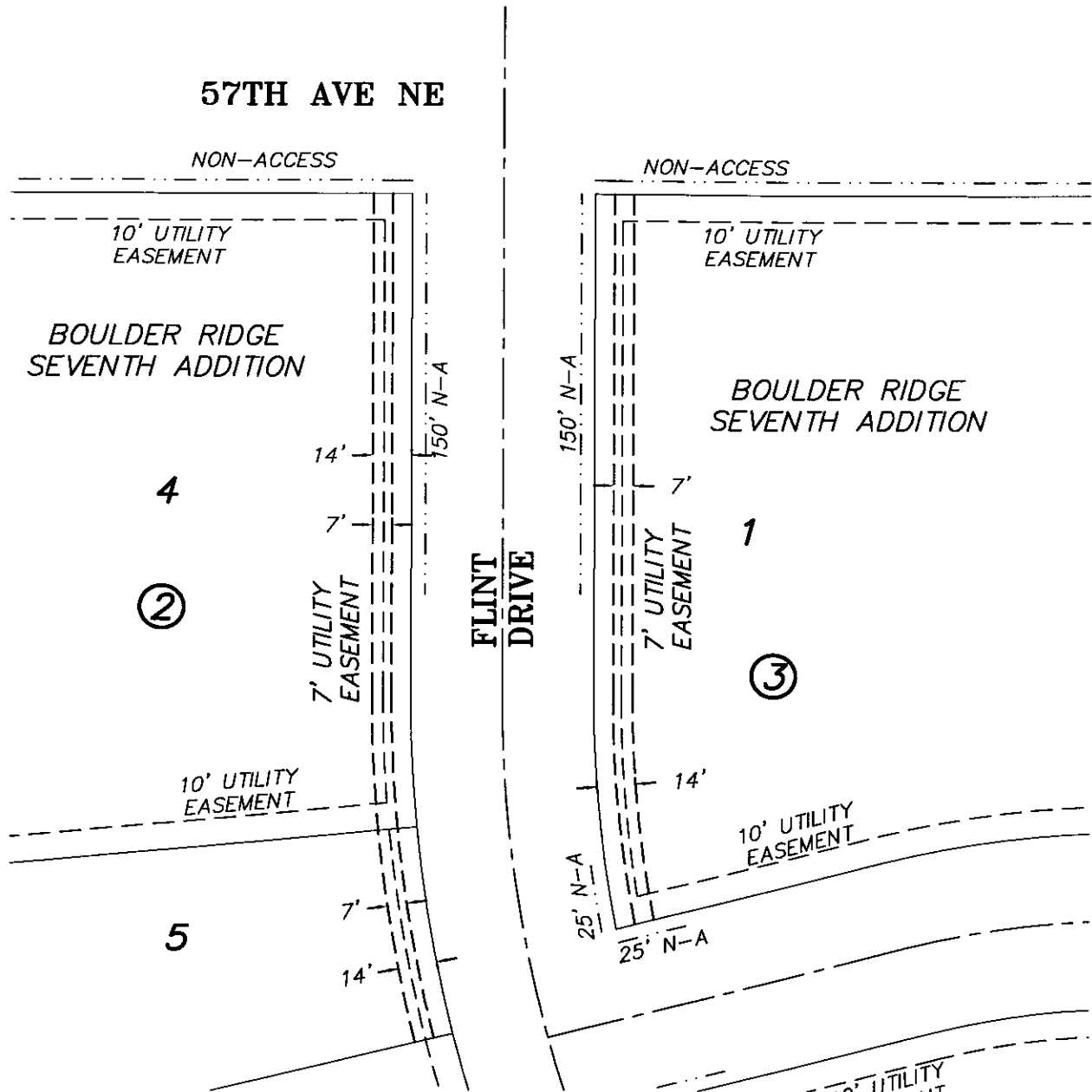
AND

THE WEST 7.00 FEET OF THE EAST 14.00 FEET OF LOTS 4 & 5 BLOCK 2

BOTH OF BOULDER RIDGE SEVENTH ADDITION OF SECTION 16, TOWNSHIP 139 NORTH, RANGE 80 WEST OF THE FIFTH PRINCIPAL MERIDIAN, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA.

Description prepared by Landon Niemiller; Swenson, Hagen & Co. P.C.; 909 Basin Ave,
Bismarck, ND 58504.

UTILITY EASEMENT EXHIBIT



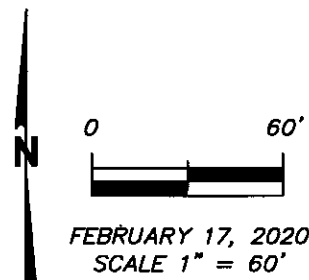
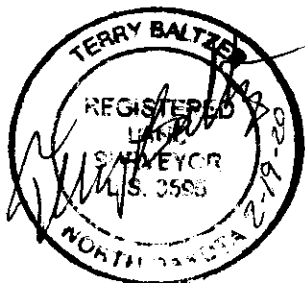
UTILITY EASEMENT

THE EAST 7' OF THE WEST 14' OF LOT 1 BLOCK 3

AND

THE WEST 7' OF THE EAST 14' OF LOTS 4 & 5 BLOCK 2

BOTH OF BOULDER RIDGE SEVENTH ADDITION OF SECTION 16 TOWNSHIP 139 NORTH, RANGE 80 WEST, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



SWENSON, HAGEN & COMPANY P.C.

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

909 Basin Avenue
Bismarck, North Dakota 58504
shc@swensonhagen.com
Phone (701) 228-3600
Fax (701) 228-3606



Community Development Department

MEMORANDUM MINOR SUBDIVISION FINAL PLAT CAROLS ADDITION

TO: Jennifer Scheet, Finance (digital)
Jenny Wollmuth, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Gabe Schell, City Engineer (digital)
Tessa Knudson, County Auditor/Treasurer Office (digital)
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections (digital)
Michelle Klose, Public Works (digital)
Jeff Heintz, Public Works (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power Association (digital)
Kelly Leben, Sheriff's Office (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)
Allison Jensen, City Assessing (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 21, 2020

Attached please find a copy of the minor subdivision final plat titled Carols Addition, which has tentatively been scheduled for a public hearing by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

If you have any questions or need any additional information on this request, please contact Jenny Wollmuth, the planner in our office assigned to this request, at 355-1845.

Attachment(s)

221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov

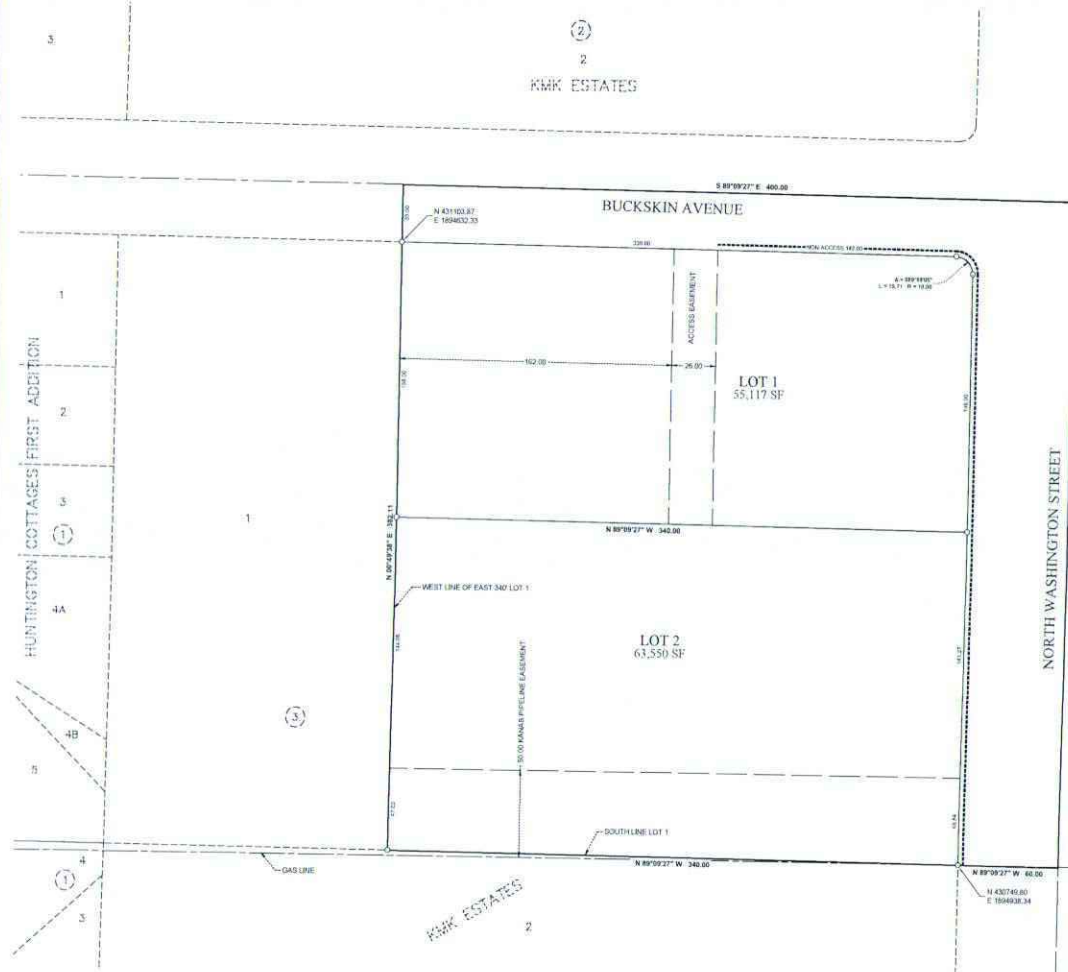


Building Inspections Division • Phone: 701-355-1465 • Fax: 701-258-2073

Planning Division • Phone: 701-355-1840 • Fax: 701-222-6450

CAROLS ADDITION

Being a Replat of the East 340 feet of Lot 1, Block 3, KMK ESTATES and adjoining Buckskin Avenue Right of Way in the Northeast Quarter of Section 20, Township 139 North, Range 80 West of the Fifth Principal Meridian, City of Bismarck, Burleigh County, North Dakota



DESCRIPTION:

A Replat of the East 340 feet of Lot 1, Block 3, KMK ESTATES and adjoining Buckskin Avenue Right of Way in the Northeast Quarter of Section 20, Township 139 North, Range 80 West of the Fifth Principal Meridian, City of Bismarck, Burleigh County, North Dakota, and being more particularly described as follows:

Beginning at the Southeast Corner of said Lot 1; thence North 89 degrees 09 minutes 27 seconds West along the south line of said Lot 1, a distance of 340.00 feet to the southwest corner of said Lot 1; thence North 50 degrees 49 minutes 38 seconds East along the west line of said Lot 1 and its northerly extension, a distance of 382.11 feet to the centerline of Buckskin Avenue; thence North 89 degrees 09 minutes 27 seconds East along the centerline of Buckskin Avenue, a distance of 400.00 feet to the centerline of North Washington Avenue; thence South 50 degrees 49 minutes 38 seconds West along said centerline 342.11 feet to the easterly extension of the south line of said Lot 1; thence North 89 degrees 09 minutes 27 seconds West to the Point of Beginning.

Containing 3.51 acres, more or less.

OWNER'S CERTIFICATE AND DEDICATION

Larry Benninger and Vivian Lang, being the owners of the lands placed herein, do hereby voluntarily consent to the creation of this plat titled CAROLS ADDITION, and dedicate and relinquish all rights of way as shown on this plat for public use, and consent to any access control to the property as shown.

We also dedicate easements to the City of Bismarck to run with the land for gas, electric, telephone or other public utilities or services on or under those certain strips of land designated herein as utility, sanitary sewer, storm sewer, drainage and watermain easements.

We further dedicate any other easements or servitudes as shown and those that are recorded but not shown.

Larry Benninger _____ Vivian Lang _____

STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

Be it known on this _____ day of _____, 20____, before me personally appeared Larry Benninger and Vivian Lang, known to me to be the persons described in and who executed the within certificate and be acknowledged to me that he executed the same.

Notary Public, Burleigh County, North Dakota

My Commission Expires: _____

SURVEYOR'S CERTIFICATE:

I, Robert M. Tig, a Registered Professional Land Surveyor in the State of North Dakota, hereby certify that I made the within and foregoing plat which is a correct representation of the survey prepared under my direct supervision and completed on March 18, 2020; that all distances are correct; that the established boundary lines are correctly designated hereon; that all dimensional and graphic details shown hereon are true and correct to the best of my knowledge and belief and that all required monuments are placed in the ground as shown.

Robert M. Tig
Registered Professional Land Surveyor
License No. LS-9448

APPROVAL OF CITY PLANNING AND ZONING COMMISSION

The subdivision of land as shown hereon has been approved by the Planning and Zoning Commission of the City of Bismarck, on the _____ day of _____, 20____, in accordance with the laws of the State of North Dakota, ordinances of the City of Bismarck and regulations adopted by said Planning and Zoning Commission. Its witnesses whereof are set the hands and seals of the Chairman and the Secretary of the Planning and Zoning Commission of the City of Bismarck.

Mike Schwartz _____ Kim E. Elvehjem
Chairman Secretary

APPROVAL OF BOARD OF CITY COMMISSIONERS

The Board of City Commissioners of the City of Bismarck, North Dakota, has approved the subdivision of land as shown hereon and does hereby vacate any previous platting within the boundary of the annexed plat and awards the plat to the _____ day of _____, 20____.

Attest:
Keith J. Hunkle, City Administrator

APPROVAL OF CITY ENGINEER

I, Robert J. Schell, City Engineer of the City of Bismarck, North Dakota, hereby approve "COOPERATIVE ADDITION" Bismarck, North Dakota, as shown hereon.

Robert J. Schell, City Engineer

LEGEND:

- FOUND MONUMENT
- REBAR W/ CAP LS-6444
- PLAT BOUNDARY
- NON ACCESS LINE
- UTILITY EASEMENT
- ADJACENT LOT LINE
- SECTION LINE

AREA TABULATIONS:

2 LOTS = 118,676 SF = 2.724 Acres
Right of Way = 24,268 SF = 0.551 Acres
Total = 142,944 SF = 3.275 Acres

BASIS OF BEARING:

Derived from state plane coordinates.

COORDINATE DATUM:

NAD 83 North Zone 3302 (Adjusted to 86)

International Units

VERTICAL DATUM:

National Geodetic Survey of Datum 29

City of Bismarck 1990

Buckskin Avenue and Bismarck Drive

Elevation = 1918.18

OWNERS:

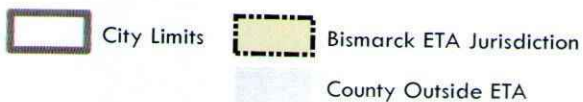
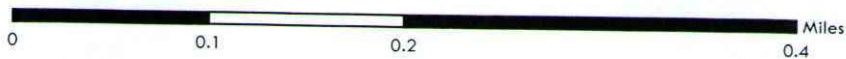
Larry Benninger and Vivian Lang
125 Buckskin Avenue
Bismarck, ND 58503

SURVEYOR:

RTM Robert M. Tig PLS
6129 DuBois Street
Bismarck, ND 58503

SURVEYED:

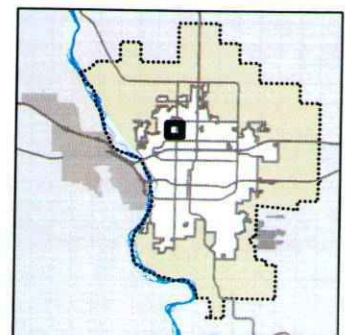
03/18/2020



Section, township, and range indicated in orange

City of Bismarck
Community Development Department
Planning Division
March 21, 2020 (HLB)

This map is for representational use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.





Community Development Department

MEMORANDUM MINOR SUBDIVISION FINAL PLAT EUGENES FIRST ADDITION FIRST REPLAT

TO: Jennifer Scheet, Finance (digital)
Jenny Wollmuth, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Larry Gangl, NDDOT (digital)
Gabe Schell, City Engineer (digital)
Tessa Knudson, County Auditor/Treasurer Office (digital)
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections (digital)
Michelle Klose, Public Works (digital)
Jeff Heintz, Public Works (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power Association (digital)
Kelly Leben, Sheriff's Office (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)
Allison Jensen, City Assessing (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 31, 2020

Attached please find a copy of the minor subdivision final plat titled Eugenes First Addition First Replat, which has tentatively been scheduled for a public hearing by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

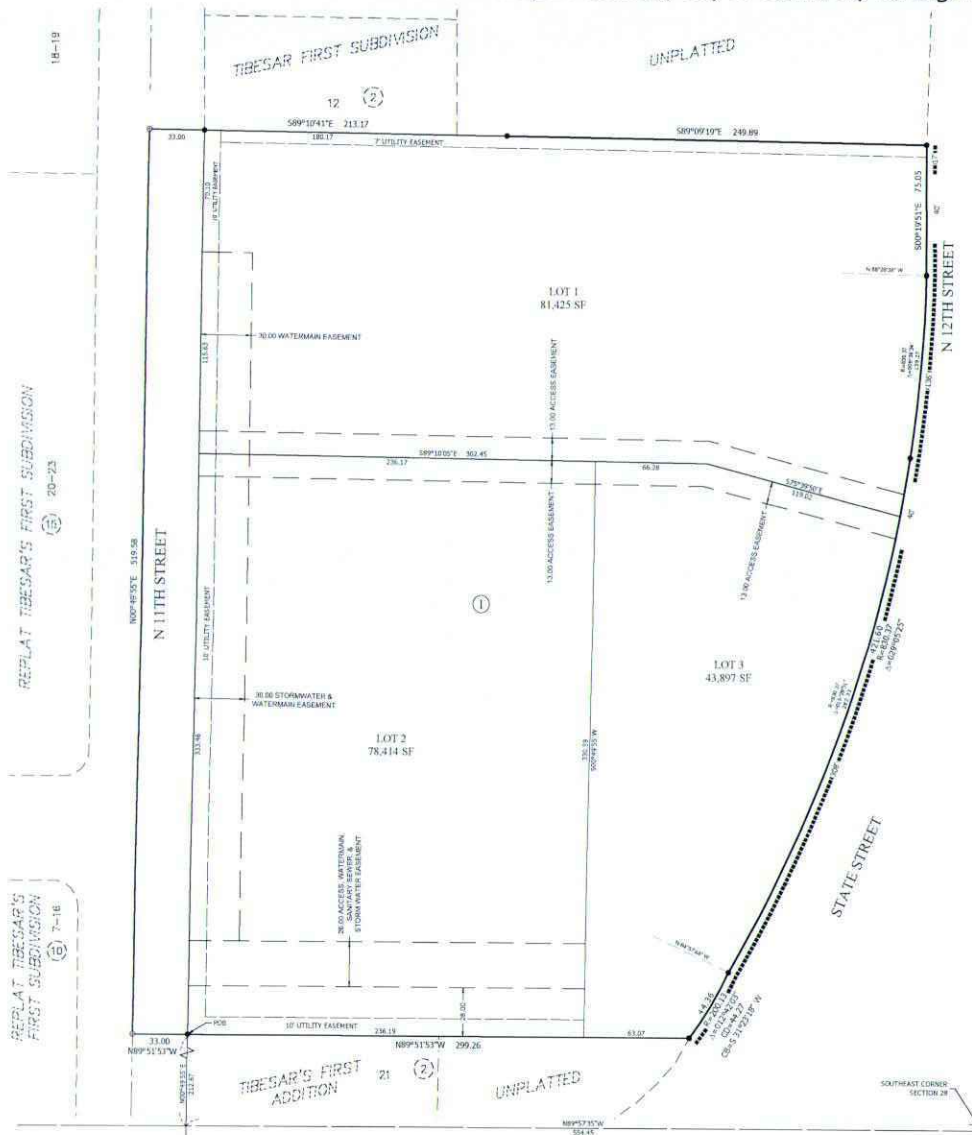
If you have any questions or need any additional information on this request, please contact Jenny Wollmuth, the planner in our office assigned to this request, at 355-1845.

Attachment(s) 221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov



EUGENES FIRST ADDITION FIRST REPLAT

a replat of Lot 1, Block 1, Eugenes First Addition and adjoining North 11th Street Right of Way
all in the Southeast Quarter, Section 28, Township 139 North, Range 80 West
of the Fifth Principal Meridian, City of Bismarck, Burleigh County, North Dakota



AREA TABULATIONS:

4.00	=	2,017.75 sq. ft.	0.46 Acres
3.00	=	1,510.62 sq. ft.	0.35 Acres
1.00	=	43,897.00 sq. ft.	1.00 Acres

REMARKS:
City of Bismarck, ND
Elevation = 1841.79

BASIS OF BEARING:
Derived from State Plane Coordinates.
HORIZONTAL DATUM:
North Dakota State Plane Coordinate System
NAD83 South Zone 1302 (Adjusted to)
International Units
VERTICAL DATUM:
National Geodetic Vertical Datum of 1988

OWNERS:
State Street Investments, LLC
4200 40th St S, STE 200
Fargo, ND 58104
SURVEYOR:
Robert M. Hill, RLS
4733 Shellbloom St.
Bismarck, ND 58501
SURVEYED:
May 29, 2019

- LEGEND:**
- FOUND MONUMENT
 - REBAR W/ CAP LS-8446
 - ⊙ ROADWAY POINT
 - PLAT BOUNDARY
 - NON ACCESS LANE
 - UTILITY EASEMENT
 - ADJACENT LOT LINE
 - SECTION LINE

DESCRIPTION:

EUGENES FIRST ADDITION FIRST REPLAT being a replat of Lot 1, Block 1, Eugenes First Addition and adjoining North 11th Street Right of Way all in the Southeast Quarter, Section 28, Township 139 North, Range 80 West of the Fifth Principal Meridian, City of Bismarck, Burleigh County, North Dakota, and being more particularly described as follows:

Commencing at the southeast corner of Section 28; thence North 89 degrees 57 minutes 35 seconds West 124.45 feet along the south line of Section 28; thence North 90 degrees 49 minutes 55 seconds East 213.67 feet to the Point of Beginning; thence North 89 degrees 11 minutes 51 seconds West, 33.00 feet to the centerline of North 11th Street; thence North 00 degrees 45 minutes 55 seconds East along said centerline, 115.58 feet; thence North 00 degrees 45 minutes 55 seconds East 213.17 feet; thence South 89 degrees 09 minutes 29 seconds East, 245.89 feet to the west right of way line of State Street; thence South 00 degrees 19 minutes 51 seconds East along said right of way line, 75.65 feet; thence continuing along said west right of way line southeasterly 421.60 feet along a tangential curve concave to the west having a radius of 830.37 feet and a central angle of 29 degrees 08 minutes 23 seconds; thence continuing along said west right of way line southeasterly 48.36 feet along a non-tangential curve concave to the west having a radius of 200.13 feet and a central angle of 12 degrees 42 minutes 23 seconds; and a chord bearing of South 11 degrees 23 minutes 18 seconds West, and a chord distance of 48.27 feet; thence North 89 degrees 11 minutes 51 seconds West 299.26 to the Point of Beginning.

Containing 3.07 acres, more or less.

OWNER'S CERTIFICATE AND DEDICATION

State Street Investments, LLC, being all the owners of the lands platted herein, do hereby voluntarily consent to the execution of this plat titled EUGENES FIRST ADDITION FIRST REPLAT, and dedicate and rededicate all rights of way as shown on this plat for public use, and consent to any access control to the property as shown.

We also dedicate easements to the City of Bismarck to run with the land for gas, electric, telephone or other public utilities or services on or under those certain strips of land designated herein as utility, sanitary sewer, storm sewer, drainage and watermain easements.

We further dedicate any other easements or servitudes as shown and those that are recorded but not shown.

Kevin Christianson, Principal
State Street Investments, LLC

STATE OF NORTH DAKOTA

COUNTY OF

Be it known on this day of 2020, before me personally appeared Kevin Christianson, known to me to be the person described in and who executed the within certificate and he acknowledged to me that he executed the same.

Notary Public, County, North Dakota

My Commission Expires:

SURVEYOR'S CERTIFICATE:

I, Robert M. Hill, a Registered Professional Land Surveyor in the State of North Dakota, hereby certify that I made the within and foregoing plat which is a correct representation of the survey prepared under my direct supervision and completed on March 16, 2019 that all distances are correct, that the outside boundary lines are correctly designated, and that all dimensional and geometric details shown herein are true and correct to the best of my knowledge and belief and that all required monuments are placed in the ground as shown.



Robert M. Hill
Registered Professional Land Surveyor
License No. 13-8446

APPROVAL OF CITY PLANNING AND ZONING COMMISSION

The subdivision of land as shown on this plat has been approved by the Planning and Zoning Commission of the City of Bismarck, North Dakota, on the day of 2020, in accordance with the laws of the State of North Dakota and ordinances of the City of Bismarck.

Mick Schwartz
Chairman

Sam J. Shook
Secretary

APPROVAL OF BOARD OF CITY COMMISSIONERS

The Board of City Commissioners of the City of Bismarck, North Dakota, has approved the subdivision of land as shown on this plat, has approved the grounds on the plat as an amendment to the Master Plan for the City of Bismarck, North Dakota, has accepted the dedication of all rights of way and public easements shown thereon, and does hereby vacate any previous platting within the boundaries of this plat.

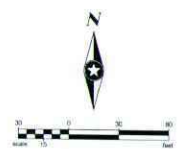
The foregoing action of the Board of City Commissioners of Bismarck, North Dakota, was approved on the day of 2020.

Aimee Keith J. Hunkle, City Administrator

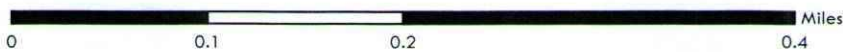
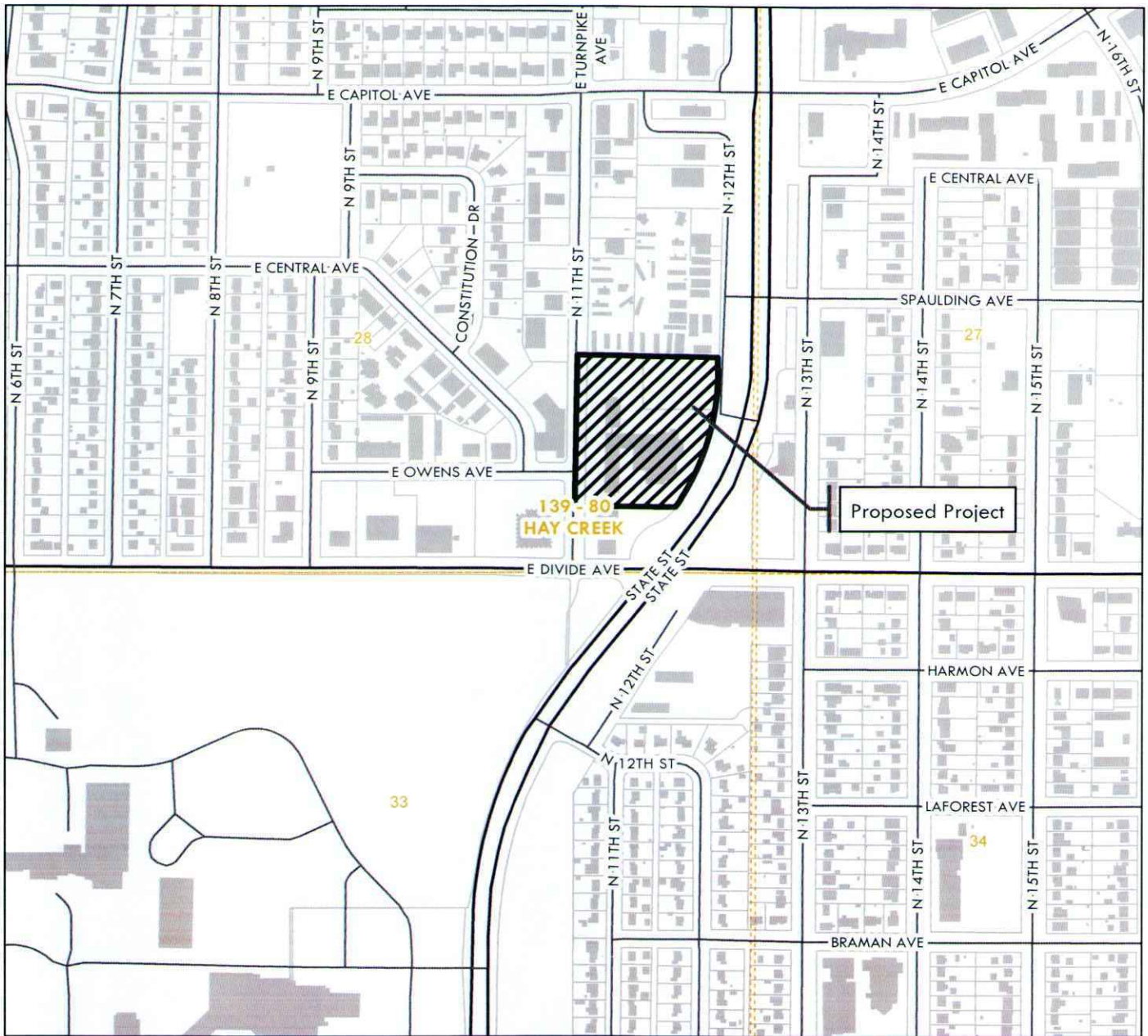
APPROVAL OF CITY ENGINEER

I, Gabriel J. Schell, City Engineer of the City of Bismarck, North Dakota, hereby approve "EUGENES FIRST ADDITION FIRST REPLAT" Bismarck, North Dakota, as shown herein.

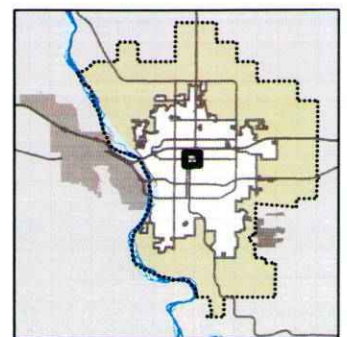
Gabriel J. Schell - City Engineer



DATE: 3/17/2020



Section, township, and range indicated in orange



City of Bismarck
Community Development Department
Planning Division
March 20, 2020 (HLB)

This map is for representational use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.



Community Development Department

MEMORANDUM MAJOR SUBDIVISION PRELIMINARY PLAT FIRST RESPONDERS ADDITION

TO: Jenny Wollmuth, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Tessa Knudson, County Auditor/Treasurer Office
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections Division (digital)
Michelle Klose, Public Works (digital)
Gabe Schell, City Engineer (digital)
Jeff Heintz, Public Works (digital)
Marcus Hall, County Engineer (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power (digital)
Kelly Leben, Burleigh County Sheriff's Department (digital)
Allison Jensen, Finance (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 31, 2020

Attached please find a copy of the major subdivision preliminary plat titled First Responders Addition, which has tentatively been scheduled for consideration by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

If you have any questions or need any additional information on this request, please contact Jenny Wollmuth, the planner in our office assigned to this request, at 355-1845.

Attachment

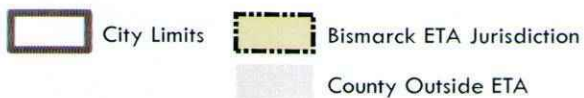
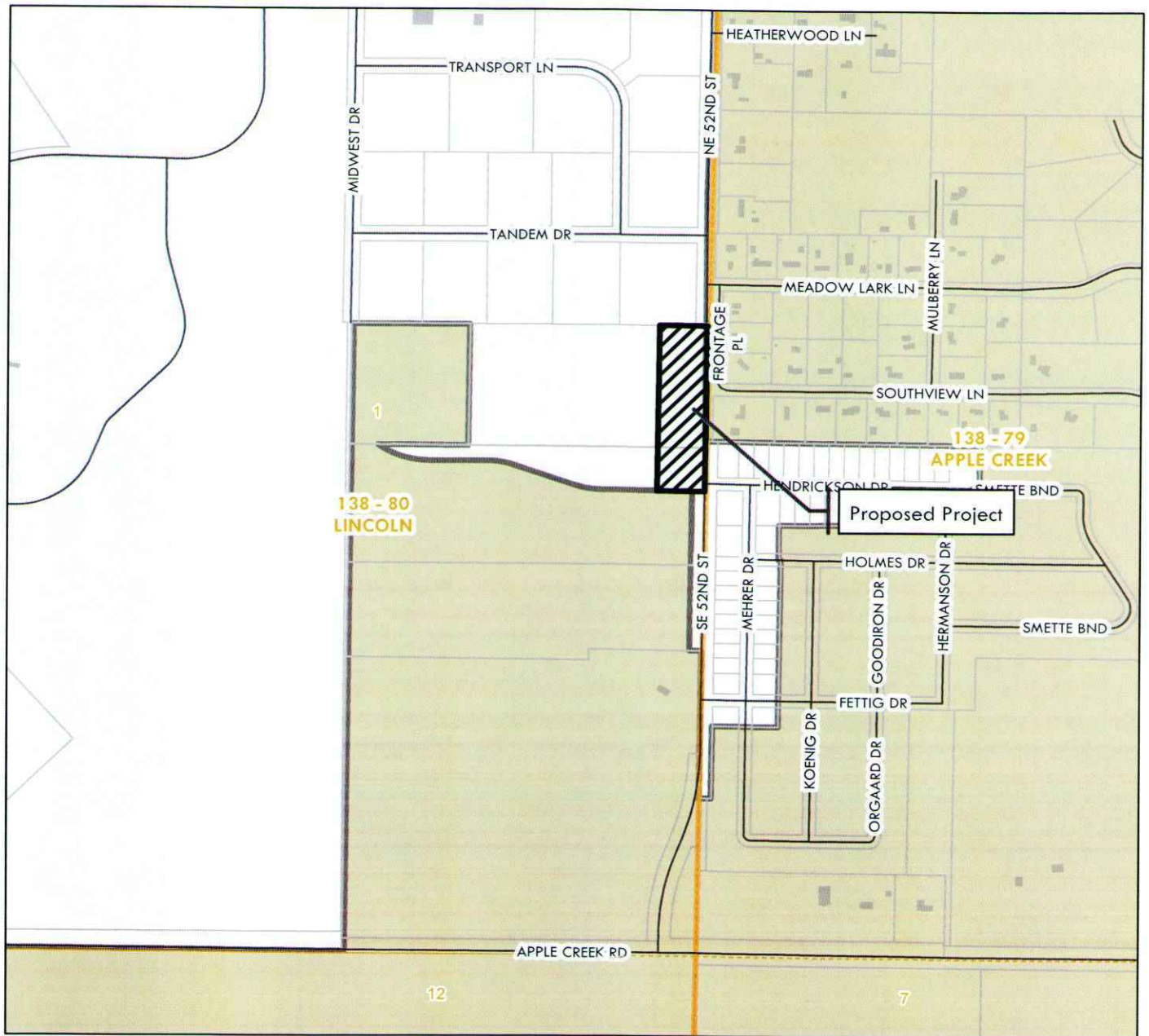
221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov



Building Inspections Division • Phone: 701-355-1465 • Fax: 701-258-2073

Planning Division • Phone: 701-355-1840 • Fax: 701-222-6450

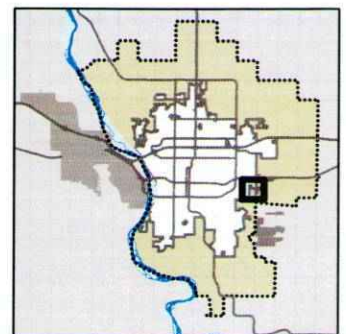
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Section, township, and range indicated in orange

City of Bismarck
Community Development Department
Planning Division
March 20, 2020 (HLB)

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Community Development Department

MEMORANDUM MAJOR SUBDIVISION FINAL PLAT HERITAGE PARK SECOND ADDITION

TO: Jennifer Scheet, Finance (digital)
Daniel Nairn, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Gabe Schell, City Engineer (digital)
Tessa Knudson, County Auditor/Treasurer Office
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections (digital)
Michelle Klose, Public Works (digital)
Jeff Heintz, Public Works (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power Association (digital)
Kelly Leben, Sheriff's Office (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)
Allison Jensen, City Assessing (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 31, 2020

Attached please find a copy of the major subdivision final plat titled Heritage Park Second Addition, which has tentatively been scheduled for a public hearing by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

If you have any questions or need any additional information on this request, please contact Daniel Nairn, the planner in our office assigned to this request, at 355-1845.

Attachment(s)

221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov



Building Inspections Division • Phone: 701-355-1465 • Fax: 701-258-2073

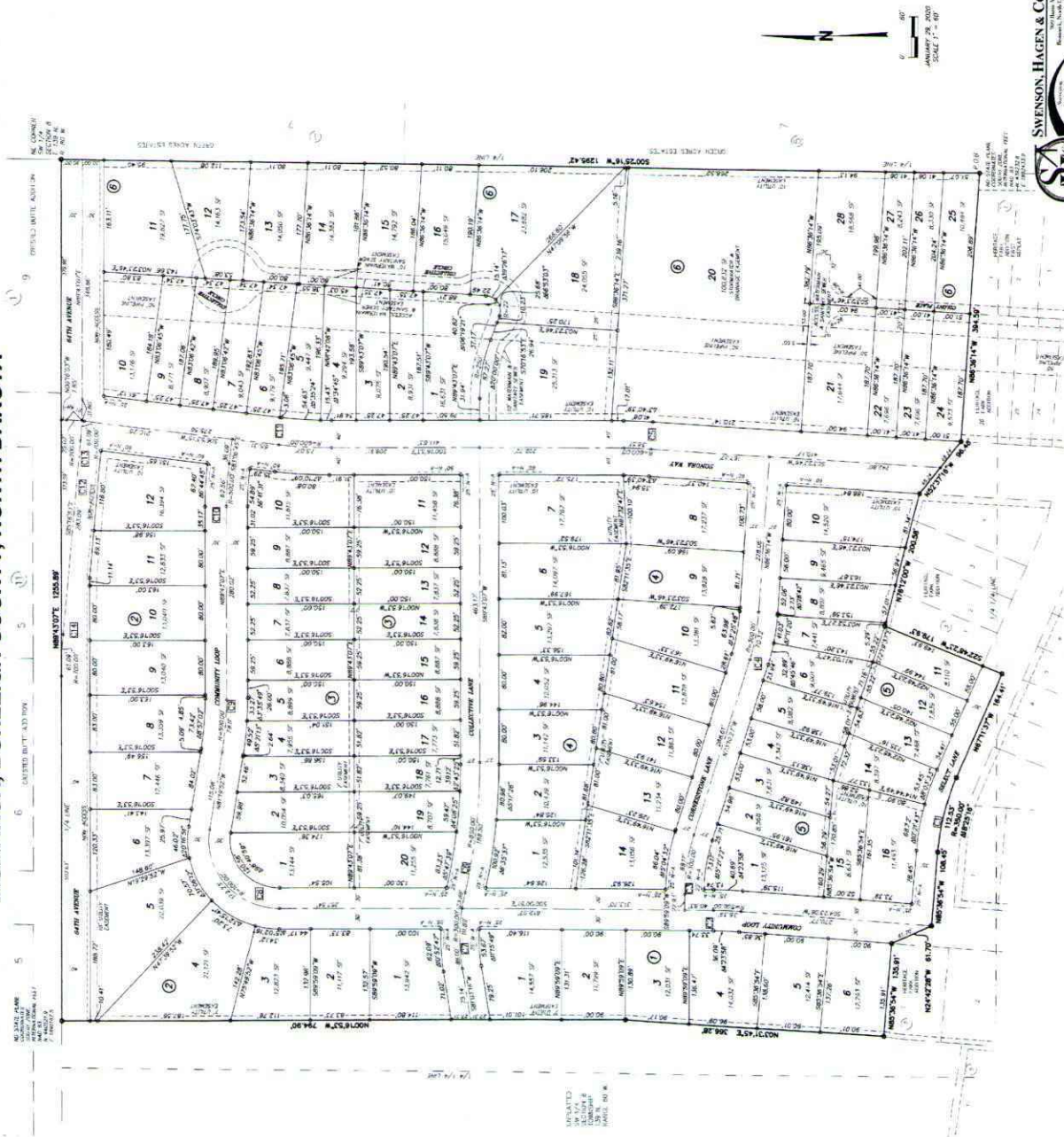
Planning Division • Phone: 701-355-1840 • Fax: 701-222-6450

HERITAGE PARK SECOND ADDITION

PART OF SELECT LANE & COMMUNITY LOOP RIGHTS-OF-WAY AND
PART OF THE SW 1/4 OF

SECTION 8, TOWNSHIP 139 NORTH, RANGE 80 WEST

BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

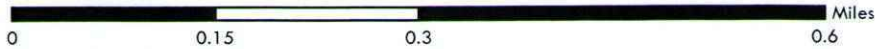
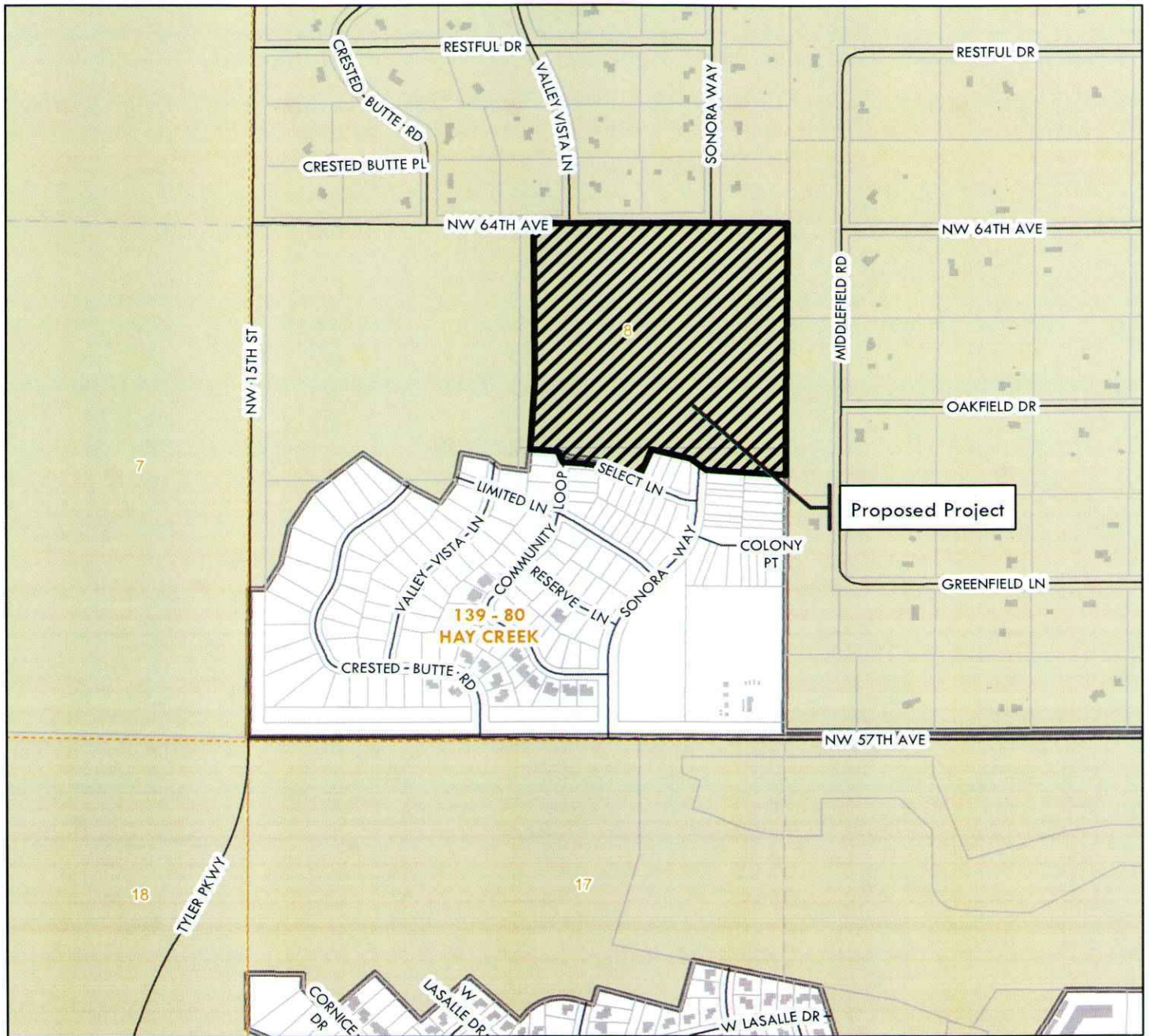


SWENSON, HAGEN & COMPANY P.C.
Professional Land Surveyors
Bismarck, North Dakota 58101
Phone: (701) 223-1100
Fax: (701) 223-1101
www.swhagen.com

Location Map

Heritage Park Second Addition
(A to R5, R10 & RM10)

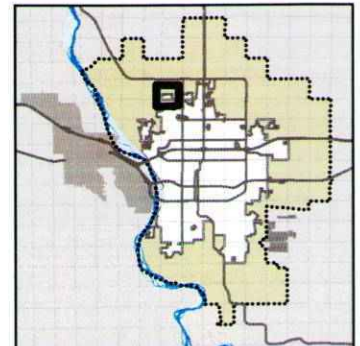
PPLT2019-008
ZC2019-010
ANNX2019-003
FPLT2020-005



Section, township, and range indicated in orange

City of Bismarck
Community Development Department
Planning Division
November 18, 2019 (HLB)

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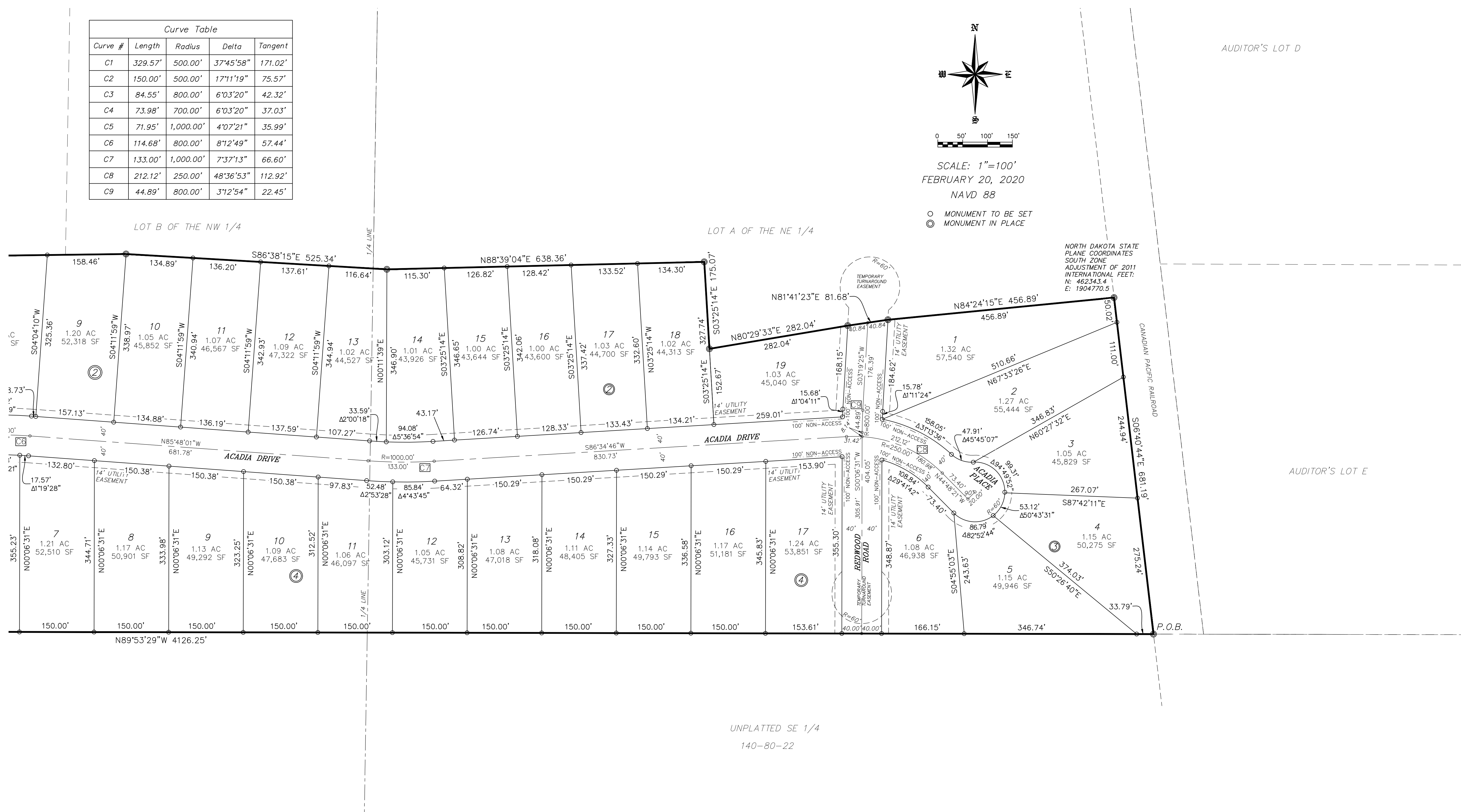
HERITAGE RESERVE SUBDIVISION

BEING PARTS OF AUDITOR'S LOTS A AND B OF THE NW 1/4
AND PART OF AUDITOR'S LOT A OF THE NE 1/4

PART OF THE N 1/2 OF SECTION 22, T 140 N., R 80 W.

BURLEIGH COUNTY, NORTH DAKOTA

Curve Table				
Curve #	Length	Radius	Delta	Tangent
C1	329.57'	500.00'	37°45'58"	171.02'
C2	150.00'	500.00'	17°11'19"	75.57'
C3	84.55'	800.00'	6°03'20"	42.32'
C4	73.98'	700.00'	6°03'20"	37.03'
C5	71.95'	1,000.00'	4°07'21"	35.99'
C6	114.68'	800.00'	8°12'49"	57.44'
C7	133.00'	1,000.00'	7°37'13"	66.60'
C8	212.12'	250.00'	48°36'53"	112.92'
C9	44.89'	800.00'	3°12'54"	22.45'

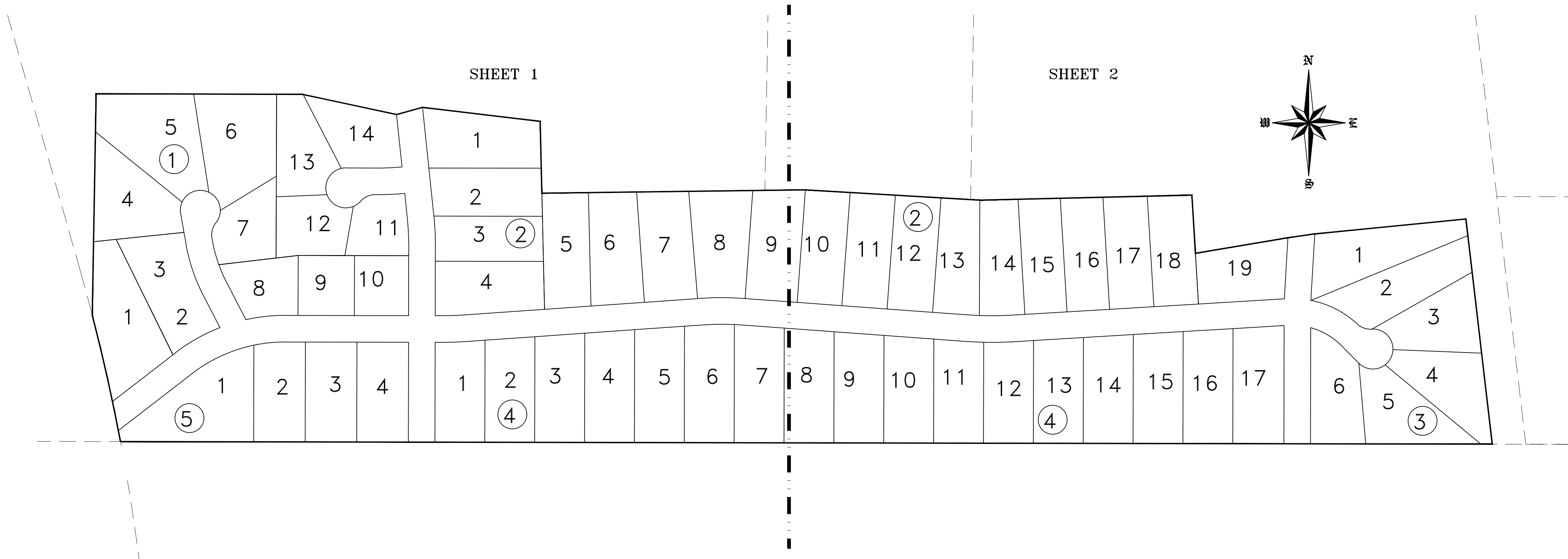


HERITAGE RESERVE SUBDIVISION

BEING PARTS OF AUDITOR'S LOTS A AND B OF THE NW 1/4
AND PART OF AUDITOR'S LOT A OF THE NE 1/4

PART OF THE N 1/2 OF SECTION 22, T 140 N., R 80 W.

BURLEIGH COUNTY, NORTH DAKOTA



DESCRIPTION

BEING PART OF AUDITOR'S LOTS A AND B OF THE NW 1/4 AND PART OF AUDITOR'S LOT A OF THE NE 1/4 OF THE N 1/2 OF SECTION 22, TOWNSHIP 140 NORTH, RANGE 80 WEST, BURLEIGH COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT A OF THE NE 1/4 OF SAID SECTION 22; THENCE NORTH 89 DEGREES 53 MINUTES 29 SECONDS WEST, ALONG THE NORTH LINE OF THE SOUTH 1/2 OF SAID SECTION 22, A DISTANCE OF 4126.25 FEET TO THE EAST LINE OF US HIGHWAY 83 RIGHT-OF-WAY; THENCE NORTHWESTERLY AND TO THE LEFT, ALONG SAID EAST LINE, ON A 5904.65 FOOT RADIUS CURVE, THE RADIUS OF WHICH BEARS SOUTH 79 DEGREES 17 MINUTES 29 SECONDS WEST, AN ARC LENGTH OF 389.18 FEET TO THE WEST LINE OF THE NORTH 1/2 OF SAID SECTION 22; THENCE NORTH 01 DEGREE 00 MINUTES 38 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 665.64 FEET; THENCE SOUTH 89 DEGREES 48 MINUTES 21 SECONDS EAST, A DISTANCE OF 622.19 FEET; THENCE SOUTH 77 DEGREES 51 MINUTES 45 SECONDS EAST, A DISTANCE OF 287.72 FEET; THENCE NORTH 74 DEGREES 31 MINUTES 03 SECONDS EAST, A DISTANCE OF 81.12 FEET; THENCE SOUTH 83 DEGREES 11 MINUTES 00 SECONDS EAST, A DISTANCE OF 356.48 FEET; THENCE SOUTH 01 DEGREE 19 MINUTES 27 SECONDS EAST, A DISTANCE OF 215.80 FEET; THENCE NORTH 89 DEGREES 16 MINUTES 25 SECONDS EAST, A DISTANCE OF 792.85 FEET; THENCE SOUTH 86 DEGREES 38 MINUTES 15 SECONDS EAST, A DISTANCE OF 525.34 FEET; THENCE NORTH 88 DEGREES 39 MINUTES 04 SECONDS EAST, A DISTANCE OF 638.36 FEET; THENCE SOUTH 03 DEGREES 25 MINUTES 14 SECONDS EAST, A DISTANCE OF 175.07 FEET; THENCE NORTH 80 DEGREES 29 MINUTES 33 SECONDS EAST, A DISTANCE OF 282.04 FEET; THENCE NORTH 81 DEGREES 41 MINUTES 23 SECONDS EAST, A DISTANCE OF 81.68 FEET; THENCE NORTH 84 DEGREES 24 MINUTES 15 SECONDS EAST, A DISTANCE OF 456.89 FEET TO THE WEST LINE OF THE CANADIAN PACIFIC RAILROAD RIGHT-OF-WAY; THENCE SOUTH 06 DEGREES 40 MINUTES 44 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 681.19 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT CONTAINS 77.25 ACRES, MORE OR LESS.

SURVEYOR'S CERTIFICATE

I, TERRY BALTZER, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF NORTH DAKOTA, HEREBY CERTIFY THAT THE SHOWN PLAT IS A TRUE COPY OF THE NOTES OF A SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLETED ON _____, 20____, THAT ALL INFORMATION SHOWN HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT ALL MONUMENTS SHOWN HEREON ARE CORRECT, THAT ALL REQUIRED MONUMENTS HAVE BEEN SET, AND THAT ALL DIMENSIONAL AND GEODETIC DETAILS ARE CORRECT.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)

SWENSON, HAGEN & CO. P.C.
909 BASIN AVENUE
BISMARCK, NORTH DAKOTA
58504

TERRY BALTZER
PROFESSIONAL LAND SURVEYOR
N.D. REGISTRATION NO. 3595

NOTES

BASIS OF BEARING:
NORTH DAKOTA STATE PLANE, SOUTH ZONE

COORDINATE DATUM:
NORTH DAKOTA STATE PLANE COORDINATE
SYSTEM
NAD 83 SOUTH ZONE
ADJUSTMENT OF 2011
UNITS ARE INTERNATIONAL FEET

BEARINGS AND DISTANCES MAY VARY FROM
PREVIOUS PLATS DUE TO DIFFERENT METHODS
OF MEASUREMENTS.

VERTICAL BENCHMARK:
NW CORNER SECTION 22-T140-80
ELEV: 1835.46 (NAVD 88)

AREA DATA

LOTS	2,871,742 S.F.	65.93 ACRES
STREETS	493,202 S.F.	11.32 ACRES
TOTAL	3,364,944 S.F.	77.25 ACRES

APPROVAL OF COUNTY PLANNING COMMISSION

THE SUBDIVISION OF LAND AS SHOWN ON THE PLAT HAS BEEN APPROVED BY THE PLANNING COMMISSION OF BURLEIGH COUNTY, ON THE _____ DAY OF _____, 20____, IN ACCORDANCE WITH LAWS OF THE STATE OF NORTH DAKOTA, ORDINANCES OF BURLEIGH COUNTY AND REGULATIONS ADOPTED BY THE SAID PLANNING COMMISSION. IN WITNESS WHEREOF ARE SET THE HANDS AND SEALS OF THE CHAIRMAN AND SECRETARY OF THE PLANNING COMMISSION OF THE COUNTY OF BURLEIGH.

----- CHAIRMAN ----- SECRETARY

APPROVAL OF BOARD OF COUNTY COMMISSIONERS

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

THE FOREGOING ACTION OF THE BOARD OF COUNTY COMMISSIONERS OF BURLEIGH COUNTY, NORTH DAKOTA, WAS TAKEN BY RESOLUTION APPROVED THE _____ DAY OF _____, 2018.

ATTEST: ALLAN VETMEIER COUNTY AUDITOR

JIM PELUSO--CHAIRMAN

APPROVAL OF COUNTY ENGINEER

I, MARCUS HALL, COUNTY ENGINEER OF BURLEIGH COUNTY, NORTH DAKOTA, HEREBY APPROVE "HERITAGE RESERVE SUBDIVISION", BURLEIGH COUNTY, NORTH DAKOTA AS SHOWN ON THE PLAT.

MARCUS HALL
COUNTY ENGINEER

OWNER'S CERTIFICATE & DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT HERITAGE DEVELOPMENT, INC. BEING THE OWNER AND PROPRIETOR OF THE PROPERTY SHOWN HEREON HAS CAUSED THAT PORTION DESCRIBED HEREON TO BE SURVEYED AND PLATTED AS "HERITAGE RESERVE SUBDIVISION", BURLEIGH COUNTY, NORTH DAKOTA, AND DO SO DEDICATE STREETS AS SHOWN HEREON INCLUDING ALL SEWER, CULVERTS, WATER AND OTHER PUBLIC UTILITY LINES WHETHER SHOWN HEREON OR NOT TO THE PUBLIC USE FOREVER.

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

THEY ALSO DEDICATE SIGN AND LANDSCAPE EASEMENTS TO THE HERITAGE RESERVE HOME OWNERS' ASSOCIATION FOR THE PURPOSES OF THE CONSTRUCTION AND MAINTENANCE OF SIGNAGE, LANDSCAPE, SPRINKLERS, LIGHTING AND OTHER SUCH AMENITIES.

THEY FURTHER DEDICATE TEMPORARY TURNAROUND EASEMENTS TO BURLEIGH COUNTY FOR THE PURPOSES OF EMERGENCY VEHICLE ACCESS, TO BE VACATED AT THE TIME OF RIGHT-OF-WAY EXTENSIONS OF AFFECTED ROADS BY EASEMENT OR PLATTING AND THE CONSTRUCTION OF APPROVED ROADWAYS.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)

CHAD MOLDENHAUER
HERITAGE DEVELOPMENT, INC.
1003 COMMUNITY LOOP
BISMARCK, ND 58503

ON THIS _____ DAY OF _____, 2020, BEFORE ME PERSONALLY APPEARED CHAD MOLDENHAUER OF HERITAGE DEVELOPMENT, INC., KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

NOTARY PUBLIC
BURLEIGH COUNTY, NORTH DAKOTA
MY COMMISSION EXPIRES _____



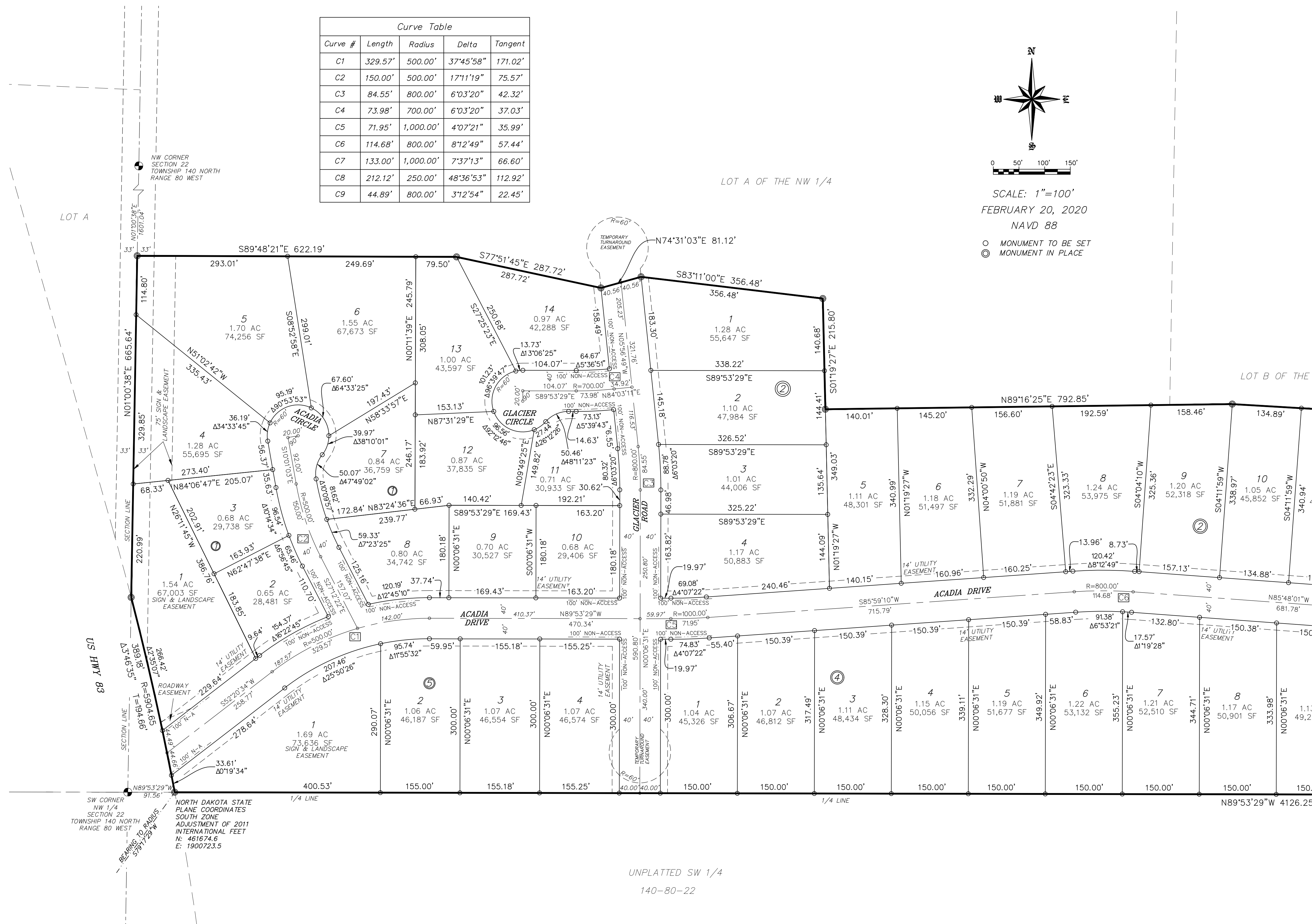
SWENSON, HAGEN & COMPANY P.C.

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

909 Basin Avenue
Bismarck, North Dakota 58504
sheng@swensonhagen.com
Phone (701) 223-2600
Fax (701) 223-2606

BURLEIGH COUNTY, NORTH DAKOTA

Curve Table				
Curve #	Length	Radius	Delta	Tangent
C1	329.57'	500.00'	37°45'58"	171.02'
C2	150.00'	500.00'	17°11'19"	75.57'
C3	84.55'	800.00'	6°03'20"	42.32'
C4	73.98'	700.00'	6°03'20"	37.03'
C5	71.95'	1,000.00'	4°07'21"	35.99'
C6	114.68'	800.00'	8°12'49"	57.44'
C7	133.00'	1,000.00'	7°37'13"	66.60'
C8	212.12'	250.00'	48°36'53"	112.92'
C9	44.89'	800.00'	3°12'54"	22.45'





Community Development Department

MEMORANDUM MAJOR SUBDIVISION FINAL PLAT HERITAGE RIDGE SECOND ADDITION

TO: Jennifer Scheet, Finance (digital)
Daniel Nairn, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Gabe Schell, City Engineer (digital)
Tessa Knudson, County Auditor/Treasurer Office
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections (digital)
Michelle Klose, Public Works (digital)
Jeff Heintz, Public Works (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power Association (digital)
Kelly Leben, Sheriff's Office (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)
Allison Jensen, City Assessing (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 31, 2020

Attached please find a copy of the major subdivision final plat titled Heritage Ridge Second Addition, which has tentatively been scheduled for a public hearing by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

If you have any questions or need any additional information on this request, please contact Daniel Nairn, the planner in our office assigned to this request, at 355-1845.

Attachment(s)

221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov



Building Inspections Division • Phone: 701-355-1465 • Fax: 701-258-2073

Planning Division • Phone: 701-355-1840 • Fax: 701-222-6450

[illegible]

SUPPLY YOUR CERTIFICATE

THESE BALLOONS, PROFESSIONAL LAND SURVEYORS IN THE STATE OF NORTH CAROLINA, SURVEY CERTIFICATE NO. _____, HAVE PERSONALLY AND INDEPENDENTLY EXAMINED THE ABOVE-ENTITLED PLAT, IN THREE COPIES, OF THE RULES OF A SURVEY PROFESSIONAL BOARD OF SUPERVISORS OF THE STATE OF NORTH CAROLINA, AND HAVE CONSIDERED THE SAME TO BE TRUE AND CORRECT. WE HAVE NOTED THE BEST OF MY KNOWLEDGE AND BELIEF, THAT ALL DOCUMENTS SUBMITTED WERE CORRECT, THAT ALL REQUIRED MEASUREMENTS WERE TAKEN, AND THAT ALL DIMENSIONS AND GEOMETRIC DETAILS WERE CORRECT.

SURVEYOR, BALLOON & CO., P.C.
909 MAIN STREET
DURHAM, NORTH CAROLINA
27601

STATE OF NORTH CAROLINA)
COUNTY OF SHELBY) 155

ON THIS _____ DAY OF _____, 2020, BEFORE ME PERSONALLY APPEARED MATTHEW W. STEIN, _____, WHO HAS BEEN DULY SWORN, AND WHO EXECUTED THE FOREGOING SURVEYOR'S CERTIFICATE.

TERRY BAILEY

IONALLY APPEARED MATTHEW M. STERN,
THE FOREGOING SURVEYOR'S CERTIFICATE

NOTARY PUBLIC
BRANLEIGH COUNTY, NORTH DAKOTA
BY COMMISSION EXPIRES

APPROVAL OF CITY PLANNING COMMISSION

THE SUBDIVISION OF LAND AS SHOWN ON THE ANNEXED PLAT HAS BEEN APPROVED BY THE PLANNING COMMISSION OF THE CITY OF BISMARCK, ON THE 2001, IN ACCORDANCE WITH THE CHARTERS AND ORDINANCES OF THE CITY OF BISMARCK, NORTH DAKOTA, AND THE RULES AND REGULATIONS ADOPTED BY THE SAID PLANNING COMMISSION. IN WITNESS WHEREOF, THE HANDS AND SEALS OF THE CHAIRMAN AND CLERK OF THE PLANNING COMMISSION OF THE CITY OF BISMARCK.

WACHS | SCHWARTZ - CHAIRMAN

ATTEST

DEN FINE DE - SECRETARY

APPROVAL OF BOARD OF CITY COMMISSIONERS

THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA, HAS APPROVED THE REZONING OF LAND AS SHOWN ON THE ANNEXED PLAN, HAS ACCEPTED THE RE-ESTABLISHMENT OF ALL STREETS AND ALLEYS SHOWN ON THE ANNEXED PLAN, HAS APPROVED THE CHANGES AS SHOWN ON THE ANNEXED PLAN AS AN AMENDMENT TO THE MASTER PLAN OF THE CITY OF BISMARCK, NORTH DAKOTA, AND DOES HEREBY VACATE ANY PREVIOUS PLATTING WITHIN THE BOUNDARY OF THE ANNEXED PLAN.

THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, HAS TAKEN ACTION TO RE-ESTABLISH THE BOUNDARY OF THE ANNEXED PLAN.

IN WITNESS WHEREOF, THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, HAS TAKEN ACTION TO RE-ESTABLISH THE BOUNDARY OF THE ANNEXED PLAN.

ATTENT
MILITARY ADDRESS - CIVILIAN ADDRESS

APPROVAL OF CITY ENGINEER

I, GABRIEL J. SKOLLA, CITY ENGINEER OF THE CITY OF BISMARCK, NORTH DAKOTA, HEREBY APPROVE
 HEREBY MAKE SECOND ADDITION, BISMARCK, BURLING COUNTY, NORTH DAKOTA AS SHOWN ON THE ADJACENT

GABRIEL J. SCHILL
CITY ENGINEER

OWNER'S CERTIFICATE OF DEDICATION

CHRISTOPHER WOLFFENHAUER

IN THIS DAY OF 2010, BEFORE ME PERSONALLY APPEARED CHAD MILLER/NAHLEN OF VILLAGE DEVELOPMENT, INC. KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING AFFIDAVIT AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

NOTARY PUBLIC
SIOUX COUNTY, NORTH DAKOTA



SWENSON, HAGEN & COMPANY P.C.
 9900 Birch Avenue
 Huntsville, TN 35894-3504
 Phone (256) 232-2600
 Fax (256) 232-2606

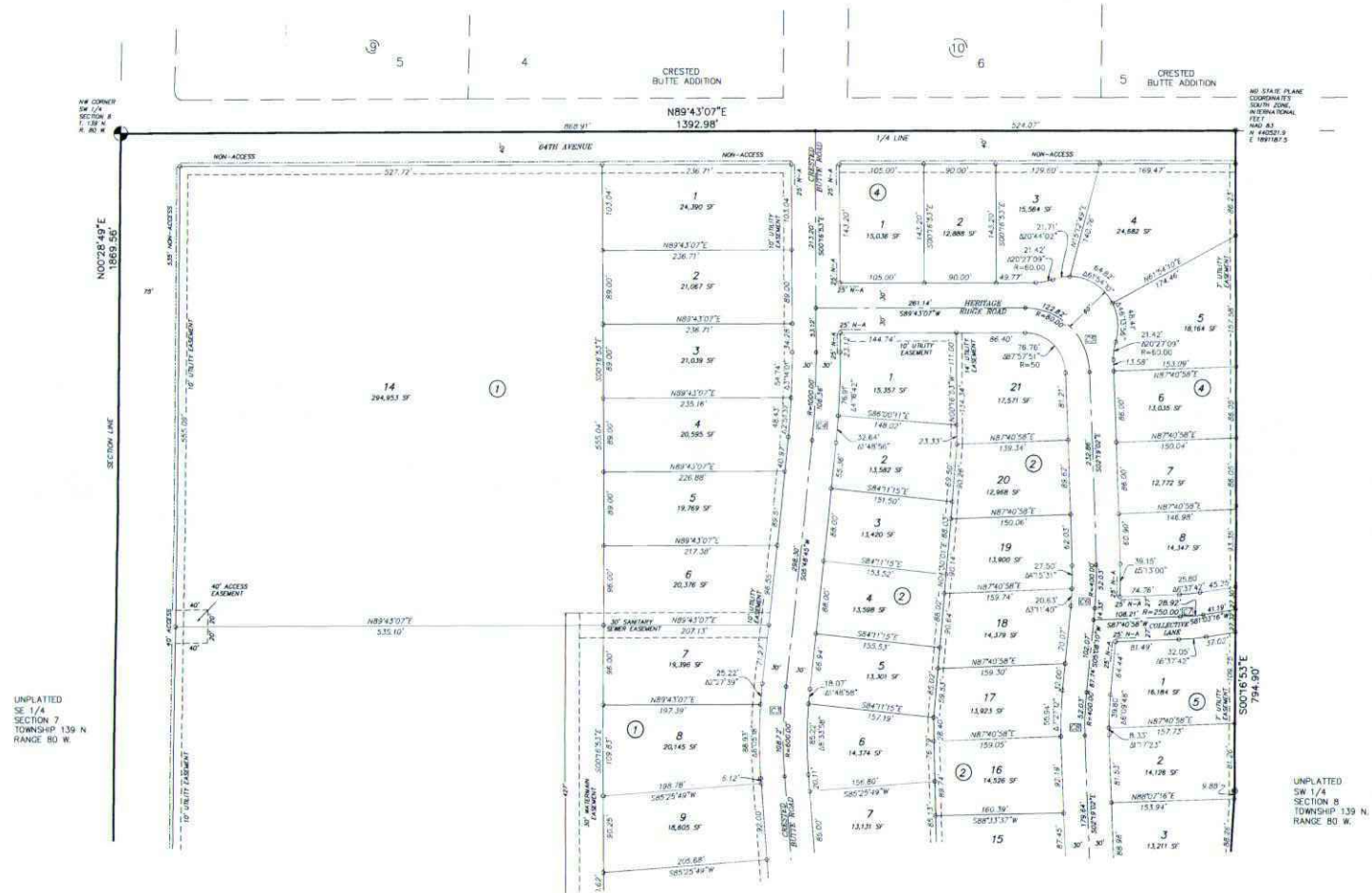
Services:
 Highway
 Land Planning
 Civil Engineering
 Landscape & Site Design



HERITAGE RIDGE SECOND ADDITION

PART OF THE SW 1/4 OF
SECTION 8, TOWNSHIP 139 NORTH, RANGE 80 WEST

BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



NOTES

BASE OF BEARINGS
NORTH DAKOTA STATE PLANE SOUTH ZONE BY
CITY ORDINANCE

COORDINATE DATA
NORTH DAKOTA STATE PLANE COORDINATE
NAD 83 SOUTH ZONE
ADJUSTMENT OF 1986
UNITS ARE INTERNATIONAL FEET

BEARINGS AND DISTANCES MAY VARY FROM
PREVIOUS PLATS DUE TO DIFFERENT METHODS
OF MEASUREMENTS.

VERTICAL BENCHMARK
BISMARCK MANDAN MPO
MONUMENT 36-17
ELEV = 1934.56 (NAVD 88)

AREA DATA

LOT 1 13.00 AC
LOT 2 13.00 AC
LOT 3 13.00 AC
LOT 4 13.00 AC
LOT 5 13.00 AC
LOT 6 13.00 AC
LOT 7 13.00 AC
LOT 8 13.00 AC
LOT 9 13.00 AC
LOT 10 13.00 AC
LOT 11 13.00 AC
LOT 12 13.00 AC
LOT 13 13.00 AC
LOT 14 13.00 AC
LOT 15 13.00 AC
LOT 16 13.00 AC
LOT 17 13.00 AC
LOT 18 13.00 AC
LOT 19 13.00 AC
LOT 20 13.00 AC
LOT 21 13.00 AC



1" = 60'
JANUARY 29, 2020
SCALE 1" = 60'

○ MONUMENT TO BE SET
◐ MONUMENT IN PLACE



SWENSON, HAGEN & COMPANY P.C.
300 Main Avenue
Bismarck, North Dakota 58104
swensonhagen.com
Phone (701) 222-2000
Fax (701) 222-2000
Land Planning
Land Engineering
Landmarks & Site Design
Construction Management

UNPLATTED
SE 1/4
SECTION 7
TOWNSHIP 139 N
RANGE 80 W

UNPLATTED
SW 1/4
SECTION 8
TOWNSHIP 139 N
RANGE 80 W

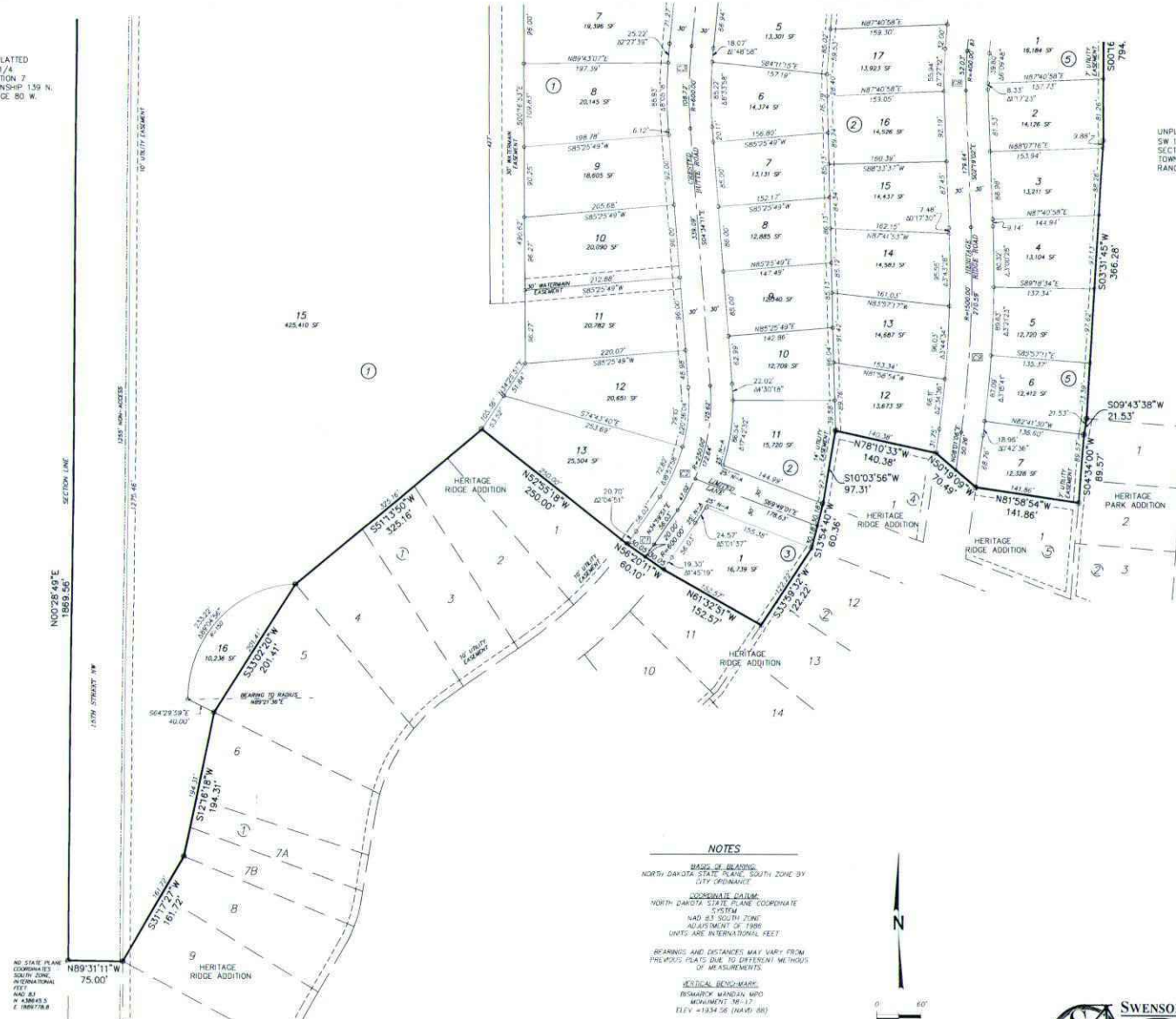
HERITAGE RIDGE SECOND ADDITION

PART OF THE SW 1/4 OF
SECTION 8, TOWNSHIP 139 NORTH, RANGE 80 WEST

BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

UNPLATTED
SE 1/4
SECTION 7
TOWNSHIP 139 N.
RANGE 80 W.

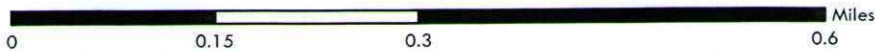
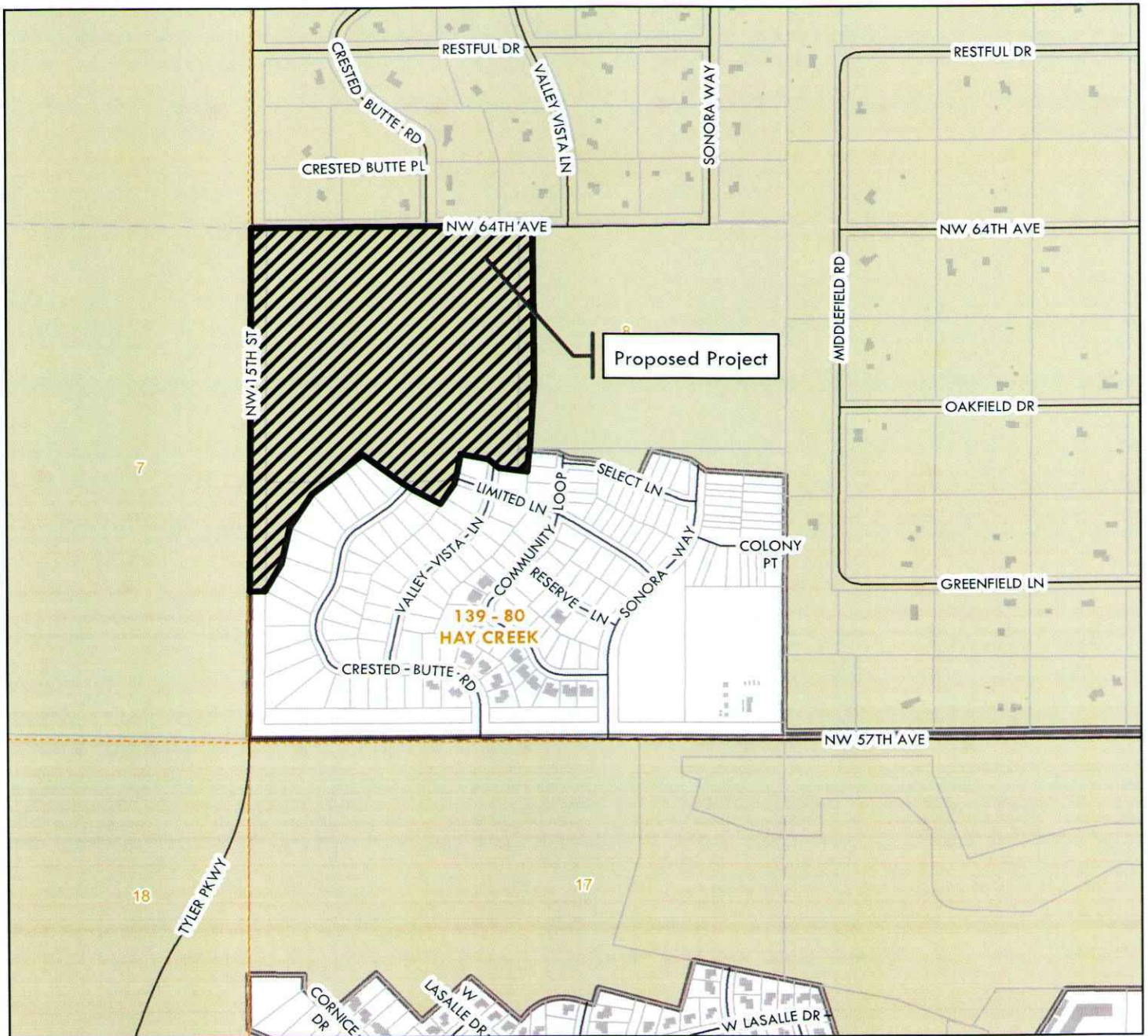
UNPLATTED
SW 1/4
SECTION 8
TOWNSHIP 139 N.
RANGE 80 W.



Location Map

Heritage Ridge Second Addition
(A to R5 & RT)

PPLT2019-009
ZC2019-011
FPLT2020-006

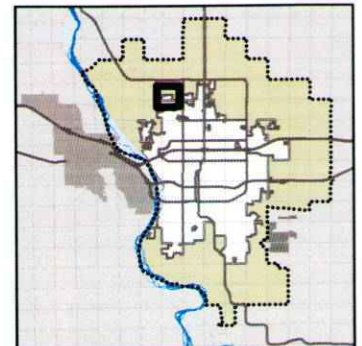


- City Limits
- Bismarck ETA Jurisdiction
- County Outside ETA

Section, township, and range indicated in orange

City of Bismarck
Community Development Department
Planning Division
November 18, 2019 (HLB)

This map is for representational use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.





Community Development Department

MEMORANDUM MINOR SUBDIVISION FINAL PLAT WACHTERS ADDITION SECOND REPLAT

TO: Jennifer Scheet, Finance (digital)
Jenny Wollmuth, Planning
Mike Dannenfelzer, CenCom (digital)
Angie Moseman, CenCom (digital)
Connie Kassian, CenturyLink
Doug Wiseman, MDU
Gabe Schell, City Engineer (digital)
Tessa Knudson, County Auditor/Treasurer Office (digital)
Connie Kassian, CenturyLink (digital)
Brady Blaskowski, Building Inspections (digital)
Michelle Klose, Public Works (digital)
Jeff Heintz, Public Works (digital)
Mike Berg, Capital Electric (digital)
Bill Boyd, Midcontinent Communications (digital)
Steve Nelson, ND Department of Transportation (digital)
Mike Voigt, Rural Fire (digital)
Wendy Berg, Parks and Recreation (digital)
Darin Scherr, Bismarck Public Schools (digital)
Michael Mittleider, BEK Communications (digital)
Mona Livdahl, Burleigh County Water Resource District (digital)
Al Wood, Western Area Power Association (digital)
Kelly Leben, Sheriff's Office (digital)
Dave Draovitch, Police (digital)
Ron Kunda, Fire Department (digital)
Allison Jensen, City Assessing (digital)

FROM: City Community Development Department ~ Planning Division

DATE: March 31, 2020

Attached please find a copy of the minor subdivision final plat titled Wachters Addition Second Replat, which has tentatively been scheduled for a public hearing by the Bismarck Planning & Zoning Commission on Wednesday, April 22, 2020.

If you have any questions or need any additional information on this request, please contact Jenny Wollmuth, the planner in our office assigned to this request, at 355-1845.

Attachment(s)

221 North 5th Street • PO Box 5503 • Bismarck, ND 58506-5503 • TDD: 711 • www.bismarcknd.gov

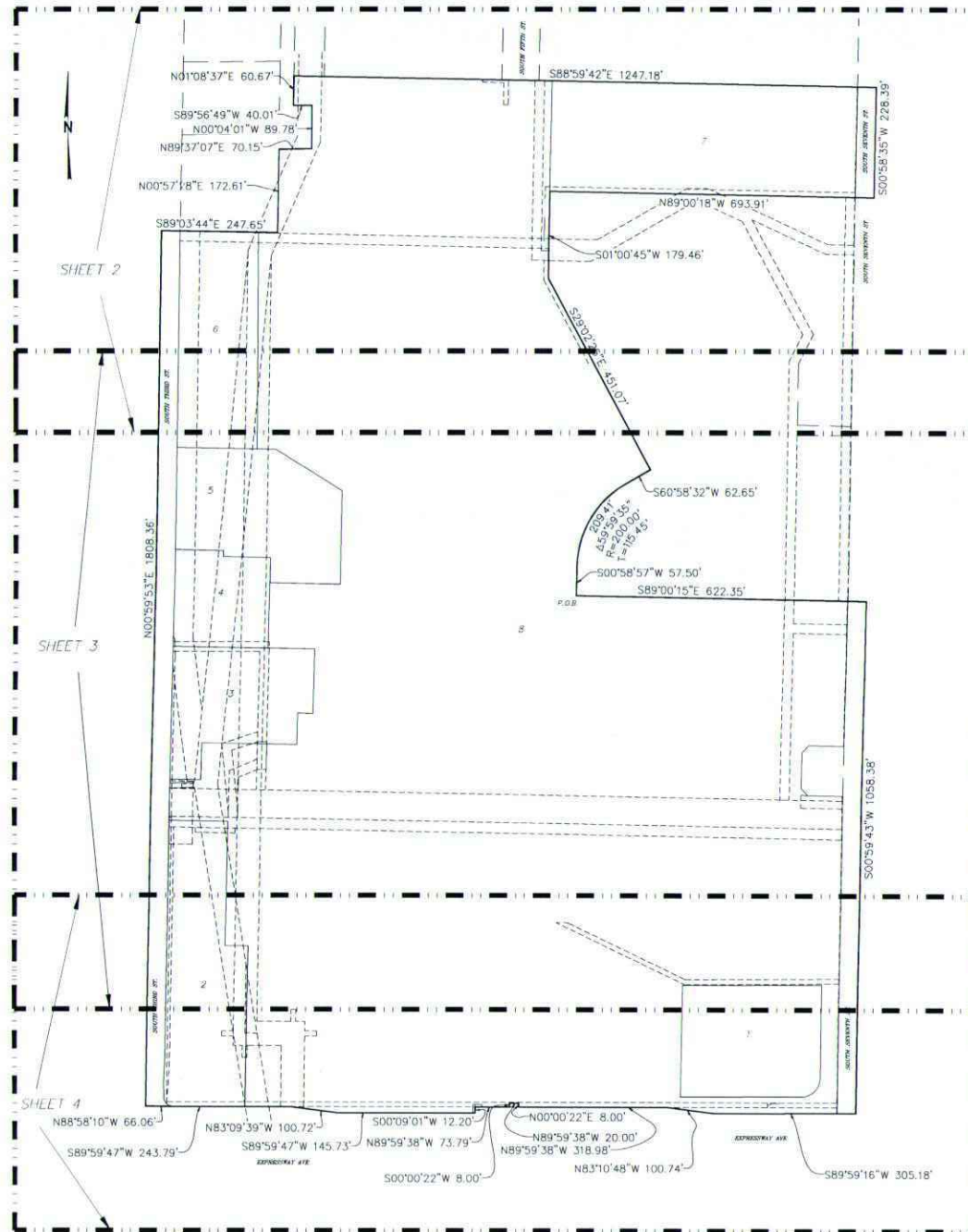


Building Inspections Division • Phone: 701-355-1465 • Fax: 701-258-2073

Planning Division • Phone: 701-355-1840 • Fax: 701-222-6450

WACHTER'S ADDITION SECOND REPLAT

BEING A REPLAT OF AUDITOR'S LOTS E, F, K, & L OF BLOCKS 3 & 4 AND
VACATED ARBOR AVENUE OF WACHTER'S ADDITION
PART OF THE SOUTH 1/2 OF SECTION 4 TOWNSHIP 138 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



SWENSON, HAGEN & COMPANY P.C.
300 Main Avenue
Bismarck, North Dakota 58104
ds@swensonhagen.com
Phone (701) 221-2000
Fax (701) 221-2000
Surveying
Hydrology
Land Planning
Civil Engineering
Landmarks & Site Layout
Construction Management

BEING A REPLAT OF AUDITOR'S LOTS E, F, K, & L OF BLOCKS 3 & 4 AND
VACATED ARBOR AVENUE OF WACHTER'S ADDITION
PART OF THE SOUTH 1/2 OF SECTION 4 TOWNSHIP 138 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



KNOW ALL MEN BY THESE PRESENTS THAT FORNOLD MALL ACQUISITION, LLC, BEING THE OWNER AND PROPRIETOR OF THE PROPERTY SHOWN HEREON HAS CAUSED THAT PORTION DESCRIBED HEREON TO BE SURVEYED AND PLATTED AS MACHERY'S ADDITION SECOND REPLAT, INDIANAPOLIS, BULLDOG COUNTY, NORTH CAROLINA, AND DO SO HEREBY CERTIFY AND WARRANT THAT THE PLAT HEREON IS A TRUE AND CORRECT REPRESENTATION OF THE ACTUAL LOCATIONS AND MEASUREMENTS OF THE PROPERTY SHOWN HEREON INCLUDING ALL SEWER, CULVERTS, WATER AND OTHER UTILITIES LINES WHEREBY SHOWN HEREON DO NOT BE OF PUBLIC USE THEREUP.

STATE OF NORTH DAKOTA)
COUNTY OF BURLEIGH)
BY: WILKWOOD MALL ACQUISITION, LLC
BY: BP CSL HOLDINGS I, INC., ITS SOLE GENERAL PARTNER
NAME: _____
ITS: _____

ON THIS DAY OF 2020, BEFORE ME PERSONALLY APPEARED _____ OF CBL HOLDINGS (INC.), SOLE GENERAL PARTNER OF CBL & ASSOCIATES LIMITED PARTNERSHIP, CHIEF MANAGER OF _____, 10000 WALK ACQUISITION, L.L.C. KNOWN TO ME TO BE THE PERSON UNDERSIGNED IN AND WHO EXECUTED THE _____, AND ME ATTESTED TO ME THAT THE FOREGOING CERTIFICATE AND THE ATTESTATION WERE TRUE AND CORRECT.

NOTARY PUBLIC _____ COUNTY _____
MY COMMISSION EXPIRES _____

STATE OF NORTH CAROLINA)
CEB & ASSOCIATES' MANAGEMENT, INC.

2000 RETURN OF INCOME

WITNESSES WHEREOF AND HE ACKNOWLEDGED TO BE THAT HE EXECUTED THE SAME

NOTARY PUBLIC COUNTY

 SWENSON

Lead Principal
 Lead Practitioner
 Lead Engineer
 Lead Designer & Site
 Contractor from Malaysia

SURVEYOR'S CERTIFICATE

2. **ERRATA.** A PROFESSIONAL LAND SURVEYOR IN THE STATE OF NORTH DAKOTA, JERRY CERNY, HAS INFORMED THAT THE ANSWERED PART OF A SURVEY PERFORMED UNDER HIS SUPERVISION AND COMPLETED ON 2/20/01, THAT ALL INFORMATION SHOWING MEASUREMENTS IS TRUE AND CORRECT. THE BEST OF HIS KNOWLEDGE AND BELIEF, THAT ALL MEASUREMENTS SHOWING HEREON ARE CORRECT, THAT ALL REQUIRED MEASUREMENTS HAVE BEEN SET, AND THAT ALL DIMENSIONAL AND GEOMETRIC DETAILS ARE CORRECT.

TERRELL BALZAR
BIRMINGHAM, NORTH CAROLINA
36504
PROFESSIONAL LAND SURVEYOR
N.D. #125124000 NO. 3585

2020. IN ACCORDANCE WITH
COMMISSION OF THE CITY OF BISMARCK, ON THE
ORDINANCES OF THE CITY OF BISMARCK AND REGULATIONS ADOPTED BY
THE BOARD OF THE CITY OF BISMARCK, IN WITNESS WHEREOF ARE SET THE HANDS AND SEALS OF THE CHAIRMAN AND
CLERK OF THE PLANNING COMMISSION OF THE CITY OF BISMARCK.

MICHAEL J. SCHWARTZ - CHAIRMAN
 ATTEST
 BEN EINHORN - SECRETARY

THE FOREGOING ACTION OF THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA, HAS FULFILLED THE PROVISIONS OF AND AS SHOWN ON THE ANNEXED PLAT, HAS ACCEPTED THE RE-DEVELOPMENT OF ALL STREETS FORMERLY THEREON, HAS ANNOUNCED THE GROUNDS AS SHOWN ON THE ANNEXED PLAT AS AN ADDITION TO THE COMPREHENSIVE PLAN OF THE CITY OF BISMARCK, NORTH DAKOTA, AND DOES HEREBY VOUCH ANY PREVIOUS PLATING FROM THE BOUNDARY OF THE ANNEXED PLAT.

ATTEST
ALVIN J. MCNEIL - CTF ADMINISTRATOR

APPROVAL OF CITY ENGINEER

I, GABRIEL J. SORELL, CITY ENGINEER OF THE CITY OF BISMARCK, NORTH DAKOTA, HEREBY APPROVE
ENGINEER'S ACTION SECOND REPEAT, BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA AS SHOWN ON THE
REEL PLAN.

GABRIEL J. SCOTTA
CITY ENGINEER

DESCRIPTION

BEING A REFUGEE OF AUDITOR'S LOTS E, F, G, & I OF BLOCKS 3 & 4 AND VACATED ARBOR AVENUE OF
BENNETT'S ADDITION, PART OF THE SOUTH 1/2 OF SECTION 4 TOWNSHIP 138 NORTH, RANGE 90 WEST
DESCRIBED AS FOLLOWS:

SINGLE NORTH-ON-WAY; THREE SOUTH ON INTERLUS AVENUE RIGHT-OF-WAY, ALONG SAID CENTERLINE OF INTERLUS AVENUE, A DISTANCE OF 108.96 FEET TO THE NORTH LINE OF EXPRESSWAY AVE. RIGHT-OF-WAY; THEREAFTER, SOUTH 88 DEGREES 59 MINUTES 16 SECONDS WEST, A DISTANCE OF 305.18 FEET; THENCE N 81 DEGREES 10 MINUTES 48 SECONDS EAST, CONTINUING ALONG SAID NORTH LINE, A DISTANCE OF 100.74 FEET; THENCE S 88 DEGREES 59 MINUTES 16 SECONDS WEST, CONTINUING ALONG SAID NORTH LINE, A DISTANCE OF 108.96 FEET TO THE NORTH LINE OF EXPRESSWAY AVE. RIGHT-OF-WAY.

ALONG S40 NORTH LINE, A DISTANCE OF 20.00 FEET. THENCE SOUTH 00 DEGREES 00 MINUTES 22 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 8.00 FEET; THENCE NORTH 89 DEGREES 59 MINUTES 58 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 73.97 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 12.20 FEET; THENCE SOUTH 89 DEGREES 58 MINUTES 56 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 12.20 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 8.00 FEET; THENCE NORTH 89 DEGREES 59 MINUTES 58 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 73.97 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 22 SECONDS WEST, CONTINUING ALONG S40 NORTH LINE, A DISTANCE OF 20.00 FEET, TO THE POINT OF BEGINNING.

LINE, A DISTANCE OF 743.57 FEET; THENCE NORTH 07 DEGREES 39 MINUTES 47 SECONDS
ALONG SAID NORTH LINE, A DISTANCE OF 100.72 FEET; THENCE SOUTH 89 DEGREES 37 SECONDS
WEST, CONTINUING ALONG SAID NORTH LINE, A DISTANCE OF 243.79 FEET; THENCE NORTH 88 DEGREES 58
MINUTES 10 SECONDS WEST, CONTINUING ALONG SAID NORTH LINE, A DISTANCE OF 66.06 FEET TO THE
CONFLUENCE OF SOUTH THIRD STREET RIGHT-OF-WAY; THENCE NORTH 20 DEGREES 59 MINUTES 53 SECONDS
EAST, ALONG SAID SOUTH THIRD STREET, A DISTANCE OF 123.00 FEET TO THE INTERSECTION OF SAID SOUTH
THIRD STREET WITH SAID NORTH LINE, A DISTANCE OF 100.72 FEET; THENCE SOUTH 89 DEGREES 37 SECONDS

[illegible]

3 BLOCK A WACHSNER'S AND MORE IN NEARLY SOUTH ON BOWLETS 59 MINUTES 42 SECONDS EAST, ALONG S.W. SOUTH LINE AND THE SOUTH LINE OF LOTS 1 & 2 BLOCK A WACHSNER'S ADDITION AND THE EASTERLY EXTENSION OF SAID SOUTH LINES, A DISTANCE OF 1247.18 FEET TO THE CENTERLINE OF SOUTH SEVENTH STREET RIGHT-OF-WAY, IN NEARLY SOUTH ON BOWLETS 59 MINUTES 15 SECONDS WEST, ALONG SAID CENTERLINE, A DISTANCE OF 106.70 FEET, TO N.E. 1/4 SEC. 36, T.10N., R.13E., S.4E., SEC. 36, T.10N., R.13E., S.4E.

AND SAND BOUNDARY, A DISTANCE OF 893.81 FEET. THENCE SOUTH 01 DEGREE 00 MINUTES 45 SECONDS EAST, CONTINUING ALONG SAND BOUNDARY, A DISTANCE OF 179.40 FEET. THENCE SOUTH 28 DEGREES 02 MINUTES 30 SECONDS EAST, CONTINUING ALONG SAND BOUNDARY, A DISTANCE OF 491.07 FEET. THENCE SOUTH 60 DEGREES 32 MINUTES 32 SECONDS WEST, CONTINUING ALONG SAND BOUNDARY, A DISTANCE OF 62.85 FEET. THENCE SOUTH 81 DEGREE 15 MINUTES 32 SECONDS WEST, CONTINUING ALONG SAND BOUNDARY, ON A 200-DEGREE RADIENT CURVE, SOUTHWESTERLY AND TO THE LEFT CONTINUING ALONG SAND BOUNDARY, ON A 200-DEGREE RADIENT CURVE,

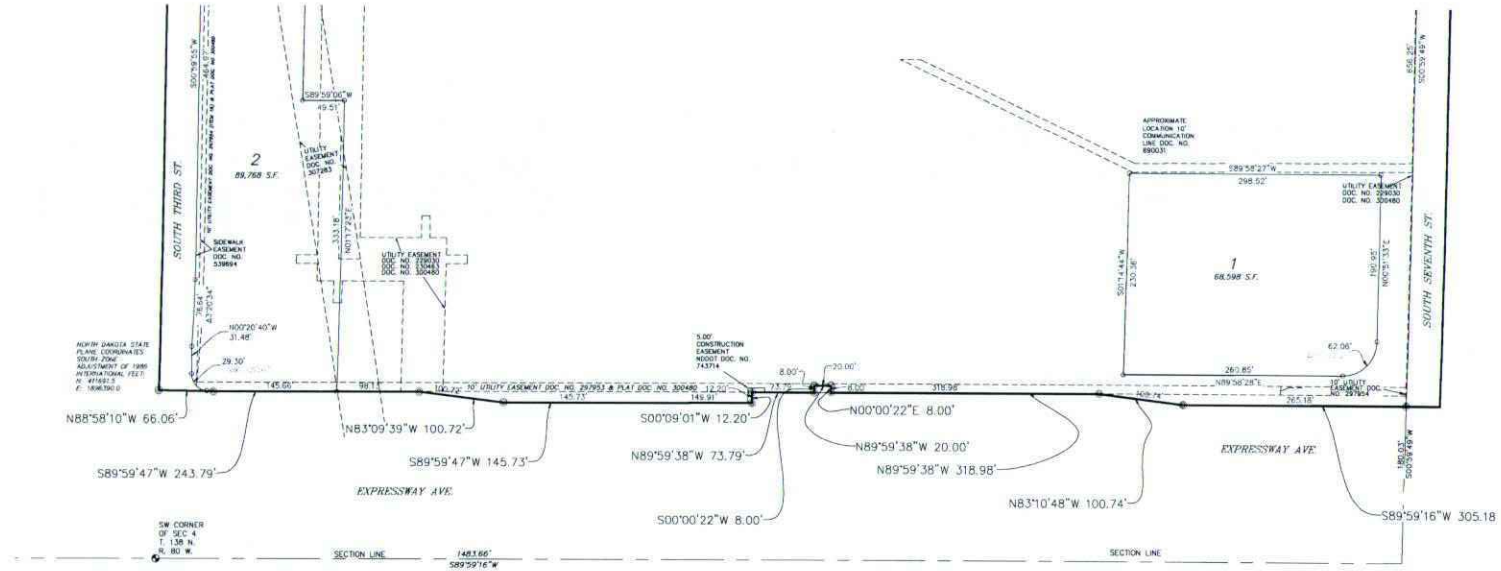
CONTAINING 60.71 ACRES, MORE OR LESS,
CONTIGUOUS ALONG SAID HIGHWAY, A DISTANCE OF 110.15 FEET TO THE POINT OF BEGINNING.

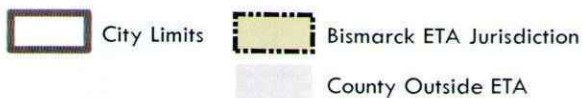
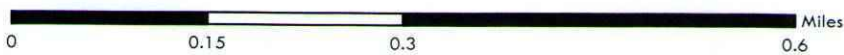
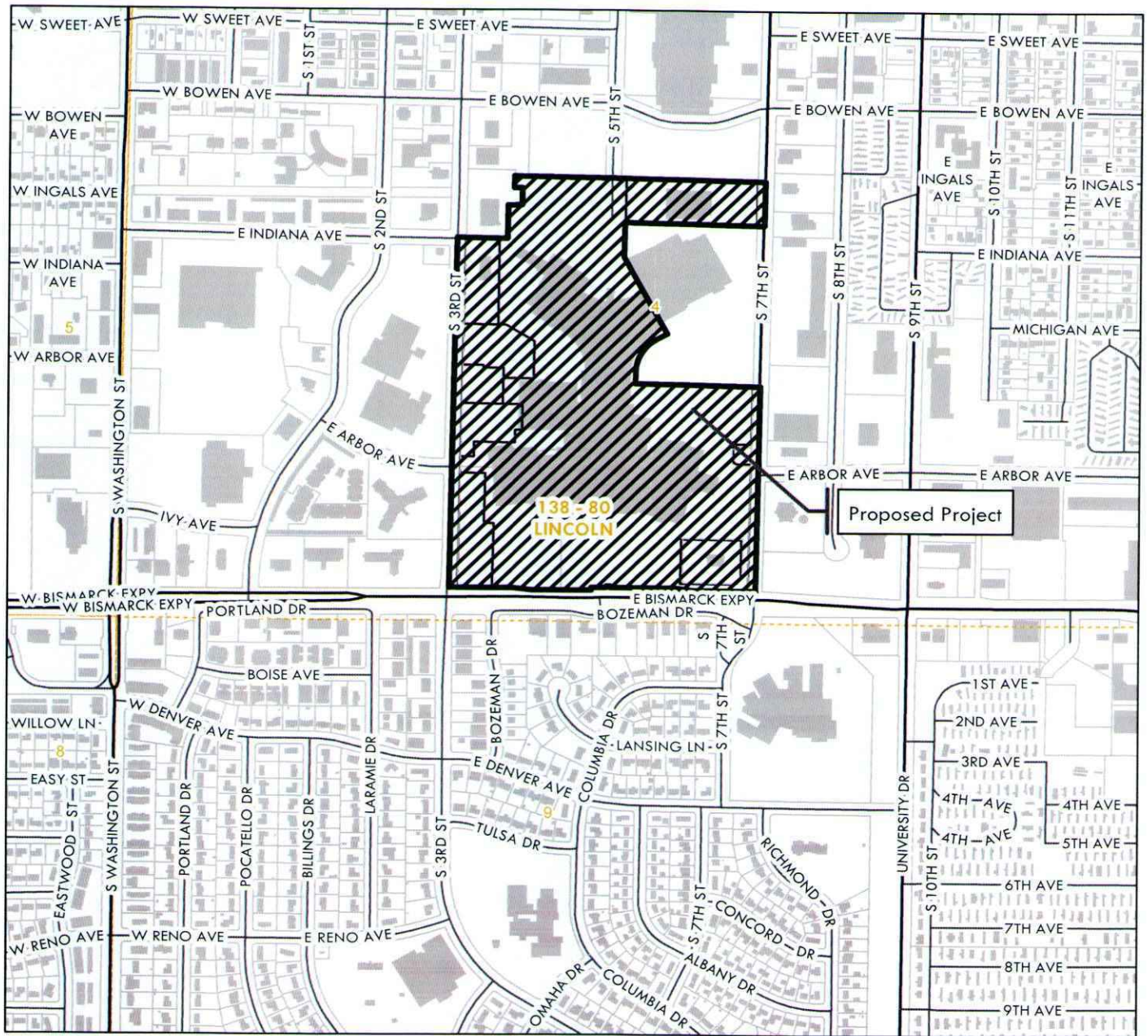
BEING A REPEAT OF AUDITOR'S LOTS E, F, K, & L OF BLOCKS 3 & 4 AND
VACATED ARBOR AVENUE OF WACHTER'S ADDITION
PART OF THE SOUTH 1/2 OF SECTION 4 TOWNSHIP 138 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA



WACHTER'S ADDITION SECOND REPLAT

BEING A REPLAT OF AUDITOR'S LOTS E, F, K, & L OF BLOCKS 3 & 4 AND
VACATED ARBOR AVENUE OF WACHTER'S ADDITION
PART OF THE SOUTH 1/2 OF SECTION 4 TOWNSHIP 138 NORTH, RANGE 80 WEST
BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

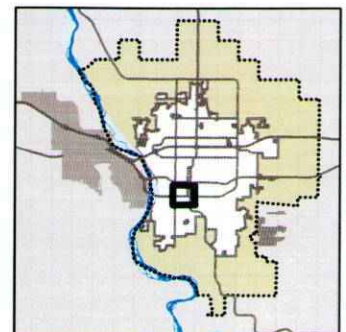




Section, township, and range indicated in orange

City of Bismarck
Community Development Department
Planning Division
March 20, 2020 (HLB)

This map is for representational use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated herein.



Bliss Law Firm, LLC
400 East Broadway, Suite 308
Bismarck, ND 58501

Invoice submitted to:

Burleigh County Water Resource District
1720 Burnt Boat Dr., Suite 205
Bismarck, ND 58503

March 31, 2020

Invoice #19771

Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
3/23/2020 (312) Prepare for Board meeting; attend Board meeting.		1,000.00
3/25/2020 Receipt and review of e-mail from Mike Gunsch with regard to the County and District respective agreements as to bank stabilization, reply to the same.	0.30 262.00/hr	78.60
For professional services rendered		<u>\$1,078.60</u>
Previous balance		\$1,262.00
Accounts receivable transactions		
3/11/2020 Payment - Thank You. Check No. 1813		<u>(\$1,262.00)</u>
Total payments and adjustments		<u>(\$1,262.00)</u>
Balance due		<u><u>\$1,078.60</u></u>

Payment in full must be made within 30 days of the date of this bill. Past due amounts will incur an additional 1.5% monthly fee.

INVOICE

**BRAUN
INTERTEC**

The Science You Build On.

PLEASE REMIT TO

Braun Intertec Corporation
NW 7644 PO Box 1450
Minneapolis, MN 55485

Telephone (952) 995-2000
Fax (952) 995-2020
Tax I.D. 41-1684205

Burleigh County Water Resource District
C/O Houston Engineering
Attn: Michael Gunsch
3712 Lockport St

Bismarck, ND 58503

Date 3/10/2020
Invoice number B205275
Project ID B1912699
Customer account [14671](#)
Customer PO

Monitoring Well Removals

Geotechnical Evaluation
Forest Drive
Bismarck, ND

For Professional Services rendered through 2/21/2020

1 - Geotechnical Evaluation
1.1 - Drilling Services

\$1,000.00

\$1,000.00

Total Fees

\$1,000.00

Amount Previously Invoiced: \$0.00

Amount Invoiced to Date: \$1,000.00

RECEIVED

MAR 16 2020

HOUSTON ENGINEERING, INC.
BISMARCK, ND

Page 1 of 2

Please pay from this invoice.

Terms: Due on receipt, 1 1/2% per month after 30 days, 18% annual percentage rate.

	Qty/Hours	Rate	Amount
1 - Geotechnical Evaluation			
1.1 - Drilling Services			
Non-Salary Detail			
Drilling Services	1.00	1,000.00	1,000.00
Total 1.1 - Drilling Services			\$1,000.00
Total 1 - Geotechnical Evaluation			\$1,000.00
Total Project			\$1,000.00

INVOICE



HoustonEngineering Inc.

Remit to:

1401 21st Ave N, Fargo, ND 58102

Phone: 701.237.5065

Fed Tax ID: 45-0314557

Interest of 1%/month applied to past due invoices

Burleigh County (ND) Water Resource District
1720 Burnt Boat Drive, Suite 205
Bismarck, ND 58503

April 2, 2020

Invoice No:

0047643

Due Date:

May 2, 2020

Project R084241-0000 BCWRD - General Engineering Services

Email Invoices: BCWRD@midco.net & rdetwillerbcwrd@gmail.com

BCWRD Project No.: 315 - Engineering Administration

See attached Project Status Report and Invoice Description.

Professional Services from February 23, 2020 to March 21, 2020

Phase 000 Burleigh Co. WRD - General

Monthly Lump Sum Amount

Fee

1,000.00

Total this Phase

\$1,000.00

Total this Invoice

\$1,000.00



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	4241-0000: BCWRD General Services
BCWRD Account No.	315 – Engineering Administration
Project Name:	General Engineering Services

Billing Period: *February 23, 2020 Through March 21, 2020*

Professional engineering and surveying services related to activities and issues addressed at the request and direction of the BCWRD during this billing period, including time associated with, but not limited to the following:

- **March Meeting**
- Meeting preparation and discussion
- Review of minutes and agenda updates
- Various BCWRD issues, contacts and calls

Comments:

- This invoice is only for Board meeting related time and limited small contact and coordination items not related to other projects. In accordance with Board direction, all costs associated with drainage complaints, stormwater plans, and other project related activities are to be invoiced to assigned project numbers.

Total Invoice **\$1,000**

INVOICE**HoustonEngineering Inc.****Remit to:**1401 21st Ave N, Fargo, ND 58102

Phone: 701.237.5065

Fed Tax ID: 45-0314557

Interest of 1%/month applied to past due invoices

Burleigh County (ND) Water Resource District
1720 Burnt Boat Drive, Suite 205
Bismarck, ND 58503

April 2, 2020

Invoice No:

0047644

Due Date:

May 2, 2020

Project R084241-0200 Hay Creek Watershed - Greenway

BCWRD Account No. 953 - Hay Creek

Work Order No. 19 (Phases 002-004)

See attached Project Status Report and Invoice Description.

Professional Services through March 21, 2020

Phase 001 Hay Creek Watershed - Greenway

Professional Personnel

	Hours	Rate	Amount	
Sr Project Manager	.25	202.00	50.50	
Sr Project Manager	6.75	208.00	1,404.00	
Project Engineer	3.25	173.00	562.25	
Totals	10.25		2,016.75	
Total Labor				2,016.75
		Total this Phase		\$2,016.75
		Total this Invoice		\$2,016.75



Houston Engineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	4241-0200
BCWRD Account No.	910 Shared Projects
Project Name:	Hay Creek Watershed - Greenway

Billing Period: *through March 21, 2020*

Professional engineering services related to research and discussion of the history behind the study and establishment of the Hay Creek Greenway between the City of Bismarck, Bismarck Parks and Recreation District and the BCWRD.

- Research and Review Hay Creek Greenway Documents (historic documents)
- Review preliminary floodway mapping using two methodologies
- Meeting with Burleigh County Highway Department
- Meeting with City and County Officials as well as FEMA and SWC representatives
- FEMA has since responded to the ability to use Standard Floodway Boundary mapping or the Effective Conveyance Option

Comments:

FEMA through the NDSWC has noted the ability to change the designation of floodway boundaries at selected locations, which are to be determined by the City and County and then approved by FEMA.

The City/County are considering their options – no response at this time.

The next steps will be for the City/County to determine where they plan to make the transitions in their floodway mapping. This to include revisions to their applicable floodplain ordinance. FEMA/NDSWC have offered to assist in the development of the ordinance language.

It is anticipated a memorandum documenting the history of the Hay Creek Greenway provisions is still a necessary for the City/County to approve what is anticipated to be a staff recommendation.

Total Invoice \$ 2,016.75

See accompanying invoice for personnel cost breakdown.

INVOICE**HoustonEngineering Inc.****Remit to:**1401 21st Ave N, Fargo, ND 58102

Phone: 701.237.5065

Fed Tax ID: 45-0314557

Interest of 1%/month applied to past due invoices

Burleigh County (ND) Water Resource District
 1720 Burnt Boat Drive, Suite 205
 Bismarck, ND 58503

April 2, 2020

Invoice No:

0047645

Due Date:

May 2, 2020

Project R106025-0006 Fox Island Flood Control

BCWRD Account No.: 937 - Special Assessment Projects

See attached Project Status Report and Invoice Description.

Professional Services from February 23, 2020 to March 21, 2020

Phase	100	Regulatory and Easements
Task	005	Landowner Construction Issues - Extra

Professional Personnel

	Hours	Rate	Amount
Sr Project Manager	.25	208.00	52.00
Totals	.25		52.00
Total Labor			52.00
Total this Task			\$52.00
Total this Phase			\$52.00

Phase	420	CMS - Field Engineering Services
Task	001	Construction Management Services

Professional Personnel

	Hours	Rate	Amount
Project Engineer	.75	173.00	129.75
Totals	.75		129.75
Total Labor			129.75
Total this Task			\$129.75
Total this Phase			\$129.75

Phase	430	CMS - Construction Surveying
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Professional Personnel

	Hours	Rate	Amount
One Person Crew	2.00	152.00	304.00
Totals	2.00		304.00
Total Labor			304.00

Unit Billing

(BSK) GPS Equipment Unit Hours	1.0 Hour @ 25.00	25.00
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Project	R106025-0006	Fox Island Flood Control	Invoice	0047645
(BSK) Mileage - Survey/Inspection		20.0 Miles @ 0.78	15.60	
Total Units			40.60	40.60
Total this Phase				\$344.60

Phase	440	CMS - Project Closeout		

Task	003	Record Drawings		
Professional Personnel				
		Hours	Rate	Amount
Sr Project Manager		.75	208.00	156.00
Project Engineer		4.00	173.00	692.00
Engineer I		1.00	125.00	125.00
Totals		5.75		973.00
Total Labor				973.00
Total this Task				\$973.00
Total this Phase				\$973.00
Total this Invoice				\$1,499.35



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.: R106025-0006
BCWRD Account No. 937 – Special Assessment Projects
Project Name: Fox Island Flood Control

Billing Period: February 23, 2020 through March 21, 2020

Professional engineering services associated with construction engineering, construction observation and related activities on the Fox Island Flood Control Project.

Tasks Completed:

- Continued coordination with landowners and easements related to construction activities.
- Project record drawings updates and work on the contractor punch list.
- Limited field work restarting due to good weather conditions

Comments and Issues:

- Some project features were not constructed due to high water
- Punch list of project items to be completed in 2020 will be provided to the contractor in April.

Phase (100) Regulatory and Easements	\$ 52.00
Phase (420) CMS – Field Engineering Services	\$ 344.60
Phase (440) CMS Project Close Out	\$ 973.00
Total Invoice	\$ 1,499.35

See accompanying invoice for personnel cost breakdown.

INVOICE**HoustonEngineering Inc.****Remit to:**1401 21st Ave N, Fargo, ND 58102

Phone: 701.237.5065

Fed Tax ID: 45-0314557

Interest of 1%/month applied to past due invoices

Burleigh County (ND) Water Resource District
1720 Burnt Boat Drive, Suite 205
Bismarck, ND 58503

April 2, 2020

Invoice No:

0047646

Due Date:

May 2, 2020

Project R006025-0028 Missouri River Revetments GIS

See attached Project Status Report and Invoice Description.

Professional Services from February 23, 2020 to March 21, 2020

Phase 002 GIS Development

Professional Personnel

	Hours	Rate	Amount	
Project Manager	1.50	190.00	285.00	
Engineer I	.25	125.00	31.25	
Sr Technician	9.50	125.00	1,187.50	
Totals	11.25		1,503.75	
Total Labor				1,503.75
		Total this Phase		\$1,503.75
		Total this Invoice		\$1,503.75



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	6025-0028
BCWRD Account No.	937
Project Name:	Missouri River Bank Stabilization

Billing Period: *February 23, 2020 through March 21, 2020*

Professional engineering and surveying services related to Missouri Riverbank Stabilization GIS documentation for federal revetments installed under the Garrison-Oahe and Section 32 Programs.

Tasks Completed:

Bank Stabilization Agreements and Easements

- Continued incorporating easements and conversion to GIS database
- Internal version of data and metadata entry is under review

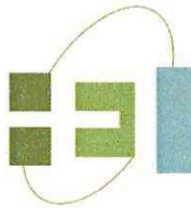
Comments and Issues

- Work is progressing a final product remains to be completed.
- Spring 2020 timeline remains on schedule for completion
- State Engineer has been contacted regarding easement records – response pending

GIS Development	\$ 1,503.75
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Total Invoice	\$ 1,503.75
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See accompanying invoice for personnel cost breakdown.

INVOICE**HoustonEngineering Inc.****Remit to:**1401 21st Ave N, Fargo, ND 58102

Phone: 701.237.5065

Fed Tax ID: 45-0314557

Interest of 1%/month applied to past due invoices

Burleigh County (ND) Water Resource District
1720 Burnt Boat Drive, Suite 205
Bismarck, ND 58503

April 2, 2020

Invoice No:

0047647

Due Date:

May 2, 2020

Project R006025-0030 Burleigh County Multi-Hazard Planning

BCWRD Account No.: 933

See attached Project Status Report and Invoice Description.

Professional Services through March 21, 2020

Phase 001 Multi-Hazard Plan Information

Professional Personnel

	Hours	Rate	Amount
Sr Project Manager	9.50	208.00	1,976.00
Project Engineer	3.25	173.00	562.25
Engineer I	3.25	125.00	406.25
Totals	16.00		2,944.50
Total Labor			2,944.50

Unit Billing

(BSK) Mileage - Truck	12.0 Miles @ 0.78	9.36
Total Units		9.36

Total this Phase \$2,953.86

Total this Invoice \$2,953.86



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	4241-0030
BCWRD Account No.	933 Missouri River General Services
Project Name:	Burleigh County Multi-Hazard Flood Planning

Billing Period: *through March 21, 2020*

Professional engineering services related to research and discussion associated with the updates of the Multi-Hazard Management Plans for Burleigh County and City of Bismarck.

- Emergency Management Meeting and request for input
- Mapping provided for MRCC and Fox Island Gate Structures
- Discussions with Emergency Manager on document revisions for flood annex

Comments:

Information being provided to Emergency Manager as requested for Multi-Hazard Plan.

Additional information requested – Pending

Update of GIS Line for Missouri River Inundation Mapping requested - Pending

Total Invoice \$ 2,953.86

See accompanying invoice for personnel cost breakdown.

1720 Burnt Boat Dr Ste 205
Bismarck, ND 58503

Date	Invoice #
3/31/2020	6431

Bill To
BCWRD

Description	Amount
Administrative/Management Fees	1,500.00
Storage Rent	125.00
Mail, track bills and deposits, reconcile accounts; locate, scan & email requested docs for audit to Brady Martz & State Auditor	475.00
Mail - clean & sort archive files	200.00
Printing - Color	20.16
Photocopies	2.70
Presort - postage	2,322.86
	7.30
Total	\$2,330.16



Burnt Creek Floodway

IMPORTANT: NEW WIRE INSTRUCTIONS

If you plan on sending payment through a wire, please note that our wire instructions have changed. If you plan on sending a wire payment please contact:

Luke Odegard
lukeo@starionbank.com
701-250-1582

Lu Ann Berg
luannb@starionbank.com
701-250-1571

Starion Bond Services
C/O Starion Financial
333 N 4th Street
Bismarck, North Dakota 58501
(701) 250-1571

Payment Address:
Starion Bond Services
333 N. 4th Street
Bismarck, ND 58501

STATEMENT

Friday, March 6, 2020

Burleigh County Wtr Res Dist
1720 Burnt Boat Drive, Suite 2
Bismarck ND 58503

RE: Burleigh County Wtr Res Dist
\$360,000 Refunding Improvement Bonds, Series 2016
For Bond Payments Due Bondholders on 5/1/2020

Interest Due	\$4,050.00
Principal Due	\$15,000.00
Fees and Expenses	<u>\$225.00</u>
Total Due	<u>\$19,275.00</u>

Funds must be received by: 4/23/2020 If Paid By Wire
4/19/2020 If Paid By Check

Funds can be mailed to the following address so that the funds arrive on or before the date indicated.

Starion Bond Services
333 N. 4th Street
Bismarck, ND 58501

Or wire transfer as follows (please wire so they arrive by 10:00 a.m.):

Starion Financial
ABA Number 091310767
for further credit to Starion Bond Services
Account #10825962

Payment of these funds was authorized in the proceedings authorizing and issuing the above bonds.

If you have any questions, please do not hesitate to call. Thank you.

Starion Bond Services

C/O Starion Financial
333 N. 4th Street
Bismarck, ND 58501
(701) 250-1571

Payment Address:

Starion Bond Services
333 N. 4th Street
Bismarck, ND 58501

STATEMENT

Friday, March 6, 2020

Burleigh Cty Wtr Res Dist
1720 Burnt Boat Drive, Suite 2
Bismarck ND, 58503

RE: Burleigh Cty Wtr Res Dist
\$395,000 Refunding Improvement Bonds, Series 2017
For Bond Payments Due Bondholders on 5/1/2020

Interest Due	\$4,500.00
Principal Due	\$25,000.00
Less Escrow Amount	\$0.00
Fees and Expenses for Registration, etc.	\$605.00
Total Due	\$30,105.00

Principal and/or Interest Funds Must Be Received By	4/23/2020	If Paid By Wire
	4/21/2020	If Paid By Check

Funds can be mailed to the following address so that the funds arrive on or before the date indicated.

Starion Bond Services
333 N. 4th Street
Bismarck, ND 58501

Or wire transferred as follows (please wire so they arrive by 10:00 A.M.):

Starion Financial
ABA Number 091310767
for further credit to Starion Bond Services
Account Number 10825962

Payment of these funds was authorized in the proceedings authorizing and issuing the above bonds.

If you have any questions, please do not hesitate to call. Thank you.

1st Q4

1720 Burnt Boat Drive, Suite 205 – Bismarck, ND 58503

Address: 1983 Billings Drive Bis. ND Rendered: 7-1-2020

720

Sign Here

Firm or Company

BCWRD Briefing Book
April 8, 2020 - Page 114



Missouri River Joint Water Board

Wade Bachmeier, Chairman
8028 Willow Road N, Mandan, ND 58554
Phone # 701-400-4251

Greg Lange, Secretary/Treasurer
P.O. Box 488, Hazen, ND 58545
Phone # 701-748-2206

January 1, 2020

*Pa. ck #1794
1/5/2020*

*mailed to
address on
letterhead.*

To: All members
Re: **MRJWB Dues for 2020**
From: Greg Lange, Secretary/Treasure

Your MRJWB Dues for 2020

\$1400.00

Please send to me at the address below.

Sincerely,

Greg Lange

Gregory L. Lange, Secretary/Treasurer
610 Sudbury Avenue
Bismarck ND 58503

*Stop payment issued
4/6/2020 per Rick Detwiler
on check #1794*

*← Reissued check #
4-8-2020 ? mailed Attn: Greg
Lange @ Bismarck address.*