

14211

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
OCT - 7 1960

Joseph H. Williams
Secretary of State

ORDINANCE NO. 46

Rosengren, Rufer
and
Blatti

ATTORNEYS AT LAW
FIRST NATIONAL BANK BLDG.
FERGUS FALLS, MINN.

WHEREAS, a petition was duly filed with the Village Clerk of the Village of Battle Lake, Otter Tail County, Minnesota, praying for the annexation of certain territory to said village, and

WHEREAS, the territory in question abutted the Village of Battle Lake, was not included in any other municipality, was found to be so conditioned as properly to be subjected to municipal government, that the proposed territory did not exceed 200 acres in area, that a petition was duly filed with the Village Clerk executed by a majority of owners in area and number in the territory proposed to be annexed, and

WHEREAS, a resolution was duly adopted by the Village Council of the Village of Battle Lake and fixing October 3, 1960, at 7:30 o'clock p.m., at the council chamber in the Village Hall in the Village of Battle Lake as the time and place of such hearing and providing that posted notice be given in the manner prescribed by law, and

WHEREAS, due notice of such hearing was duly given by posting the same in three of the most public places in the Village of Battle Lake as well as three of the most public places in the territory proposed to be annexed, and proof thereof was duly filed prior to the hearing with the Village Clerk of the Village of Battle Lake, and

WHEREAS, hearing was duly held at the time and place provided, and all persons desiring to be heard were given opportunity to be heard thereon, and upon such hearing, the Village Council has duly found that the territory in questions abuts the Village of Battle Lake, is not included in any other municipality, is so conditioned as properly to be subjected to municipal government, that the facts hereinabove recited are true and that the proposed annexation will be to the best interests of the municipality of the Village of Battle Lake and of the territory to be affected.

NOW, THEREFORE, THE VILLAGE COUNCIL OF THE VILLAGE OF BATTLE LAKE, OTTER TAIL COUNTY, MINNESOTA, ORDAINS AS FOLLOWS:

That the property included within the boundaries hereinafter described, situated in the County of Otter Tail and State of Minnesota, is hereby annexed to the Village of Battle Lake, Otter Tail County, Minnesota, a municipal corporation, and the village boundaries of said Village of Battle Lake are hereby extended to include all of the following description and described property, to-wit:

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Beginning at a point of intersection of the West line of the Northeast Quarter of the Southeast Quarter of Section Thirty-three (NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33) Township One Hundred Thirty-three (133), North of Range Forty West (40W) and the North line of the present Village limits of the Village of Battle Lake, Minnesota, which point is Six Hundred Sixty-one and one-tenths feet (661.1') Southerly of the Northwest corner of said Northeast Quarter of said Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-three (33); thence North along the West line of said Northeast Quarter of said Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-three (33), a distance of Six Hundred Sixty-one and one-tenths feet (661.1'); thence East along the North line of said Northeast Quarter of said Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) to the Section line common to Sections Thirty-three and Thirty-four (33 and 34), in Township One Hundred Thirty-three (133) North of Range Forty West (40W), thence North along the Section line common to said Sections Thirty-three and Thirty-four (33 and 34) to the section corner common to Sections Twenty-seven, Twenty-eight, Thirty-three and Thirty-four (27, 28, 33 and 34) thence East along the section line common to Sections Twenty-seven and Thirty-four (27 and 34) to a point Three Hundred Fifteen Feet West (315'W) of the Southeast corner of the Southwest One-Quarter of the Southwest One-quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27), Township One Hundred Thirty-three North (133N), Range Forty West (40W); thence in a Northeasterly direction Six Hundred Ninety-one Feet (691') to a point on the East line of said Southwest One-quarter of the Southwest One-quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Six Hundred Fifteen Feet North (615'N) of the Southeast corner of said Southwest One-quarter of the Southwest One-quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27); thence North along the east line of the Southwest One-quarter of the Southwest One-quarter of Section Twenty-seven (SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27) One Hundred Sixty-two (162) feet, thence East One Hundred Twelve (112) feet, thence North 46°13' E One Thousand Forty-six and two-tenths (1046.2) Feet to the Northeast corner of Wenonga Beach Addition, thence South 43°38' East Two Hundred Five Feet (205') to the North right of way of County Highway Number Sixteen (16), thence North 46° East Four Hundred Thirteen and Nine-Tenths (413.9) feet to the East line of Government Lot Three (3), Section Twenty-seven (27), thence North along the East line of Government Lot Three (3) and the Southeast One-quarter of the Northwest One-quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-seven (27) to a point Seven Hundred and Twenty (720) Feet North of the Northeast corner of Government Lot Three (3), thence due East to the East line of Section Twenty-seven (27), thence

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South along the East line of Section Twenty-seven (27), Five Hundred Sixty-five and five-tenths (565.5) Feet to the shore of West Battle Lake, thence Southwesterly Southerly and Southeasterly along the shore of West Battle Lake to the North line of the present corporate limits of the Village of Battle Lake, Minnesota, which said point is approximately Two Thousand Four Hundred Twenty-two (2,422) feet due Easterly of the point of beginning; thence West along the present North corporate limits of the Village of Battle Lake Two Thousand Four Hundred Twenty-two Feet (2,422') to the point of beginning and containing One Hundred Eighty-three and Fifteen one-hundredths (183.15) acres.

BE IT FURTHER ORDAINED that the foregoing annexation shall be effective immediately, that such ordinance shall be published and recorded as provided by law, that a copy of this ordinance shall be filed forthwith with the Commission for Annexations of the State of Minnesota, the County Auditor of the County of Otter Tail and State of Minnesota, and the Secretary of State of the State of Minnesota.

Adoption of the foregoing ordinance was duly moved by Councilman Johnson and seconded by Councilman Hunter at a regular meeting of the Village Council of the Village of Battle Lake, held at the Village Council chambers in the Village Hall in the Village of Battle Lake, County of Otter Tail and State of Minnesota, on the ~~Fourth~~ FOURTH day of October, 1960.

Upon a vote being taken, the following votes were duly recorded in favor of the adoption of such ordinance:

Councilman Hunter, aye.
Councilman Johnson, aye.
Councilman Bohne, aye.

And the following voted against the same:

None.

Whereupon said ordinance was duly declared, passed, adopted and approved this 4 day of October, 1960.

Attest:

C. A. Bohne MD
Mayor

Clayton Peterson
Village Clerk

#14819