

# TUSCOLA COUNTY BOARD OF COMMISSIONERS

125 W. Lincoln Street  
Suite 500  
Caro, MI 48723

Telephone: 989-672-3700  
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At a regular meeting of the Board of Commissioners for the County of Tuscola, State of Michigan, on the 30<sup>th</sup> day of March 2023, with the meeting called to order at 8:00 a.m.

Commissioners Present: Thomas Young, Kim Vaughan, Bill Jutz, Matt Koch

Commissioners Absent: Thomas Bradwell

The following resolution was offered by Commissioner Young,  
seconded by Commissioner Jutz.

## RESOLUTION 2023-07 ORDER AND DETERMINATION BY THE TUSCOLA COUNTY BOARD OF COMMISSIONERS TO ANNEX CERTAIN LANDS TO THE VILLAGE OF CASS CITY, MICHIGAN

**WHEREAS**, the Village Council of the Village of Cass City, Michigan has, by resolution, determined to petition the Board of Commissioners of Tuscola County to annex certain lands as described and also as described in said petition and resolution, to the Village of Cass City, Michigan, and

**WHEREAS**, the petition and resolution give as a reason for said proposed annexation that it is necessary to promote the business economy and development of the Village of Cass City, and

**WHEREAS**, the resolution as presented was duly signed by the President and the Clerk of the Village of Cass City, and

**WHEREAS**, notice of the hearing to be held by the Tuscola County Board of Commissioners on the question of such proposed annexation was published or posted as required by the statute, as appears by the affidavit of Nanette Walsh, Village Clerk, in the files of this matter, and

**WHEREAS**, the notice also contained a description of the premises to be annexed, and

**WHEREAS**, all persons interested have been given an opportunity to be heard at a public meeting of the Tuscola County Board of Commissioners, and

**WHEREAS**, all proceedings pursuant to Section 6, Chapter 14, of Act 3 of the Public Acts of 1895 of the State of Michigan (MCL 74.6; MSA 5.1470), have been complied with,

**NOW, THEREFORE**, It is ordered and determined that the following described lands in the Township of Elkland, Tuscola County, Michigan:

A parcel of land being in and a part of the East half of the Southeast quarter of Section 33, Town 14 North, Range 11 East, described as commencing at the South quarter corner of said Section 33; thence North 01 degrees 52 minutes 31 seconds West along the North-South quarter line of said Section 33, 659.88 feet to the point of beginning; thence South 87 degrees 24 minutes 18 seconds West parallel with the South line of said Section 33, 394.96 feet; thence South 87 degrees 30 minutes 41 seconds West 262.42 feet measured, (262.80 recorded); thence North 01 degrees 49 minutes 53 seconds West along the previously established West one eighth line of said Section 33, 660.58 measured, (660.51 recorded); thence North 87 degrees 37 minutes 27 seconds East along the South one eighth line of said Section 33, 656.85 feet measured, (657.37 recorded); thence South 01 degrees 52 minutes 31 seconds East along the said North South quarter line 194.93 feet; thence South 88 degrees 07 minutes 29 seconds West 176.00 feet; thence South 01 degrees 52 minutes 31 seconds East parallel with the said North South quarter line 180.00 feet; thence South 88 degrees 07 minutes 29 seconds West 50.50 feet; thence South 01 degrees 52 minutes 31 seconds East parallel with the said North South quarter line 220.47 feet; thence North 87 degrees 24 minutes 18 seconds East parallel with the South line of said Section 33, 226.52 feet; thence South 01 degrees 52 minutes 31 seconds East along the said North South quarter line 66.00 feet to the point of beginning.

and more particularly described on attached Exhibit "1" which is incorporated by reference.

Tax ID: 007-033-000-3900-01; and known at V/L Doerr Road, Cass City, MI 48726 are hereby annexed to the Village of Cass City, Tuscola County, Michigan, and the lands shall be considered to be included within the corporate limits of said Village.

**IT IS FURTHER ORDERED** that a copy of this Order and Determination to annex territory to the Village of Cass City, Michigan, shall be entered on the records of the Tuscola County Board of Commissioners and that a certified copy of this Order and Determination shall be transmitted by the Clerk of the Tuscola County Board of Commissioners to the Clerk of the Village of Cass City and to the Secretary of State, State of Michigan. This Order and Determination shall be

prima facie evidence of the change of boundaries of the Village of Cass City and of the regularity to such proceedings.

Roll Call Vote: *Young, Intz, Koch, Vaughan*

Ayes: *Young, Intz, Koch, Vaughan*

Nays: *none*

Absent: *Bardwell*

Resolution 2023-07 declared adopted this 30<sup>th</sup> day of March, 2023.

  
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Kim Vaughan, Chairperson  
Tuscola County Board of Commissioners

I, the undersigned, Clerk of Tuscola County, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Tuscola County Board of Commissioners, at its Regular Meeting held on March 30, 2023.

  
\_\_\_\_\_  
Jodi Fetting  
Tuscola County Clerk, COO

# CERTIFICATE OF SURVEY

CLIENT: KELLY & CO. REALTY  
 STREET: 6451 MAIN ST.  
 CITY: GASS CITY, MI 48725

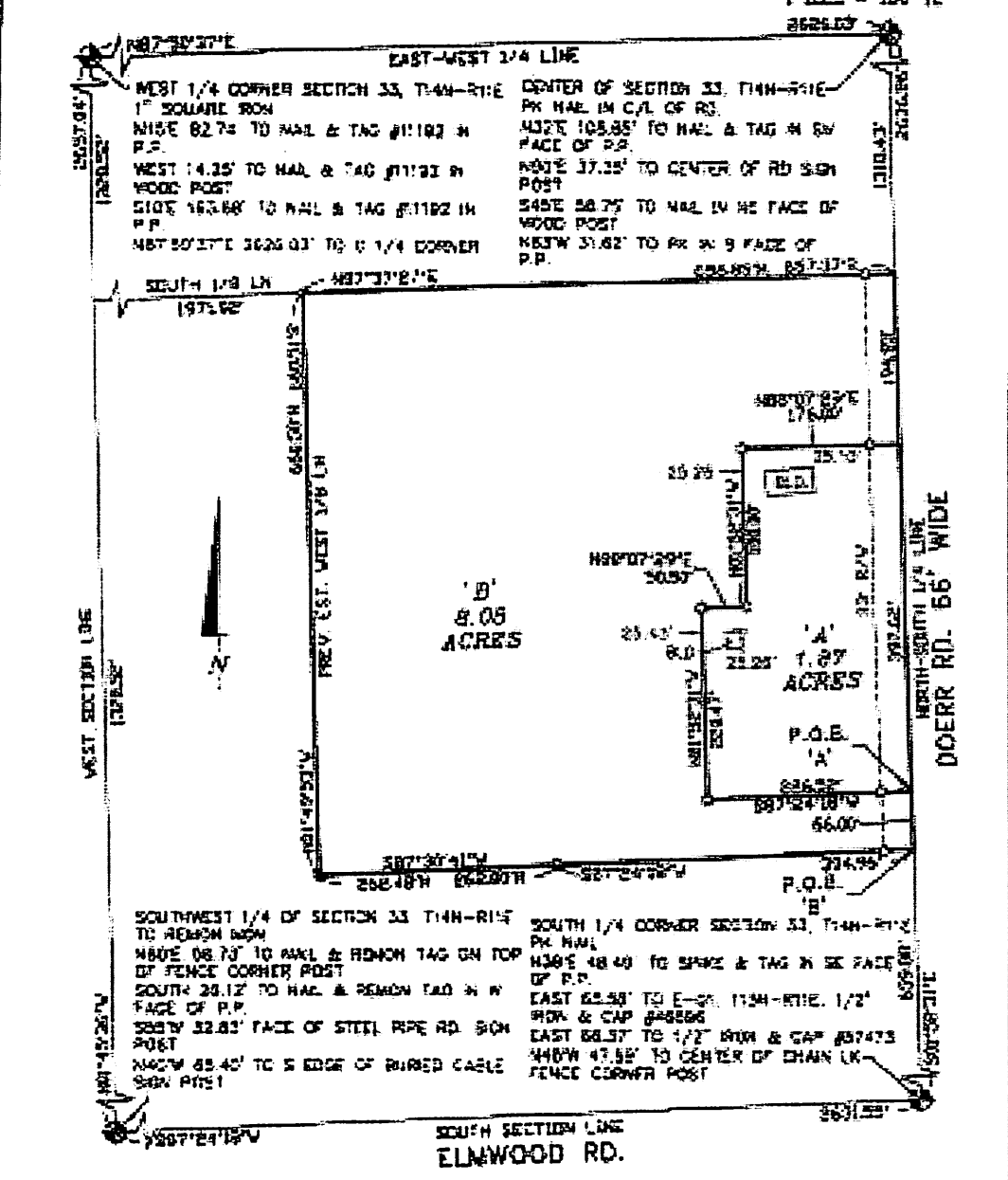
Exhibit 1

PART OF E 1/2 OF SW 1/4 OF SECTION 33 T14N-R11E ELAND TOWNSHIP TASCOLA COUNTY

**NOTES:**  
 1/2" STEEL STAKES WERE PLACED AT POINTS MARKED THUS (O). FOUND STEEL STAKES AT POINTS MARKED THUS (X). PG CONC MARK AT POINTS MARKED THUS (M). M = MEASURED. R = RECORD.

**BEARING BASIS:**  
 BEARINGS ARE BASED ON THE MICHIGAN STATE PLANE COORDINATE SYSTEM, MICHIGAN SOUTH ZONE, HORIZONTAL DATUM (NAD 83), INTERNATIONAL SURVEY FEET.

**GRAPHIC SCALE**  
 1 inch = 150 ft



**CASE SURVEYING**  
 115 W. HURON AVE.  
 GAD AXE, MICHIGAN 48813  
 PHONE 888 289-8142 FAX 888 289-7712

I HEREBY CERTIFY that I have surveyed and measured the above or attached described parcels of land, that the relative positional precision of each corner is within the limits accepted by the practice of professional surveying, and that the survey is in full compliance with Section 33, Act 532, P.A. 1970, as amended by 1982 P.A. 183 and 2018 P.A. 123.

**LAURENCE J. WADE**  
 License No. 0001046698

# CERTIFICATE OF SURVEY

CLIENT: KELLY & CO. HEALTY  
 STREET: 5451 MAIN ST  
 CITY: CASS CITY, MI 48726

Exhibit 1



PART OF E 1/2 OF SW 1/4 OF SECTION 33	T14N-R11E	ELKLAND TOWNSHIP	TUSCULA COUNTY
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**DESCRIPTION FOR PARCEL 'A' SURVEYED:**

A PARCEL OF LAND BEING IN AND A PART OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 33, T14N-R11E, ELKLAND TOWNSHIP, TUSCULA COUNTY, MICHIGAN, DESCRIBED AS: COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 33, THENCE N01°52'31"W ALONG THE NORTH-SOUTH 1/4 LINE OF SAID SECTION 33, 725.88 FEET TO THE POINT OF BEGINNING; THENCE S87°24'18"W PARALLEL WITH THE SOUTH LINE OF SAID SECTION 33, 225.52 FEET; THENCE N01°52'31"W PARALLEL WITH THE SAID NORTH-SOUTH 1/4 LINE 220.47 FEET; THENCE N88°07'29"E 50.50 FEET; THENCE N01°52'31"W PARALLEL WITH THE SAID NORTH-SOUTH 1/4 LINE 180.00 FEET; THENCE N88°07'29"E 178.00 FEET; THENCE S01°52'31"E ALONG THE SAID NORTH-SOUTH 1/4 LINE 387.62 FEET TO THE POINT OF BEGINNING. THIS PARCEL CONTAINS 1.87 ACRES OF LAND, SUBJECT TO EASEMENTS, RESTRICTIONS, AND RIGHTS OF WAY OF RECORD.

**DESCRIPTION FOR PARCEL 'B' SURVEYED:**

A PARCEL OF LAND BEING IN AND A PART OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 33, T14N-R11E, ELKLAND TOWNSHIP, TUSCULA COUNTY, MICHIGAN, DESCRIBED AS: COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 33, THENCE N01°52'31"W ALONG THE NORTH-SOUTH 1/4 LINE OF SAID SECTION 33, 559.88 FEET TO THE POINT OF BEGINNING; THENCE S87°24'18"W PARALLEL WITH THE SOUTH LINE OF SAID SECTION 33, 304.55 FEET; THENCE S87°30'41"W 252.42'M, (262.80'R); THENCE N01°49'53"W ALONG THE PREVIOUSLY ESTABLISHED WEST 1/8 LINE OF SAID SECTION 33, 660.58'M, (660.51'R); THENCE N87°37'27"E ALONG THE SOUTH 1/8 LINE OF SAID SECTION 33, 625.85'M, (657.37'R); THENCE S01°52'31"E ALONG THE SAID NORTH-SOUTH 1/4 LINE 154.63 FEET; THENCE S88°07'29"W 178.00 FEET; THENCE S01°52'31"E PARALLEL WITH THE SAID NORTH-SOUTH 1/4 LINE 180.00 FEET; THENCE S88°07'29"W 50.50 FEET; THENCE S01°52'31"E PARALLEL WITH THE SAID NORTH-SOUTH 1/4 LINE 220.47 FEET; THENCE N87°24'18"E PARALLEL WITH THE SOUTH LINE OF SAID SECTION 33, 225.52 FEET; THENCE S01°52'31"E ALONG THE SAID NORTH-SOUTH 1/4 LINE 65.00 FEET TO THE POINT OF BEGINNING. THIS PARCEL CONTAINS 8.08 ACRES OF LAND, SUBJECT TO EASEMENTS, RESTRICTIONS, AND RIGHTS OF WAY OF RECORD.

	 <p><b>CASE SURVEYING</b>                  115 W. KIRSH AVE.                  540 AVE. MC-COAN 43413                  PHONE 989 269-0142 FAX 989 269-7752</p>				
	<p>HEREBY CERTIFY that I have surveyed and mapped the above or attached described parcel(s) of land, that the relative positional precision of each corner is within the limits specified by the practice of professional surveying; and that the survey is in full compliance with Section 263, Act 315, P.A. 1970, as amended by 1992 P.A. 263 and 2013 P.A. 183.</p>				
Drawn By: LW	Check By: LW	Date: 12-22-2022	Job No: 13152	Scale: N/A	LAURENCE J. WADE P.S. 48886