



Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101
Nov. 12, 1971

Mr. John Nugent, Clerk
Village Hall 261 4th Ave.
Poley, Minnesota

Re: Docket Number A-2055 Ordinance Number 127

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.

Very truly yours,

MUNICIPAL COMMISSION

A handwritten signature in cursive script that reads "Bruce Rasmussen".

Bruce Rasmussen
Executive Secretary

BR/mg

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

23189

ORDINANCE NUMBER 127
VILLAGE OF FOLEY
BENTON COUNTY MINNESOTA

WHEREAS, a certain petition dated August 17, 1971, requesting annexation of the territory hereinafter described was duly presented to the Council on the seventeenth day of August, 1971; and

WHEREAS, the quantity of land appraised within the area described in the petition and bounded as described is approximately Six-tenths (.60) acre of platted and unplatted land, no part of which is included within the limits of an incorporated city, village, or borough; and

WHEREAS, the petition was signed by all of the owners, to-wit: MELVIN L. DETER AND CORDULA M. DETER; and

WHEREAS, no objections to the annexation have been received from the town board, the county board or the governing body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the village limits;

THE COUNCIL OF THE VILLAGE OF FOLEY MINNESOTA ORDAINS AS FOLLOWS:

That the 1967 Code of Ordinances of the Village of Foley be amended by adding Section 100:08 to read as follows:

Section 100:08 (1).

The Village Council hereby determines (1) that the annexation will be to the best interest of the Village and to the territory affected; (2) that the territory described herein abuts upon the village limits and is suburban in character; and (3) that none of said territory is now included within the limits of any city, village or borough.

Section 100:08 (2) Territory Annexed.

The corporate limits of the Village of Foley are hereby extended to include the land described as follows and the same is hereby annexed to and included within the Village as effectually as if it had originally been a part thereof:

The East Half of the North Half (E $\frac{1}{2}$ of N $\frac{1}{2}$) of Lot Ten (10), of Auditor's Plat of Subdivision of Part of Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$), of Section Twenty-six (26), Township Thirty-seven (37), Range Twenty-nine (29), according to the plat and survey thereof on file and of record in the office of the Register of Deeds in and for said Benton County, Minnesota.

Also, the East 209 feet of that part of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$), of Section Twenty-six (26), Township Thirty-seven (37), Range Twenty-nine (29) West, Fourth Principal Meridian, lying North of said Lot Ten (10) of Auditor's Plat of Subdivision of part of Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$), of Section Twenty-six (26), Township Thirty-seven (37), Range Twenty-nine (29), lying West of the West line of First Avenue West in the Village of Foley, and Southerly of the southerly line of Minnesota Trunk Highway No. 23, excepting therefrom the tract of land described as follows, to-wit:

Commencing at a point of intersection of the east line of Lots 10 and 11, of Auditor's Plat of Subdivision of part of Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$), of Section Twenty-six (26), Township Thirty-seven (37), Range Twenty-nine (29), extended northerly, with the southerly right of way line of Minnesota Trunk Highway No. 23; thence southwesterly along the southerly right of way line of said Trunk Highway No. 23, a distance of 124 feet; thence southerly a distance of 67 feet to a point; thence easterly a distance of 106 feet to a point 76 feet south of the point of commencement; thence north 76 feet to the point of commencement, and there terminating.

Section 100:08 (3) Filing.

The Village Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Commission, Secretary of State, County Auditor, and the Clerk of the Gilmanton Township Board.

Section 100:08 (4) Effective Date.

This Ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 100:08 (3).

23 / 89
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

NOV 19 1971

Arden J. Edsall
Secretary of State

Passed and adopted at regular meeting of the Village Council
on the Third day of November, 1971, by unanimous vote of all members
present.

/s/ H. J. Chmielewski

H. J. Chmielewski

ATTEST:

/s/ John Nugent

Village Clerk

(SEAL)