

ORDINANCE NO. 118-Second Series

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF EAST GRAND FORKS TO INCLUDE CERTAIN UNPLATTED LANDS IN THE SOUTH HALF OF SECTION 31, TOWNSHIP 152 NORTH, RANGE 49 WEST OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY, MINNESOTA, NOT EXCEEDING 200 ACRES WHICH TRACTS CONTAIN 13.00 ACRES AND 18.11 ACRES AND 7.52 ACRES;

The City Council of the City of East Grand Forks, Minnesota, do ordain:

Section 1. A petition has been filed with the City Council of the City of East Grand Forks, Minnesota, by the City of East Grand Forks, a municipal corporation, being all of the owners of the land hereinafter described, to have such land included within the City limits of the City of East Grand Forks, Minnesota; that copies of said Petition were filed with the Minnesota Municipal Commission, the Town Board of Sullivan Township, and the County Board of Polk County, Minnesota; that more than 60 days have elapsed since such filings of said Petition, and that no objections have been filed as is more fully shown by the records and files herein.

Section 2. That the tract of land being annexed is described as follows, to-wit:

A tract of land in Section 31, Township 152 North, Range 49 West of the 5th Principal Meridian, comprised of the following described parcels:

The North 66.00 feet of the West 33.00 feet of that part of the Southwest quarter of the Southeast quarter lying south of U.S. Trunk Highway No. 2.

The North 66.00 feet of that part of the Southeast quarter of the Southwest quarter lying south of U.S. Trunk Highway No. 2.

The North 66.00 feet of that part of Government Lot 4 lying south of U.S. Trunk Highway No. 2.

The Westerly 40.00 feet of that part of Government Lot 4 lying south of U.S. Trunk Highway No. 2, less Burlington Northern, Inc., right-of-way.

The Northerly 66.00 feet of the southerly 116.00 feet of Section 31, less U.S. Trunk Highway No. 2 right-of-way. Said described tract comprised of approximately 13 acres in the south half of Section 31, Township 152 North, Range 49 West of the 5th Principal Meridian, County of Polk, State of Minnesota.

Section 3. A petition has been filed with the City Council of the City of East Grand Forks, Minnesota, by Archie Miller and Velva Virginia Miller, husband and wife, being all of the owners of the land hereinafter described, to have such land included within the City limits of the City of East Grand Forks, Minnesota; that copies of said petition were filed with the Minnesota Municipal Commission, the Town Board of Sullivan Township, and the County Board of Polk County, Minnesota; that more than 60 days have elapsed since such filings of said petition, and that no objections have been filed as is more fully shown by the records and files herein.

Section 4. That the tract of land being annexed is described as follows, to-wit:

A tract of land in Government Lot 4 of Section 31, Township 152 North, Range 49 West of the 5th Principal Meridian, which tract is described as follows, to-wit: Commencing at the southwest corner of Section 31, Township 152 North Range 49 West of the 5th Principal Meridian and

thence proceeding northerly, along the West line of said Section 31, for a distance of 116.00 feet; thence proceeding easterly parallel to the south line of said Section 31 for a distance of 524.00 feet to the true point of beginning; thence proceeding northerly parallel to the aforesaid west line of Section 31 for a distance of 1127 feet more or less to an intersection with a line lying parallel to and 66.00 feet distant southerly from the southerly right of way limit of U.S. Trunk Highway No. 2; thence proceeding easterly along said line lying parallel to and 66.00 feet distant southerly from the south right of way limit of U.S. Trunk Highway No. 2 for a distance of 700.00 feet; thence proceeding southerly parallel to the aforesaid West line of Section 31, for a distance of 1127 feet more or less to an intersection with a line lying parallel to and 116.00 feet distant northerly from the south line of the aforesaid Section 31; thence proceeding westerly along said line lying parallel to and 116.00 feet distant northerly from the south line of Section 31; for a distance of 700.00 feet, to the true point of beginning, said described tract being comprised of approximately 18.11 acres in Government Lot 4 of Section 31, Township 152 North, Range 49 West of the 5th Principal Meridian, County of Polk, State of Minnesota.

Section 5. A Petition has been filed with the City Council of the City of East Grand Forks, Minnesota, by Harold H. Harney and Marjorie Harney, husband and wife, who were all of the owners of the land hereinafter described, at the time of filing of said petitions, to have such land included within the City limits of the City of East Grand Forks, Minnesota; that copies of said Petition were filed with the Minnesota Municipal Commission, the Town Board of Sullivan Township, and the County Board of Polk County, Minnesota; that more than 60 days have elapsed since such filings of said Petition, and that no objections have been filed as is more fully shown by the records and files herein. That said premises are now owned by American Inn, Inc.

Section 6. That the tract of land being annexed is described as follows, to-wit:

A tract of land in Government Lot 4 of Section 31, Township 152 North, Range 49 West of the Fifth Principal Meridian, which tract is described as follows, to-wit:

Commencing at the Southwest corner of Section 31, Township 152 North, Range 49 West; thence proceeding northerly along the west line of Section 31, for a distance of 566.00 feet; thence proceeding easterly on a line lying parallel to the south line of said Section 31 for a distance of 40.00 feet to the true point of beginning; thence continuing easterly, on said line lying parallel to the south line of said Section 31, for a distance of 484.00 feet; thence proceeding northerly parallel to the said west line of said Section 31 for a distance of 677 feet more or less to a line lying parallel to and 66.00 feet distant southerly from the southerly right of way limit of U.S. Trunk Highway No. 2; thence proceeding westerly along said line lying parallel to and 66.00 feet distant southerly from the southerly right of way limit of U.S. Trunk Highway No. 2 for a distance of 484.00 feet to a line lying parallel to and 40.00 feet distant easterly from the aforesaid west line of Section 31; thence proceeding southerly along said line lying parallel to

and 40.00 feet distant easterly from the aforesaid west line of Section 31 for a distance of 677 feet more or less to the true point of beginning, said described tract being comprised of 7.52 acres in Government Lot 4, Section 31, Township 152 North, Range 49 West of the 5th Principal Meridian, County of Polk, State of Minnesota.

Section 7. That the quantity of said land herein is 13.00 acres in the first parcel described and 18.11 acres in the second parcel described and 7.52 acres in the third parcel described herein.

Section 8. That the City Council hereby determines:

1. That the quantity of land embraced within the foregoing description is less than 200 acres.
2. That the annexation will be to the best interests of the City of East Grand Forks, Minnesota, and of the territory affected.
3. That the territory and land described as above abuts upon the City of East Grand Forks, Minnesota, is suitably conditioned for municipal government and is urban in character.
4. That the petition for annexation was signed by all of the owners of the land and real estate hereinabove described.

Section 9. The corporate limits of the City of East Grand Forks, Minnesota, are hereby extended to include the property described in Sections 2, 4, and 6, and the same is hereby annexed to and included in the City of East Grand Forks, Minnesota, as effectually as if it had originally been a part thereof.

Section 10. The Clerk-Treasurer is hereby directed to file certified copies of this Ordinance with the State of Minnesota Municipal Commission, the County Auditor, the Town Clerk and the Secretary of State of the State of Minnesota.

Section 11. This Ordinance takes effect upon its passage and publication, and the filing of the certified copies as directed in Section 8 and be given the number 118-Second Series.

Voting Aye: Peabody, Wold, Mongoven, Schue, Gander
Voting Nay: None
Absent: Stauss, Murray
The President declared the Ordinance passed.

Passed this 22nd day of May, 1975.

/s/ ROBERT E. PEABODY
President of Council

Attest:
/s/ D.E. MACK
Clerk-Treasurer

I hereby approve the foregoing Ordinance this 27th day of May, 1975.

/s/ VIVIAN E. HARNEY
Mayor
(Publish May 30, 1975)

I hereby certify that the foregoing Ordinance was introduced and received its first reading at a regular meeting of the City Council of the City of East Grand Forks, Minnesota, on May 6, 1975; and that it received its second reading at a regular meeting on May 15, 1975; and that it received its third reading and was passed at an adjourned regular meeting on May 22, 1975.

I further certify that the within Ordinance on May 22, 1975, and after the same was duly passed by the City Council, was delivered to Vivian E. Harney, Mayor, and that said Ordinance was returned to me by Vivian E. Harney, Mayor, on May 27, 1975, duly approved.
Dated this 27th day of May, 1975.

D.E. Mack, Clerk-Treasurer
City of East Grand Forks,
Minnesota

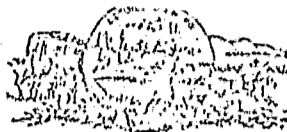
I hereby certify that the within Ordinance was published in the "RECORD" of East Grand Forks, Minnesota, the official newspaper of the City, in the issue of May 30, 1975.

/s/ D.E. MACK
Clerk-Treasurer
City of East Grand Forks
Minnesota

729261
STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED
FEB 20 1976

James Anderson Howe
Secretary of State



STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101
February 13, 1976

Mr. D. E. Mack
Clerk-Treasurer
P.O. Box 373
East Grand Forks, Minnesota 56721

Re: Docket Number A-2825 : Ordinance Number #123
American Federal Savings & Loan Surprenant,
Mikkelson Petition *to Amend Local Annexation*

Dear Sir:

The Minnesota Municipal Board acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414 and the Rules of Procedure.

According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor and Secretary of State in addition to the Municipal Board.

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Sincerely yours,

MUNICIPAL BOARD

Patricia D. Lundy, (P)

Patricia D. Lundy
Assistant Executive Secretary

PDL/eas

c.c. Secretary of State
County Auditor
Township
Attorney
Municipality