



## *Engineering Department*

**DATE:** September 14, 2020  
**FROM:** Gabe Schell, City Engineer  
**ITEM:** Release of Storm Water and Drainage Easement

### **REQUEST**

Request approval to release an existing storm water and drainage easement.  
Please place this item on the 9/22/2020 City Commission meeting agenda.

### **BACKGROUND INFORMATION**

The City of Bismarck was granted an easement for storm water and drainage across portions of Auditor's Lot C-3 of the Southeast ¼ Section 17 Township 139 North, Range 80. The Commission approved a Major Subdivision Final Plat known as Northern Sky Second Addition on August 25, 2020. The plat would include all necessary easements and the previously dedicated easement recorded as document 769110 is recommended to be released prior to plat recordation. The original easement is included as a reference in this agenda item.

### **RECOMMENDED CITY COMMISSION ACTION**

Approval of release of existing storm water and drainage easement document 769110 contemporaneously with plat recordation.

### **STAFF CONTACT INFORMATION**

Gabe Schell, PE | City Engineer, 355-1505 or [gschell@bismarcknd.gov](mailto:gschell@bismarcknd.gov)

## **RELEASE OF EASEMENT**

This RELEASE OF EASEMENT is executed by the City of Bismarck, Bismarck, ND whose post office address is PO Box 5503, Bismarck, ND 58506-5503:

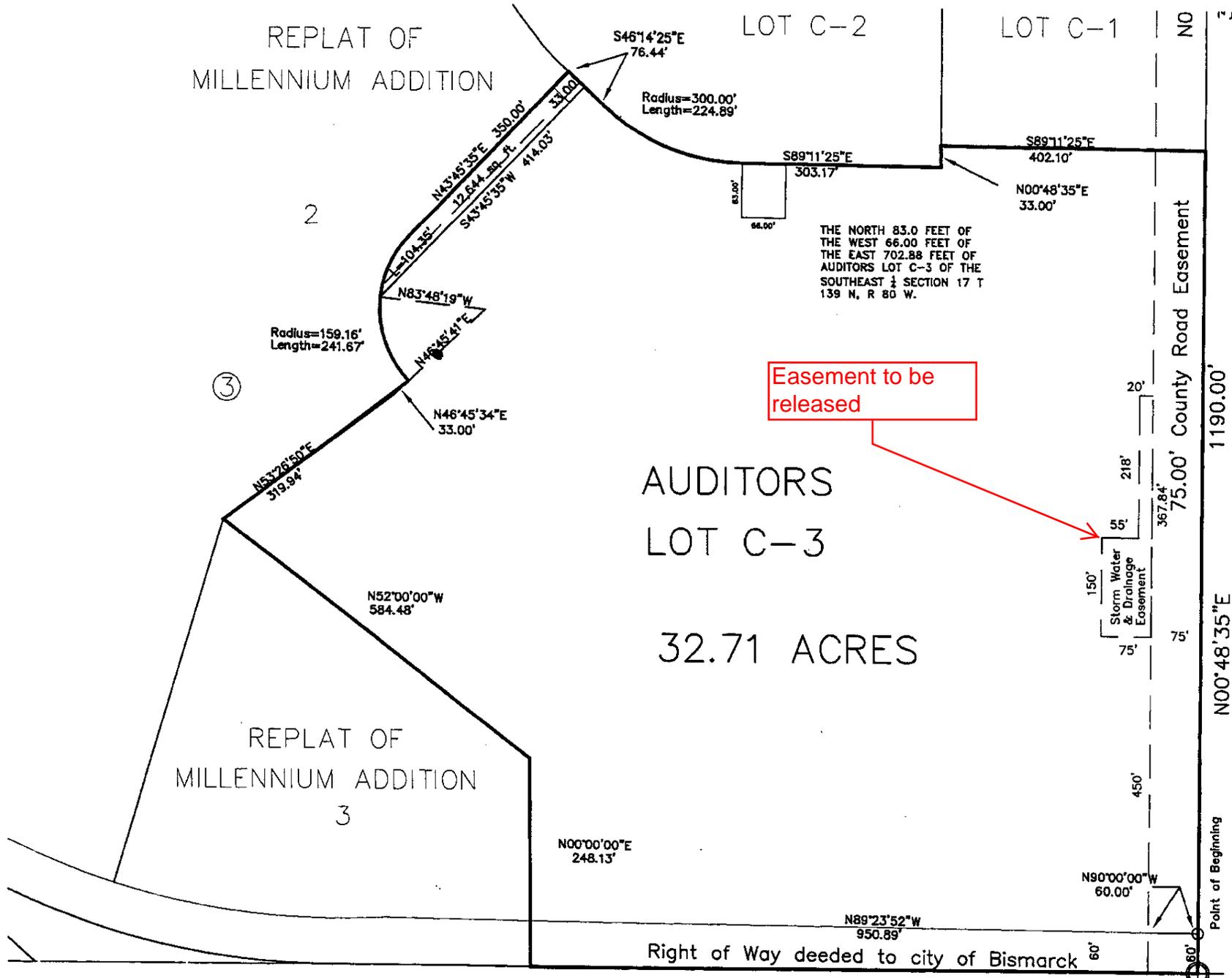
WHEREAS, the City of Bismarck is the owner of an easement by virtue of a Permanent Storm Water and Drainage Easement from Wilment Development the City of Bismarck dated July 25, 2012, filed with the Burleigh County Recorder as Document 769110.

The City of Bismarck, in consideration of the sum of One Dollar (\$1.00) and the dedication of a replacement Sanitary Sewer & Stormwater & Drainage Easement by the current owners of Lot 1, Block 3 in the Northern Sky Second Addition the City of Bismarck and other valuable consideration paid to the City of Bismarck, the receipt of which is hereby acknowledged, hereby completely and irrevocably releases and extinguishes the above described Permanent Storm Water and Drainage Easement in its entirety for itself and for its successors and assigns and thereby relinquishes any and all interest in the Permanent Storm Water and Drainage Easement created by above described instrument.





REPLAT OF  
MILLENNIUM ADDITION



Easement to be released

AUDITORS  
LOT C-3  
32.71 ACRES

REPLAT OF  
MILLENNIUM ADDITION  
3

Ash Coulee Dr

SOUTHEAST CORNER  
SEC. 17, T.139 N.--R.80 W.

N Washington St

769110  
\$16.00  
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Burleigh County



CITY OF BISMARCK PLANNING

ESMT



*Debbie Krokus*

**769110**

\$16.00  
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