11.B

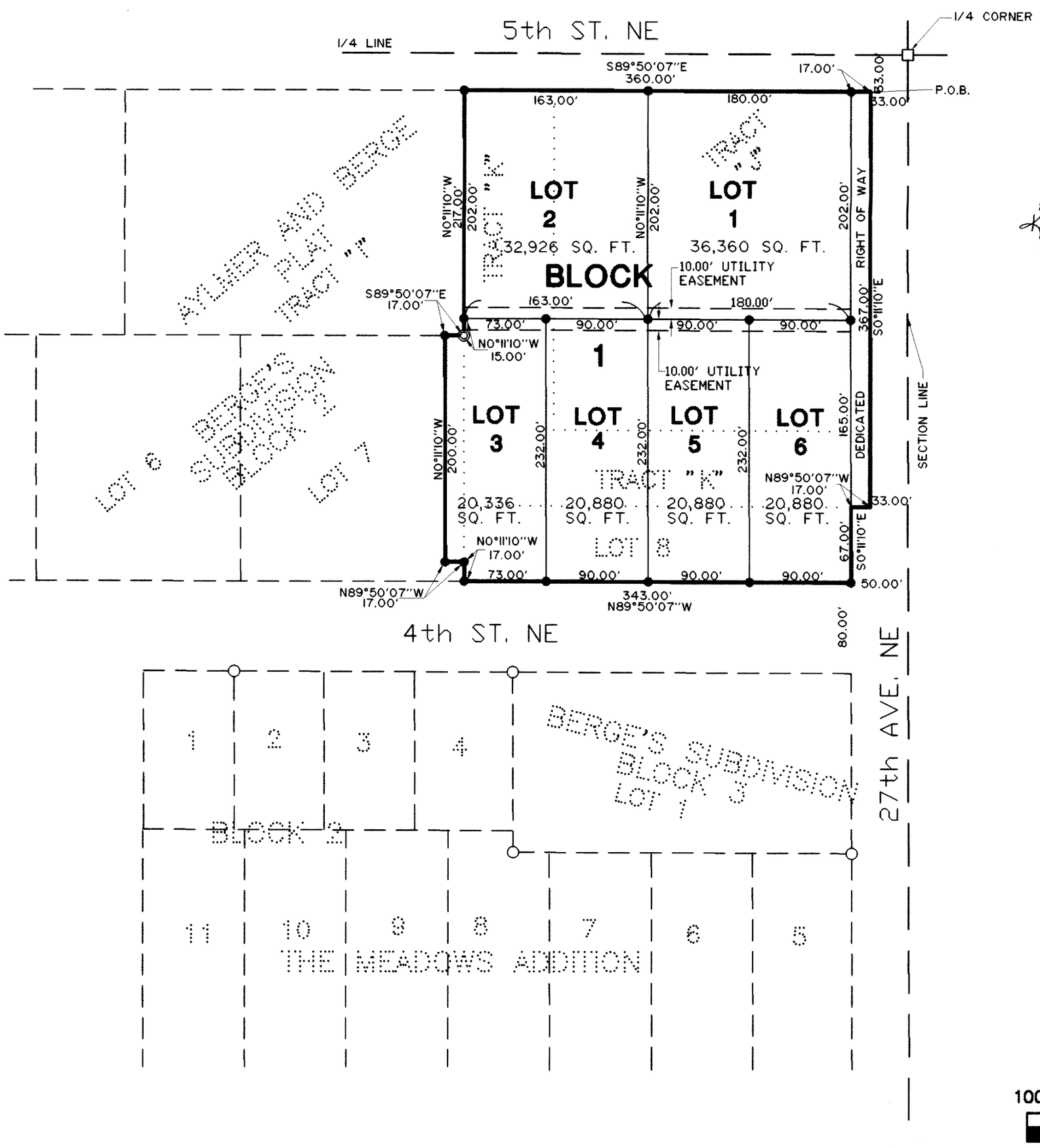
BERGE'S SECOND SUBDIVISION

A REPLAT OF

ALL OF LOT 8 AND PART OF LOT 7, BLOCK 2, BERGE'S SUBDIVISION AND ALL OF TRACT "J" AND PART OF TRACT "K" IN AYLMER AND BERGE PLAT

WITHIN THE SE1/4 OF, SECTION 30, T140N, R63W

STUTSMAN COUNTY, NORTH DAKOTA

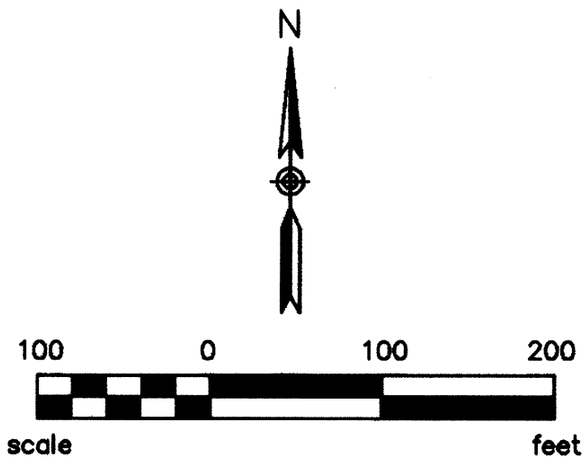


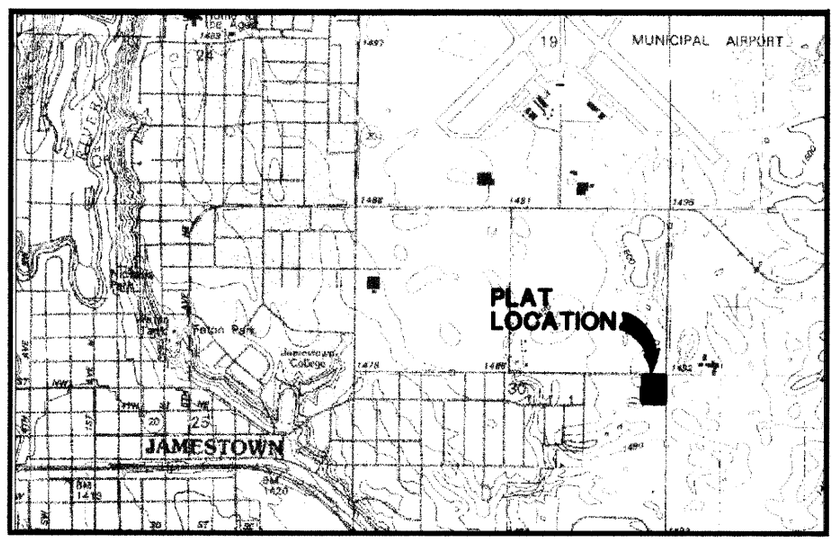
X143847

STATE OF NORTH DAKOTA, } ss.
STUTSMAN COUNTY
I hereby certify that the within instrument was filed in this office

NOV 16 1999

at 1:02 o'clock PM, and was duly recorded
Karen Samek Register of Deeds
By _____ Deputy





VICINITY MAP

LeROY H. KAUTZ
REGISTERED LAND SURVEYOR
1177
NORTH DAKOTA

LEGEND

- PLAT BOUNDARY
- ● SET No. 5 REBAR WITH 1 1/4" PLASTIC CAP
- ○ EXISTING No. 5 REBAR WITH 1 1/2" ALUMINUM CAP
- ◎ EXISTING IRON PIPE MONUMENT
- □ EXISTING No. 5 REBAR WITH 2" ALUMINUM CAP
- — — 20.00' UTILITY EASEMENT

City Hall Pd. #10.50
102-3rd Ave. SE - Jamestown ND

11. B

BERGE'S SECOND SUBDIVISION
A REPLAT OF ALL OF LOT 8 AND PART OF LOT 7, BLOCK 2, BERGE'S SUBDIVISION
AND ALL OF TRACT "J" AND PART OF TRACT "K" IN AYLMER AND BERGE PLAT
WITHIN THE SEI/4, OF SECTION 30, TI40N, R63W,
STUTSMAN COUNTY, NORTH DAKOTA

The parties set forth hereon as Owner's and Proprietors of the land hereinafter described together with LeRoy H. Kautz, Interstate Engineering, Inc., a registered land surveyor in the state of North Dakota; hereby declare and make known that said Owner's and Proprietors recently caused to be replatted various tracts as described above within the SEI/4, Section 30, TI40N, R63W, Stutsman County, North Dakota, hereinafter known as "BERGE'S SECOND SUBDIVISION". The plat thereof which is hereby attached was made by said LeRoy H. Kautz, in accordance with the statutes of the state of North Dakota and ordinances of the City of Jamestown, North Dakota in such case made and provided a description of the situation and boundaries of said plat being as follows:

DESCRIPTION OF REPLATED AREA FOR
BERGE'S SECOND SUBDIVISION IN
STUTSMAN COUNTY, NORTH DAKOTA

All of Lot 8 and part of Lot 7, Block 2, Berge's Subdivision and all of Tract "J" and part of Tract "K" in Aylmer and Berge Plat within the Southeast Quarter (SEI/4) of Section Thirty (30), Township 140 North, Range 63 West of the Fifth Principle Meridian, Stutsman County, North Dakota, being more particullarly described as follows:

Commencing at the northeast corner of said southeast Quarter of Section 30, TI40N, R63W thence N89°50'07"W, 33.00 feet, thence S0°II'10"E, 33.00 feet to the point of beginning; thence S0°II'10"E, 367.00 feet; thence N89°50'07"W, 17.00 feet; thence S0°II'10"E, 67.00 feet to the north line of 4th St. N.E.; thence N89°50'07"W along the north line of said 4th St. N.E., 343.00 feet to the southeast corner of Lot 7, Block 2, Berge's Subdivision; thence N0°II'10"W, 17.00 feet thence N89°50'07"W, 17.00 feet; thence N0°II'10"W, 200.00 feet; thence S89°50'07"E, 17.00 feet to the southeast corner of Tract "I", Alymer and Berge Plat; thence N0°II'10"W, 217.00 feet to the northeast corner of Tract "I" Aylmer and Berge plat; thence S89°50'07"E, 360.00 feet plus or minus to the point of beginning.

Said replat contains 3.61 acres more or less. Bearings for the above description were deflected from an assumed bearing of S0°II'10"E along the east section line of said Section 30.

The tract of land is particularly described and set forth on the plat with the names, width, courses, boundaries and extent thereof. These figures representing the distances, length, and breadth denote feet and decimals thereof. The easements are as shown on the plat or as hereafter designated:

Right of way easement to Tri-County Electric Cooperative, Inc. as recorded on document no. X79781 at the office of the Stutsman County Register of Deeds.

Right of way easement to Northwestern Bell Telephone Company as recorded on document no. X20651 at the office of the Stutsman County Register of Deeds.

Pipeline easement to Montana Dakota Utilities Co., a Corp. as recorded on document no.'s X39685, X39686, X39435, X39436, X39437, X39682, X39683, X39684, at the office of the Stutsman County Register of Deeds.

Right of way easement to Stutsman Rural Water Users, Inc. as recorded on document no.'s X106958, X106610, X102040, at the office of the Stutsman County Register of Deeds.

PLAT DESCRIPTION

Lots 1 through 6, Block 1 of Berge's Second Subdivision, within the SEI/4 of Section 30, TI40N, R63W, Stutsman County, North Dakota.

PROPRIETOR'S CERTIFICATE

Jeremy J. Berge, Ellen Pederson and Mona Williams, being the owners and proprietors of the following described tracts of land within the replatted area have caused said tracts of land to be surveyed and platted as shown on the attached "Berge's Second Subdivision" hereto and do hereby agree to said platting. We also dedicate the east 17.00 feet as right of way for the public use.

OLD DESCRIPTIONS

The north 202.00 feet of Tract "K" lying between Tracts "I" and "J" in Aylmer and Berge Plat within the NEI/4SEI/4 of Section 30, TI40N, R63W.

AND

The east 17.00 feet of the north 67.00 feet of Tract "K" and the east 17.00 feet of the south 83.00 feet of Tract "J" in Aylmer and Berge Plat within the NEI/4SEI/4, of Section 30, TI40N, R63W.

AND

The north 202.00 feet of Tract "J" in Aylmer and Berge Plat within the NEI/4SEI/4 of Section 30, TI40N, R63W.

PLAT DESCRIPTION

Lots 1 and 2, Block 1 of Berge's Second Subdivision, within the SEI/4 of Section 30, TI40N, R63W, Stutsman County, North Dakota.

Mona Williams — Mona Williams
Ellen Pederson — Ellen Pederson
Jeremy J. Berge — Jeremy J. Berge

State of North Dakota)
)S.S.
County of Logan)

On this 29 day of June, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Mona Williams, known to me to be the same person described herein and who executed the within and foregoing instrument and acknowledged to me that she executed the same.

Mark Pehr
Notary Public
State of North Dakota
My Commission Expires 2-19-2005

2-19-2005

State of North Dakota)
)S.S.
County of Burleigh)

On this 9th day of July, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Ellen Pederson, known to me to be the same person described herein and who executed the within and foregoing instrument and acknowledged to me that she executed the same.

Diane E. Hendrickson
Notary Public
State of North Dakota
My Commission Expires 3-10-2005

DIANE E. HENDRICKSON
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires MARCH 10, 2005

State of CALIFORNIA)
)S.S.
County of SAN FRANCISCO

On this 6 day of JULY, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Jeremy J. Berge, known to me to be the same person described herein and who executed the within and foregoing instrument and acknowledged to me that he executed the same.

Edward Joseph Tinsley
Notary Public
State of ~~North Dakota~~ CALIFORNIA
My Commission Expires DEC. 22, 1999

BCT 7
EDWARD JOSEPH TINSLEY
COMM. #1079498
Notary Public-California
SAN FRANCISCO
My Comm. Expires DEC. 22, 1999
BCT 7

All delinquent & current taxes
& special assessments are paid
and TRANSFER ACCEPTED this 11th
day of November 1999
Stutsman County Auditor
By Deputy

PROPRIETOR'S CERTIFICATE

Wilmar E. Traut, Jr. and Marlene Traut, husband and wife, being the owner and proprietor of the following described tracts of land within the replatted area have caused said tracts of land to be surveyed and platted as shown on the attached "Berge's Second Subdivision" hereto and do hereby agree to said platting.

OLD DESCRIPTION

Doc. No. X139343
The west 73.00 feet of the south 17 feet of Lot 8, Block 2, Berge's Subdivision of part of the SE1/4 of 30-140-63, Stutsman County, North Dakota.

AND

A parcel of land in the Southeast Quarter (SE1/4) of 30-140-63 more particularly described as follows: The south 15.00 feet of the north 217.00 feet of the west 73.00 feet of the unreplatted part of Tract "K" lying between Tract "I" and Tract "J", all a part of Aylmer and Berge plat. Said parcel contains 0.025 acres more or less.

AND

Doc. No. X107347
The east 17.00 feet of the north 200.00 feet of Lot Seven (7) and the west 73.00 feet of the north 50.00 feet of Lot Eight (8), Block Two (2), Berge's Subdivision of part of SE1/4 of Section 30, Township 140 , Range 63, Stutsman County, North Dakota.

AND

Doc. No. X103163
Part of Tracts J and K of the plat of the Southeast Quarter (SE1/4) of Section Thirty (30), Township One Hundred Forty (140), Range Sixty-three (63), more particularly described as follows: Beginning at a point 33 feet W. and 333 feet S. of the NE corner of said quarter, said point being the NE corner of Tract K, thence N. along the E. boundary of Tract J, 83 feet, thence W. parallel to the N line of said quarter 270 feet to the point of beginning, thence S. parallel to the W. line of said tracts, 150 Ft. (83 ft. of which is in Tract J and 67 feet of which is in Tract K), thence W. parallel to the N line of said quarter 90 feet, thence N. along the W boundary line of Tract K, 150 feet, thence E. parallel to the N line of said quarter, 90 feet (80 of which is in Tract K and 10 in Tract J) to the point of beginning,

Excepting therefrom the (Doc. No. X34662)
W. 10 ft. of the S. 83 ft. of Tract "J" and the E. 7 ft. of the S. 83 ft. of that part of Tract "K" lying between Tract "I" and Tract "J" and also including the W. 17 ft. of the N. 67 ft. of that portion of Tract "K" lying S. of a line extended from the boundary between Tract "J" and Tract "K" W'ly, all in the Aylmer and Berge Plat in SE1/4 Sec. 30-140-63, a in Stutsman County, North Dakota.

PLAT DESCRIPTION

Lot 3, Block 1, of Berge's Second Subdivision, within the SE1/4 of Section 30, T140N, R63W, Stutsman County, North Dakota.

Wilmar E. Traut, Jr.

Marlene Traut

State of North Dakota)
)S.S.
County of Stutsman)

On this 25 day of June, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Wilmar E. Traut, Jr. and Marlene Traut, husband and wife, known to me to be the same persons described herein and who executed the within and foregoing instrument and acknowledged to me that they executed the same.

Janine Smith
Notary Public
State of North Dakota
My Commission Expires _____

JANINE SMITH
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires JUNE 8, 2002

PROPRIETOR'S CERTIFICATE

Kevin L. Thoele and Kim R. Thoele, husband and wife being the owner and proprietor of the following described tracts of land within the replatted area have caused said tracts of land to be surveyed and platted as shown on the attached "Berge's Second Subdivision" hereto and do hereby agree to said platting.

OLD DESCRIPTION

Doc. No. X139342
The south 17 feet of the west 90 feet of the east 270 feet of Lot 8, Block 2, Berge's Subdivision of part of the SE1/4 of 30-140-63, Stutsman County, North Dakota, said parcel containing 0.035 acres more or less.

AND

Doc. No. X100159
All of those parts of Tracts "J" and "K" in Aylmer & Berge Plat & Berge Subdivision in the S.E.1/4 of Section 30, Township 140 Range 63, Stutsman County, North Dakota described as follows:
The north 50 feet of the west 90 feet of the east 270 feet of Lot 8, Block 2 Berge Subdivision (formerly Parcel 8);

AND

Beginning at a point 33 feet west and 333 feet south of the northeast corner of said quarter section, said point being the northeast corner of said quarter section, said point being the northeast corner of Tract "K", thence north 83 feet along the east boundary of Tract "J", thence west and parallel to the north line of Tract "J" 197 feet to the point of beginning; thence south parallel to the east line of said Tract "K" a distance of 150.00 feet; thence west parallel to the south line of said Tract "K" a distance of 90 feet; thence north parallel to the east line of said Tract "K" a distance of 150 feet; thence east parallel to the south line of said Tract "K" a distance of 90 feet to the point of beginning.

AND

Doc. No. X99543
A parcel of land in the Southeast Quarter (SE1/4) of Section Thirty (30) , Township One Hundred and Forty North (T140N) in Range Sixty Three West (R63W) of the Fifth Principal Meridian, in Stutsman County, North Dakota, and more particularly described as follows:
The south 15 feet of the North 217 feet of the West 83 feet of Tract "J" and the south 15 feet of the North 217 feet of the East 7 feet of the unreplatted part of Tract "K" lying between Tract "I" and "Tract "J", all a part of Aylmer & Berge Plat of a portion of the SE1/4 of Section 30, T140N, R63W.

PLAT DESCRIPTION

Lot 4, Block 1, of Berge's Second Subdivision, within the SE1/4 of Section 30, T140N, R63W, Stutsman County, North Dakota.

Kevin L. Thoele

Kim R. Thoele

State of North Dakota)
)S.S.
County of Stutsman)

On this 21st day of June, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Kevin L. Thoele and Kim R. Thoele, husband and wife, known to me to be the same persons described herein and who executed the within and foregoing instrument and acknowledged to me that they executed the same.

Norma Kaiser
Notary Public
State of North Dakota
My Commission Expires _____

NORMA KAISER
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires February 1, 2005

PROPRIETOR'S CERTIFICATE

Donald Guthmiller and Delilah Guthmiller, husband and wife, being the owner and proprietor of the following described tracts of land within the replatted area have caused said tracts of land to be surveyed and platted as shown on the attached "Berge's Second Subdivision" hereto and do hereby agree to said platting.

OLD DESCRIPTIONS

Doc. No. X139344
The south 17 feet of the west 90 feet of the east 180 feet of Lot 8, Block 2, Berge's Subdivision of part of the SE1/4 of 30-140-63, Stutsman County, North Dakota, said parcel containing 0.035 acres more or less.

AND

Doc. No. X139345
A parcel of land in the Southeast Quarter of Section 30-140-63, more particularly described as follows:
The south 15 feet of the north 217 feet of the west 90 feet of the east 197 feet of Tract "J", all a part of Aylmer and Berge Plat. Said parcel containing 0.031 acres more or less.

AND

Doc. No. X34665
The North 50 feet of the West 90 feet of the East 180 feet of Lot 8, Block 2, Berge Subdivision in the Southeast Quarter (SE1/4) of Section 30, Township 140N, Range 63W. Said parcel contains .10 acres, more or less, all in Stutsman County, North Dakota.

AND

Doc. No. X34659
Part of Tracts J and K of the Plat of SE1/4 Sec. 30-140-63, more particularly described as follows: Beginning at a pt. 33 ft. W. and 333 ft. S. of the NE corner of said quarter, said pt. being the NE corner of Tract K, thence N. along the E. boundary of of Tract J a distance of 83 feet, thence W. along a line parallel to the N. boundary line of said quarter a distance of 90 ft. to the pt. of beginning, thence S. a distance of 150 ft. (83 ft. of which is in Tract J, 67 ft. in Tract K) thence W. a distance of 90 ft. parallel to the N. line of said quarter, thence N. a distance of 150 ft. (67 ft. of which is in Tract K and 83 ft. of which is in Tract J), thence E. along a line parallel to N. boundary line of the quarter a distance of 90 ft. to the pt. of beg.
Excepting Therefrom the (Doc. No. X34663)
The East 17 feet of the South 83 feet of Tract "J", and the East 17 feet of the North 67 feet of that part of Tract "K" lying South of and adjacent to Tract "J", all in the Aylmer and Berge Plat in the Southeast Quareter (SE1/4) of Section 30, Township 140N, Range 63W. Said parcel contains .06 acres more or less, Stutsman County, North Dakota.

AND

Doc. No. X34660
W. 17 ft. of E. 197 ft. of S. 83 ft. of Tract "J" and the W. 17 ft. of the E. 197 ft. of the N. 67 ft. of that part of Tract "K" lying S. of and adjacent to Tract "J" all in Aylmer and Berge plat in the SE1/4 Sec. 30-140-63. Said parcel contains .06 acres, more or less, in Stutsman County, North Dakota.

PLAT DESCRIPTION

Lot 5, Block 1, of Berge's Second Subdivision, within the SE1/4, Section 30, T140N, R63W, Stutsman County, North Dakota.

Donald Guthmiller
Donald Guthmiller

Delilah Guthmiller
Delilah Guthmiller

State of North Dakota)
)S.S.
County of Stutsman)

On this 28th day of June, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Donald Guthmiller and Delilah Guthmiller, husband and wife, known to me to be the same persons described herein and who executed the within and foregoing instrument and acknowledged to me that they executed the same.

Ann Marie Houge
Notary Public
State of North Dakota
My Commission Expires 3-25-2004

ANN MARIE HOUGE
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires MARCH 25, 2004

PROPRIETOR'S CERTIFICATE

Meinhardt F. Veil, being the owner and proprietor of the following described tracts of land within the replatted area have caused said tracts of land to be surveyed and platted as shown on the attached "Berge's Second Subdivision" hereto and do hereby agree to said platting.

OLD DESCRIPTION

Doc. No. X139347
A parcel of land in the Southeast Quarter of Section 30-140-63, more particularly described as follows:
The south 15 feet of the north 217 feet of the west 90 feet of the east 107 feet of Tract "J", all a part of Aylmer and Berge Plat. Said parcel containing 0.031 acres more or less.

AND

Doc. No. X139346
The south 17 feet of the east 90 feet of Lot 8, Block 2, Berge's Subdivision of part of the SE1/4 of 30-140-63, Stutsman County, North Dakota, said parel containing 0.035 acres more or less.

AND

Doc. No. X49386
The North 50 feet of the East 90 feet of Lot 8, Block 2, Berge Subdivision in the SE1/4 of Section 30, Township 140, Range 63. Said parcel contains .10 acres, more or less.

AND

Part of Tracts J and K of the Plat of the SE1/4 of Section 30, Township 140, Range 63, more particularly described as follows:
Beginning at a point 33 feet west and 333 feet south of the NE corner of said quarter, said point being the NE corner of Tract K, thence N. 83 feet along the East boundary of Tract J, thence West on a line parallel to the North line of said Quarter 90 feet, thence South along a line parallel to the West boundary of Tract K, a distance of 150 feet (83 feet of which is in Tract J and 67 feet in Tract K), thence East 90 feet, thence North 67 feet along the east boundary of Tract K to the point of beginning, according to the Plat thereof recorded in the Register of Deeds Office in Book A of Plats, page 264, containing 31/100ths of an acre, more or less, excepting therefrom the East 17 feet of the South 83 feet of Tract J, and the East 17 feet of the North 67 feet of that part of Tract K lying south of and adjacent to Tract J, all in the Aylmer and Berge Plat in the SE1/4 of Section 30, Township 140, Range 63. Said parcel contains .06 acres, more or less; and The west 17 feet of the East 107 feet of the South 83 feet of Tract J and the West 17 feet of the East 107 feet of the North 67 feet of that part of Tract K lying south of and adjacent to Tract J all in Aylmer and Berge Plat of the SE1/4 of Section 30, Township 140, Range 63. Said parcel contains .06 acres, more or less, all in Stutsman County, North Dakota.

PLAT DESCRIPTION

Lot 6, Block 1, of Berge's Second Subdivision, within the SE1/4 of Section 30, T140N, R63W, Stutsman County, North Dakota.

Meinhardt F. Veil
Meinhardt F. Veil

State of North Dakota)
)S.S.
County of Stutsman)

On this 25 day of June, 1999, A.D. before me, a Notary Public in said county and state, personally appeared Meinhardt F. Veil, known to me to be the same person described herein and who executed the within and foregoing instrument and acknowledged to me that he executed the same.

Monica L. Schauer
Notary Public
State of North Dakota
My Commission Expires

Monica L. Schauer
Notary Public, NORTH DAKOTA
STUTSMAN COUNTY
My Commission Expires SEPT. 12, 2005

SURVEYOR'S CERTIFICATE

I, LeRoy H. Kautz, Interstate Engineering, Inc., Jamestown, North Dakota, a Registered Land Surveyor in the State of North Dakota, do hereby certify that this plat is a true and correct representation of the surveyed plat of "Berge's Second Subdivision" in Stutsman County, North Dakota as surveyed and platted by me or under my direct supervision and that all distances are correct to the best of my knowledge and belief, the monuments are in place as shown on the plat and the outside boundary lines are correctly designated as shown on the plat in accordance with the statutes of the State of North Dakota and the ordinances of the City of Jamestown, North Dakota and such case made and provided.

In witness whereof I have hereunto set my hand this 25th day of May, 1999, A.D.

LeRoy H. Kautz, Registered Land Surveyor
Registration No. 1177
Interstate Engineering, Inc.,
Jamestown, ND 58401

LeROY H. KAUTZ REGISTERED LAND SURVEYOR 1177 NORTH DAKOTA

State of North Dakota)
)S.S.
County of Stutsman)

On this 25th day of May, 1999, before me, a Notary Public in said County and State, personally appeared LeRoy H. Kautz, known to me to be the same person described herein and who executed the within and foregoing instrument and he acknowledged to me that he executed the same.

Judith A. Brady
Notary Public
State of North Dakota
My Commission Expires 5-22-02

JUDITH A. BRADY
Notary Public, State of North Dakota
My Commission Expires May 22, 2002
STATE OF NORTH DAKOTA
NOTARY PUBLIC SEAL

CERTIFICATE OF APROVAL

City of Jamestown)
)S.S.
State of North Dakota)

By a resolution duly passed by the City Planning and Zoning Commission of Jamestown, North Dakota on the 9TH day of AUGUST, 1999, A.D. the attached plat of "Berge's Second Subdivision" in Stutsman County, North Dakota was duly approved and accepted.

Date: NOVEMBER 8, 1999

Attest: James R. Weight
Secretary - Planning and Zoning Commission
James R. Weight

Chairman Planning and Zoning Commission
Harley Trefz

CERTIFICATE OF APROVAL

I have examined the attached plat of "Berge's Second Subdivision", in Stutsman County, North Dakota and hereby give my approval.

Date: 11/10/99

Waide D. Kritsky
Waide Kritsky, City Engineer
Jamestown, North Dakota

City of Jamestown)
)S.S.
State of North Dakota)

By resolution duly passed by the City Council of Jamestown, North Dakota on the 7TH day of September, 1999, A.D., the attached plat of "Berge's Second Subdivision", in Stutsman County, North Dakota was duly approved and accepted and the plat thereof ordered filed in the Office of the Register of Deeds of Stutsman County, and a copy of same to be filled in the Office of the City Auditor and the Office of the City Engineer.

Dated: 11-10-99

Attest: Jeff Fuchs
City Auditor - Jeff Fuchs

Charles Kourajian
Mayor - Charles Kourajian

CITY OF JAMESTOWN CORPORATE SEAL NORTH DAKOTA