



STATE OF MINNESOTA

IN SUPREME COURT

State of Minnesota on the relation  
of the Village of Orono,

Relator,

36643 vs.

Village of Long Lake,

Respondent

WRIT OF CUSTER

Endorsed:  
SUPREME COURT  
FILED

MAY 31 1956

FRANK LARKIN  
CLERK

THE STATE OF MINNESOTA TO THE VILLAGE OF LONG LAKE, THE MEMBERS OF  
ITS COUNCIL AND ITS DULY ELECTED OR ACTING OFFICIALS:

WHEREAS, upon consideration of the Writ of Quo Warranto  
issued herein on March 29, 1955, to which you have made return, and  
this court having on May 11, 1956 filed its Order directing that  
a Writ of Custer issue;

NOW THEREFORE, you, the Village of Long Lake, the members of  
your Council and your duly elected or acting officials are hereby  
ousted from exercising any jurisdiction over the following tracts  
of land located in Hennepin County, Minnesota and which are referred  
to in said Order of the Court as follows, to-wit:

Tract "B"

Beginning at a point in the west line of the NW $\frac{1}{4}$ , Sec.  
35, Twp. 118, R. 23, distant 620 feet south of the northwest  
corner of said Sec. 35, which point is the point of beginning  
of the tract hereinafter to be described; thence south along  
said west line of the NW $\frac{1}{4}$  to the northwest corner of the SW $\frac{1}{4}$   
of said NW $\frac{1}{4}$ ; thence east along the north line of said SW $\frac{1}{4}$   
of the NW $\frac{1}{4}$  to the northeast corner of said SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ;  
thence south along the east line of said SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  to  
the southeast corner of said SW $\frac{1}{4}$  of the NW $\frac{1}{4}$ ; thence south  
along the east line of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Sec. 35  
to the northerly line of the right of way of the Minnesota  
Western Railway Company; thence southwesterly along said  
northerly line of said railroad right of way to the point  
of intersection with the center line of Trunk Highway No. 12;  
thence northwesterly along said center line to a point 464  
feet west of the east line of Government Lot 4 in Sec. 35,  
Twp. 118, R. 23; thence north parallel to said east line to  
the shore of Long Lake; thence northeasterly and northerly  
along the shore of said Long Lake to an intersection with a  
line drawn westerly from the point of beginning and at a  
right angle from the west line of the NW $\frac{1}{4}$  of said Sec. 35,  
thence east along said right angle line 85 feet, more or less,

to the point of beginning, excepting however therefrom the following described land being in the  $\frac{W}{2}$  of said Sec. 36:

Beginning at the point of intersection of the east line of the  $\frac{W}{2}$  of the  $\frac{SW}{4}$  of said Section, with the northerly line of the Electric Short Line Railway; thence northerly along the east line of said  $\frac{W}{2}$  of said  $\frac{SW}{4}$ , a distance of 211.46 feet to the center line of County Road No. 27; thence westerly deflecting to the left at an angle of  $93^{\circ} 21'$  along said center line a distance of 329.8 feet; thence westerly along a tangential curve to the right with a radius of 475.2 feet a distance of 104.53 feet, along the center line of said road; thence southerly in a straight line a distance of 258.9 feet to a point on the northerly right of way line of said Railway, distant 471.94 feet westerly of, measured along said railway right of way line, from the point of beginning; thence easterly along said railway right of way to the point of beginning.

Tract "C-2"

That part of the West Half of the Southwest Quarter of Section Thirty-six (36), Township One Hundred Eighteen (118), Range Twenty-three (23), described as follows: Beginning at the point of intersection of the East line of the West Half of the Southwest Quarter of said Section, with the northerly line of the Electric Short Line Railway, also known as the Minnesota and Western Railway; thence northerly along the East line of said West Half of said Southwest Quarter a distance of 211.46 feet to the center line of County Road 27; thence westerly deflecting to the left at an angle of ninety-three (93) degrees twenty-one (21) minutes along said center line a distance of 329.8 feet; thence westerly along a tangential curve to the right, with a radius of 475.2 feet a distance of 104.53 feet, along the center line of said road; thence southerly in a straight line a distance of 258.9 feet to a point on the northerly right of way line of said Railway, distant 471.94 feet westerly of, measured along said railway right of way line, from the point of beginning; thence easterly along said railway right of way to the point of beginning.

Tract "C-3"

The Southeast Quarter of the Northwest Quarter of Section Thirty-six (36), Township One Hundred Eighteen (118), Range Twenty-three (23), and all of the Northeast Quarter of the Southwest Quarter of said Section Thirty-six (36) lying north of the right of way of the Minnesota and Western Railway Company, subject to easements for roads.

Union Cemetery Tract

Beginning at a point in the center-line of Trunk Highway No. 12 one thousand feet West of the East line of government lot three (3) in section thirty-five (35), township one hundred eighteen (118), range twenty-three (23), thence westerly along said center-line to the West line of said lot three (3), thence North on said line to the center-line of the Watertown Road, so-called, thence westerly along said center-line to a point four (4) rods West of the center-line of the out-let of the lake known

as Long Lake; thence North to the shore of said lake; thence north-easterly and easterly along and on the South shore of said lake to a point one thousand (1,000) feet West of the East line of said lot three (3); thence South parallel to said East line to the point of beginning.

Smith Tract

That part of the Southwest quarter of Section Thirty-four (34) in Township one Hundred Eighteen (118), Range Twenty-three (23), Hennepin County, Minnesota, described as follows: Beginning at the Southeast corner of the Southwest quarter of said Section Thirty-four (34), thence West three hundred thirteen and five-tenths (313.5) feet along the South line of said Quarter Section, thence north parallel with the East line of said Quarter Section, to the center line of County Road No. 49; thence Northeastly along said center line to the East line of said Quarter Section and thence south along said East line to the point of beginning.

Holland tract

That part of the Southeast quarter of Section Thirty-four (34), Township one hundred eighteen (118) North, Range twenty-three (23) West of the 5th Principal Meridian, described as follows: Beginning at a point on the West line of said quarter section, eleven and thirty-six hundredths (11.36) chains North of the Southwest corner thereof; thence North seventy-four and one-half (74 1/2) degrees East two hundred four and fourteen hundredths (204.14) feet; thence South parallel with the West line of said quarter section, one hundred eighty-four and fourteen hundredths (184.14) feet; thence South seventy-four and one-half (74 1/2) degrees West two hundred four and fourteen hundredths (204.14) feet to the West line of said quarter section; thence North one hundred eighty-four and fourteen hundredths (184.14) feet to the point of beginning.

WITNESS, the Honorable Roger L. Bell, Chief Justice of the Supreme Court aforesaid, and the seal of said court at Saint Paul this  
31 day of May, 1956.

FRANK LORAIN  
Clerk of Supreme Court

By Mae Sherman  
Deputy

ENDORSED:  
Received 1956 Jun 4 PM 3:54  
Ed Ryan Sheriff Hennepin Co., Minn.  
175734  
Per Jack Anderson Mayor

State of Minnesota }  
SUPREME COURT } ss.

I, Frank Larkin, clerk of the above named court and custodian of the records thereof, do hereby certify that I have compared the within paper S writing, to which this certificate is attached, with the original Writ of Ouster with Sheriff's Return thereon in re:

State of Minnesota on the relation  
of the Village of Orono,

Relator,

vs. 36648

Village of Long Lake,

Respondent,

\_\_\_\_\_ now remaining on file in said action, and that the same is/are a true and correct copy \_\_\_\_\_ of said original \_\_\_\_\_ and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Supreme Court, at the

Capitol in the City of Saint Paul, Minnesota,

June 8, 1956

Frank Larkin  
Clerk of Supreme Court.

By \_\_\_\_\_  
Deputy Clerk.

# 12961

O.D.

No. 36648

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STATE OF MINNESOTA

# SUPREME COURT

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State of Minnesota ex rel  
Village of Orono,  
Relator,

vs.

Village of Long Lake,  
Respondent.

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## CERTIFIED COPY

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WRIT OF OUSTER WITH SHERIFF'S  
RETURN

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STATE OF MINNESOTA  
DEPARTMENT OF STATE

JUN 14 1955

*Joseph L. Anderson*  
Secretary of State