

STATE OF MINNESOTA MUNICIPAL COMMISSION

610 Capitol Square Building 10th & Cedar Streets St. Paul, Minnesota 55101

April 9, 1971

Mr. L. W. Mannion, Clk.-Treas. Municipal Building 344 West Main St. Marshall, Minnesota

Res Docket Number A-1928 Ordinance Number 453
Amending Ordinance 444

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Session Laws 1969, Chapter 1146, Section 12 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 Commission.

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

650

Very truly yours,

MUNICIPAL COMMISSION

Brece Rugalles

Bruce Rasmussen Executive Secretary

BR/mg

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

RECEIVED

APR 1 5 1971 SECRETARY OF STATE CORPORATION DIVISION

22382

OFFICE OF CITY CLERK Phone 507/532-5796 P. O. Box 477

Manshall Minnesota 56258

Minnesota Municipal Commission 610 Capitol Square Building Saint Paul, Minnesota 55101

Subject: Docket Number A-1928

Ordinance No. 444

Gentlemen:

Enclosed herewith please find certified conformed copy of Ordinance No. 453 duly adopted by the Common Council at a regular meeting held on March 1, 1971.

This ordinance amends annexation Ordinance No. 444 as recommended in your letter/correspondence dated January 21, 1971.

We are further mailing identical copies of this enclosure to the other concerned governmental/departmental units.

If this action does not meet the requirements for final acceptance of this annexation, please notify this office.

Thank you.

Very truly yours,

L. W. Mannion City Clerk

cc: State of Minnesota, Secretary of State, St. Paul, Minn. Mr. Wes Hendrickson, County Auditor, Marshall, Minn. Mr. Norman Carrow, Fairview Town Board, Marshall, Minn.

Mr. Francis DeMay, Lake Marshall Town Board, Marshall, Minn.

STATE OF MINNESOTA
DEPARTMENT OF STATE
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Orlen M. Orlshill
Secretary of State

STATE OF MINNESOTA)

COUNTY OF LYON

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The undersigned, being the duly qualified and acting City Clerk of the City of Marshall, Minnesota, a municipal corporation, and as such the custodian of the books and records of said City, hereby certifies and attests that the attached copy of Ordinance No. 453 duly adopted by the Common Council at a regular meeting held on the 1st day of March, 1971, is a true and correct copy of the original thereof on file and of record in my office.

L. W. Mannion

City Clerk

City of Marshall, Minnesota

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(SEAL)

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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Secretary of State

[XI:RO]

AN ORDINANCE AMENDING ORDINANCE NO. 444, BEING AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MARSHALL TO INCLUDE CERTAIN TRACTS OR PARCELS OF LAND COMPLETELY SURROUNDED BY LAND WITHIN THE MUNICIPAL LIMITS OF SAID CITY AND ABUTTING THEREON.

The Common Council of the City of Marshall do ordain as follows:

Section 1. Section 2 of Ordinance No. 444 is hereby amended to read as follows in its entirety:

Section 2. The corporate limits of said City are hereby extended to include the tracts or parcels of land described as follows and the same are hereby annexed to and included within the City as effectually as if they had been originally a part thereof:

- (1) All that part of the Northwest Quarter (NW1) of Section 3, Township Ill, Range 41, not already within the corporate limits of said City and described in two parcels as follows:
 - (a) The Northwest Quarter (NW_{4}^{1}) of the Northwest Quarter (NW_{4}^{1}) of Section 3, Township 111, Range 41, and all that part of the Southwest Quarter (SW_{4}^{1}) of the Northwest Quarter (NW_{4}^{1}) of Section 3, Township 111, Range 41, described as follows:

Commencing at a point 1326 feet north and 466.7 feet east of the west quarter corner of Section 3, Township 111, Range 41, running thence east along the 1/8 line a distance of 856½ feet, thence south at right angles a distance of 469 feet, thence west at right angles a distance of 856½ feet, thence north at right angles a distance of 466.7 feet to the place of beginning;

(b) All that part of the Southwest Quarter of the Northwest Quarter (SW4NW4) of Section 3, Township III of Range 41 contained within the following boundary lines:

Commending 859.3 feet north from the west quarter corner of Section 3 aforesaid, running thence east at right angles to north and south section line a distance of 466.7 feet; thence north at right angles to last line a distance of 466.7 feet; thence west at right angles to last line a distance of 466.7 feet; thence south a distance of 466.7 feet to point of beginning;

(2) All that part of the Northwest Quarter (NW1) of Section 33, Township 112, Range 41, described as follows:

Commencing at a point on the easterly boundary of the right-of-way of U.S. Highway No. 59 a distance of 75.0 feet east and 265.0 feet north of the west quarter corner of Section 33, Township 112, Range 41; thence in an easterly direction parallel to the said quarter line a distance of 1182.4 feet to the point of beginning; thence east 339.65 feet, thence north 50.00 feet, thence east 320.00 feet to a point on the westerly boundary of the Willmar & Sioux Falls Railway right-of-way; thence in a southwesterly direction along said westerly boundary of the said right-of-way a distance of 334.9 feet to a point on said quarter line; thence in a westerly direction along said quarter line a distance of 536.0 feet; thence in a northerly direction, parallel with the easterly boundary of the highway right-of-way, a distance of 265.00 feet; to the point of beginning;

(3) All that part of the Northwest Quarter (NW1), Section 33, Township 112, Range 41 described as follows:

Beginning at a point on the southerly line of said quarter section 775.4 feet east of the west quarter corner; thence in a northerly direction parallel with the easterly boundary of the right-of-way of U.S. Highway No. 59 a distance of 265 feet; thence in an easterly direction parallel with the southerly line of said quarter section a distance of 482 feet; thence in a southerly direction parallel with the easterly line of said highway right-of-way a distance of 265 feet to the southerly line of said quarter section; thence in a westerly direction along the southerly line of said quarter section a distance of 482 feet to the place of beginning;

- (4) All that part of the Southwest Quarter (SW\(\frac{1}{4}\)\) of Section 33, Township 112, Range 41, lying within the following boundaries: South of the southerly Right-of-Way of the Redwood River Diversion Channel, East of the west line of said Section, North of the south line of said Section, and westerly of the easterly Right-of-Way of North Seventh Street of said City, not already within the corporate limits of said City and described in three parcels as follows:
 - (a) All that part of the Southwest Quarter (SW1/4) of Section 33, in Township 112, of Range 41, described as follows:

Beginning at the intersection of the south line of said Section 33, Township 112, Range 41, with the center line of the main track of the Great Northern Railway; thence northerly along the center line of said main track a distance of 590 feet, more or less; thence easterly at right angles, a distance of 250 feet to a southwesterly corner of the Great Northern Railway right-of-way, the true place of beginning; thence northerly along the easterly right-of-way line of said Railway a distance of 233.2 feet to the southerly right-of-way line of the Redwood River diversion channel; thence easterly along said channel right-of-way line a distance of 461.3 feet to the center line of the Township road; thence southwesterly along the center line of said Township road a distance of 439 feet to the southerly right-of-way line extended of said Railway; thence westerly along said railway right-of-way line a distance of 244.1 feet to the place of beginning, excepting therefrom that portion of land lying within the above described premises, and described in deed recorded in Book 116, Page 47 of Deeds, included within the following boundaries: Beginning at a point determined as follows: Commencing at the southwest corner of said Section 33, thence east along the south line of said Section 1,179 feet; thence north 45 degrees 41 minutes east along the center line of the Township road as there now laid out and maintained 685 feet to the point of beginning; thence in a northwesterly direction at right angles to said center line a distance of 160 feet; thence northeasterly at right angles parallel with said road 200 feet; thence southeasterly at right angles 160 feet to the center line of said road; thence southwesterly along said center line 200 feet to the point of beginning;

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- (b) That part of the Southwest Quarter (SW1) of Section 33 in Township 112, Range 41, beginning at the intersection of the south line of said Section 33 and the center line of North Seventh Street of said City which point is 1215.5 feet east of the southwest corner of said Section 33 and such point being the true place of beginning. Such area shall be described as that area 33 feet on both sides of a line beginning at the true place of beginning; running thence north 29°37' east 124.45 feet; thence north 46°17' east 832.3 feet to the south right-of-way line of the Redwood River diversion channel right-of-way.
- (c) That part of the Southwest Quarter (SW1), Section 33, Township 112, Range 41 described as follows:

Beginning at a point 66 feet north of the south line of said Section 33 and the intersection of the westerly right-of-way line of the Great Northern Railway; thence northerly along the westerly right-of-way line of the Great Northern Railway 612.39 feet to the southerly right-of-way line of the Redwood River diversion channel; thence east along the Redwood River diversion channel right-of-way to a point 30 feet west of the center of the Great Northern Railway right-of-way; thence northerly parallel with the center of the Great Northern Railway right-of-way 53 feet to the southerly right-of-way of the Redwood River diversion channel; thence along the southerly right-of-way of the Redwood River diversion channel to a point 250 feet easterly of the center of the Great Northern Railway right-of-way; thence southerly and parallel with the Great Northern Railway 233.2 feet; thence easterly at right angles to the Great Northern Railway 244.1 feet to the center line of the North Seventh Street; thence southwesterly along center line of North Seventh Street approximately 106 feet; thence westerly at right angles to the Great Northern Railway approximately 405 feet to a point 40 feet easterly of the center of the Great Northern Railway; thence southerly and parallel with the Great Northern Railway approximately 414 feet to a point 66 feet north of the south line of Section 33; thence west approximately 95 feet to the point of beginning;

- (5) All that part of the South Half (S_2^1) of Section 32, Township 112, Range 41, lying southerly and easterly of the Redwood River Diversion Channel right-of-way and described in four parcels as follows:
 - (a) That portion of the Southwest Quarter (SW1) of the Southeast Quarter (SE1) of Section 32 in Township 112, Range 41, lying southwesterly of Trunk Highway 68 as now laid out and constructed and southeasterly of the Redwood River diversion channel right-of-way and northeasterly of the Chicago and Northwestern Railroad right-of-way, said tract lying between Trunk Highway 68 and the Chicago and Northwestern Railroad right-of-way;
 - (b) That part of the Chicago and Northwestern Railroad right-of way lying in the South Half (S2) of Section 32, Township 112, Range 41, otherwise described as:

Beginning at a point where the southwesterly line of the Railroad right-of-way intersects the north-south quarter line of said Section 32; thence in a northwesterly direction along the Railroad right-of-way approximately 32 feet; thence in an easterly direction approximately 30 feet to the north-south quarter line; thence north along the east-west quarter line approximately 41 feet; thence in a northwesterly direction approximately 51 feet; thence in a northeasterly direction along the right-of-way of the Redwood River diversion channel a distance of 100 feet; thence southeasterly approximately 260 feet to the south section line of said Section 32; thence west along the south section line of said Section 32 approximately 220 feet to the north-south quarter line; thence north on the north-south quarter line to the point of beginning;

- (c) Beginning at a point on the south line of said Section 32 approximately 576 feet east of the north-south quarter line; thence in a northwesterly direction along the southwesterly right-of-way line of said Trunk Highway No. 68 approximately 517 feet; thence northeasterly along the right-of-way line of the Redwood River diversion channel approximately 152 feet; thence southeasterly along the northeasterly right-of-way line of said Trunk Highway No. 68 approximately 690 feet to the south line of said Section 32; thence west along the said south line of Section 32 to the point of beginning;
- (d) That part of the property lying in the South Half (S\frac{1}{2}) of the Southeast Quarter (SE\frac{1}{4}) of Section 32, Township 112, Range 41, west and lying south of the Redwood River diversion channel and lying easterly of the right-of-way of Trunk Highway No. 68 and otherwise described as follows:

Beginning at a point approximately 820 feet east of the south quarter corner of said Section 32; thence northwesterly approximately 455 feet along the northeasterly right-of-way line of Trunk Highway No. 68 to the southerly right-of-way of the Redwood River diversion channel; thence northeasterly 284.7 feet along the southerly right-of-way line of the Redwood River diversion channel; thence north 27000' west 100 feet; thence easterly along the south line of the Redwood River diversion channel 395 feet; thence north 75 feet; thence east along the south line of said Redwood River diversion channel right-of-way 1645 feet to the east section line of said Section 32; thence south along the east section line of said Section 32 670.7 feet to the southeast corner of said Section 32; thence west approximately 1832 feet along the south line of said Section 32 to the point of beginning.

Section 2. This ordinance shall be final and shall take effect and be in force from and after filing certified copy thereof with the Minnesota Municipal Commission, the town clerks of Lake Marshall and Fairview Townships, the County Auditor and the Secretary of State, and from and after its passage and publication.

Passed and adopted by the Common Council this <u>lst</u> day of <u>March</u> 1971.

THE COMMON COUNCIL

/s/ Sam Pomrante

By Acce Tolling Control

Mayor

ATTEST:

/s/ L. W. Mannion
City Clerk
Introduced on February 15, 1971
Final passage on March 1, 1971

STATE OF MINNESOTA DEPARTMENT OF STATE FILED

Arlen W. Elshill Secretary of State

STATE OF MINNEBOTA
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Culen. M. Eddle
Secretary of State

STATE OF MINNESOTA)
GOUNTY OF LYON

The undersigned, being the duly qualified and acting City Clerk of the City of Marchall, Minnesota, a municipal corporation, and as such the custodian of the books and records of said City, heroby certifies and attests that the attached copy of Ordinance No. Aids, is as true and correct copy of the original thereof on file and of record in my office.

L. W. Mounton

City Clerk City of Marchall

(SEAL)

AN CREENING EXPEDIENT THE CORPORATE LINETS OF THE CITY OF MARKEL TO INCLUDE CERTAIN THACTS OR PARCELS OF LAND CORPLICABLY SURSONNEL BY LAND WITHIN THE MUNICIPAL LIBITS OF SAID CITY AND ABUTTANT THEORY.

The Course Council of the City of Morshall to order as follows:

Scatter 1. The Course Council of the City of Narracli hereby determined and finds that each of the tracts or parcels of load hereinefter described is coupletely our rounded by lead within the manicipal limits of the City of Marshell, that all such tracts or parcels of land are urban in character, and that each abute upon the City and is so conditioned as properly to be subject to City government.

Soction 2. The corporate limits of said they are hereby extended to include the bracks or paraels of land described as follows and the case are hereby amount to and included within the City as effectually as if they had been originally a part thereof:

(1) The Korthwost Georter (MM) of the Korthwost Quarter (MM) of Section 3, Tounchip 111, Reagn 61 and all that part of the Southwost Quarter (SM) of the Korthwost Quarter (NM) of Section 3, Tounchip 111, Reagn 61, Constitut on follows

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(2) All that part of the Southmest Quertor of the Northwest Quertor (SWEWE) of Souther 3, Township Ill of Renge Al contained within the following beundary lines:

Communicating 699.3 feet morth from the west quarter corner of Section 3 efercies, runding themes cost of right angles to morth and south section line a distance of 166.7 feet; 5.00 themes weth at right angles to lest line a distance of 166.7 feet; themes west at right angles to lest line a distance of 166.7 feet; themes south a distance of 166.7 feet; themes south a distance of 166.7 feet to point of beginning;

(3) All that purt of the Northwest Quarter (Nit) of Section 33, Tourchip 112, Roman Al, described as follows:

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cold quarter line; thence in a mesterly direction along

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movtherly direction, parallel with the constorty beautary

of the highest right-of-way, a distance of 265.00 foot; to

(b) All Good part of the Korthovet Opertor (FW), decice 33, Texa-

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(6) That part of the Sentiment Quarter (SH) of Section 33 in Termship 112, Hears AI, beginning of the intersection of the senth line of said Section 33 and the center line of North Seventh Street of said 1.45 City which point is 1216.5 feet east of the sentiment corner of said actual Section 33 and such point being the true place of Degianing. Such area shall be described as that area 37 feet on both sides of a line beginning at the true place of beginning maning themes north 20 37 cast 126.45 feet, themes march 46 17 cast 8323 feet to the continuing right-of-way line of the Sentock Niver diversion channel right-of-way.

(7) That part of the Sauthmeat Justice (SA), Section 35, Tempolity 112, Range 41 described as follows:

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- (6) That portion of the Jouthwest Quarter (SU) of the Southeast Quarter (SU) of Section 32 in Tomoship 112, Rouge 41, lying continuatorly of Truck Highway 66 as now Leid out and consciently of Truck Highway 66 as now Leid out and conscient 1 124 consciently of the Hedwood River diversion 1 124 consciently of the Orienge and Herintspitorn Reilroad right-of-way, said truct lying between Truck Highway 68 and the Obicago and Herintspitorn Reilroad right-of-way;
- (9) That part of the Chicago and Northwostern Hallroad right-of-my lying in the South Half (30) of Section 32, Township 112, Hongo Al, otherwise described as:

Boginning at a point theore the continuentally line of the Unilstand right-of-way intersects the north-contact quarter line of seld Scotion 32; thence in a morth-cony approximately 32 feets the Reilstand right-of-way approximately 32 feets to the morth-contact quarter line; 124 thence morth along the cent-west quarter line approximately 51 feet; thence in a morthwesterly direction approximately 51 feet; thence in a morthwesterly direction direction clong the right-of-way of the Redwood River diversion channel a distance of 100 feet; thence contact quarter line of sent section line of seld Scotion 32; thence west clong the south section line of seld Scotion 32 approximately 220 feet to the morth-couth quarter line; thence morth beginning;

- (10) Regiming of a paint on the couth line of said Scatton 12 opproximately 576 foot cout of the north-couth quarte. Lines there in a north-coeff direction elong the north-coeffy flower in all coefficients of the fight-of-cay line of said Trunk Highery No. 68 approximately 517 foots themse north-coeffy along the right-of-cay line 5.084 coeff the Coefficient River diversion chance approximately 152 foots themse sentiments is along the markets of particular of said Trunk Highery No. 68 approximately 690 foot to the couth line of said Scatton 32; whence went along the said couth line of saction 32 to the paint of beginnings
- (11) That part of the property lying in the South Half (34) of the Southeast Justice (34) of Southeas 32, Township 112, Aungo 41, took and lying equit of the Refract Juver Giversion shanel and lying centerly of the right—02—my of Trunk Highway No. 68 and otherwise described as follows:

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Ecotion 3. Telo ordinance shall be filed and chall bein offect and to in force from and after filing cordified copy thereof with the Financeta lending. Commonton, the term clarks of Lake Marshall and Fairview terminis , the formaty artister and the Secretary of stable, and true actor less precase and publicables.

Peaced and stated by the Compa Council this 16th dry of November of 1970.

THE CULTUM COMME

DV_3yor /s/ Sam Formantz.

attestr

/s/ L. W. Mannion

Introduced on October 19, 1970

Mund process on November 16, 1970

#22382

STATE OF MINNESOTA DEPARTMENT OF STATE FILED

APR 1 9 1971

Cleber of State

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