

Virginia

Order approving
A. 2064 - Parcel #1
A. 2065 - Parcels 2-5.

September 9, 1971

4/3/72
Munic. Comm.

Minnesota Municipal Commission
610 Capitol Square Building
St. Paul, Minnesota 55101

Attention: Mr. Bruce Hutchinson

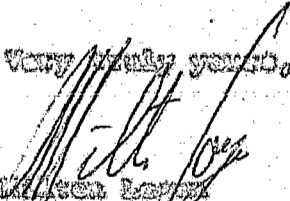
Re: Resolution Requesting Annexation to the City of
Virginia a Portion of the Township of Nichols

Dear Mr. Hutchinson:

I enclose herewith two Annexation Resolutions by the City
of Virginia, along with a legal description of the property, and
Exhibits "A" and "B" which is the Plat of the properties.

Service on this date is being made by mail on St. Louis
County Auditor, the Secretary of State, Town Board of Nichols,
St. Louis County Commissioners and the St. Louis County Planning
& Zoning Commission.

As I understand it the matter will now be set as for a
hearing.

Very truly yours,

Milton L. Jones
City Attorney

Enc.
M:L

23898

I, Paul L. Lundmark, City Clerk of the City of Virginia, County of St. Louis, State of Minnesota, do hereby certify that I have compared the annexed copy of Resolution No. 8656 passed by the City Council of the City of Virginia, on the 7th day of September 19 71, with the original document and record thereof on file and of record in my office, and, in my custody as City Clerk of said City, and that the same is true and correct copy thereof, and the whole thereof, and a true and correct transcript therefrom.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City of Virginia, 9th day of September 19 71.

Paul L. Lundmark
City Clerk of Virginia, Minn.

A-2064

"EXHIBIT A"

DESCRIPTION OF PARCEL #1 OF PROPOSED ANNEXATION TO THE CITY OF VIRGINIA

O.D. #23898

Beginning at a point of intersection of the South Right of Way Line of Highway #135 and the West Corporate City Limits of the City of Virginia in the NE $\frac{1}{4}$, NE $\frac{1}{4}$ of Section 12, T50N, R18W, proceed due West to the East Right of Way Line of the D. W. & P. Ry., main line; thence proceed Southerly along said Right of Way Line to a point 50 Feet North of the Westbound centerline of Highway #169, thence proceed Easterly along this line 50 Feet North of the West Bound Center Line of Highway 169 to the present West Corporate limits of the City of Virginia, thence proceed Northerly along the present West corporate limits of the City of Virginia to the point of beginning, constituting a parcel of land of 79.38 acres more or less.

A-2065

DESCRIPTION OF PARCEL #2 OF PROPOSED ANNEXATION TO THE CITY OF VIRGINIA

O.D. #23899

Beginning at a point of intersection of the North Boundary of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 18, T58N, R17W, and the west corporate limits of the City of Virginia, proceed Westerly along this line produced beyond the NW corner of Section 18, T58N, R17W, to the East Right of Way Line of the D. W. & P. Ry., mainline, thence proceed Southerly along said Right of Way Line to a point on the West corporate limits of the City of Virginia, thence proceed Northerly along the West corporate limits to the point of beginning, constituting a parcel of land of 19.20 acres more or less.

"EXHIBIT B"

DESCRIPTION OF PARCEL #3 OF PROPOSED ANNEXATION TO THE CITY OF VIRGINIA

All that part of the SE $\frac{1}{4}$ -SE $\frac{1}{4}$ of Section 13, T50N, R16W, lying West of the East Right of Way Line of the D. W. & P. Ry., constituting a parcel of land of 34.59 acres more or less.

DESCRIPTION OF PARCEL #4 OF PROPOSED ANNEXATION TO THE CITY OF VIRGINIA

All that part of the SW $\frac{1}{4}$ -SE $\frac{1}{4}$ of Section 13, T50N, R16W, lying East of the East Right of Way Line of County Road #19, constituting a parcel of land of 36.30 acres more or less.

DESCRIPTION OF PARCEL #5 OF PROPOSED ANNEXATION TO THE CITY OF VIRGINIA

All that part of the NE $\frac{1}{4}$ -NE $\frac{1}{4}$ of Section 24, T58N, R18W, lying West of the East Right of Way Line of the D. W. & P. Ry., constituting a parcel of land of 40.76 acres more or less.

COUNCIL CHAMBERS

Resolution No. 6656

City of Virginia, Minnesota September 7, 1971

Resolution requesting annexation to the City of Virginia a portion
of the Township of Nichols.

By Alderman Pappone

Resolved by the city council of the City of Virginia, that

WHEREAS, the City Council of the City of Virginia, Minnesota, is hereby requesting that the Minnesota Municipal Commission annex to the City the territory hereinafter described, being in the County of St. Louis and State of Minnesota, the boundaries which are herein described as ~~Represented~~ Exhibit "A", the approximate acreage being 98.58 acres; and

WHEREAS, there are no residents in said area to be annexed, and the existing public facilities and services are sewer, water, electricity, gas, police and fire protection; and

WHEREAS, the above described property is so conditioned as properly to be subjected to city government, and that there is the presence of an existing or reasonable anticipated need for governmental services in said territory, such as a water system, sewage disposal, zoning, police and fire protection by the City of Virginia; that it is feasible and practical by the City of Virginia to provide these governmental services presently or when they become necessary; and

WHEREAS, the above described territory is not platted and is not within the limits of any city or village and is adjacent to the City of Virginia, Minnesota; and

WHEREAS, the City of Virginia is in a position to develop this area for additional industrial sites; and

WHEREAS, the reasons for this proposed annexation are:

(a) The City of Virginia is presently furnishing water, sewage disposal, police and fire protection and is in a position to provide for streets and sidewalks which should be paid for by the area benefited.

(b) The City of Virginia has plans to develop part of this area for an industrial site.

(c) It is logical for this area to become a part of Virginia since the area is separated from the Town of Nichols by a railroad making it difficult for the township to furnish the utilities for the area.

(d) The City of Virginia is desperately in need of an area in which to expand because it is hemmed in by mining company owned properties; and

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NOW, THEREFORE, BE IT RESOLVED that the City of Virginia annex
the above described property; and

BE IT FURTHER RESOLVED that a copy of this Resolution be served
on the State of Minnesota Municipal Commission, the St. Louis County
Auditor, the Secretary of State, the Town Board of Nichols, St. Louis
County Commissioners and the St. Louis County Zoning Board.

Moved by Alderman Teagle supported by Alderman
Gunderson that the above resolution be adopted.

Ayes: Aldermen Floyd, Swor, Pappone, Lofquist, Guss, Teagle, Johnson,
Gunderson, President Carlson — 9

Nays: Aldermen None

Adopted September 7, 1971
Approved September 13, 1971

EXHIBIT

A

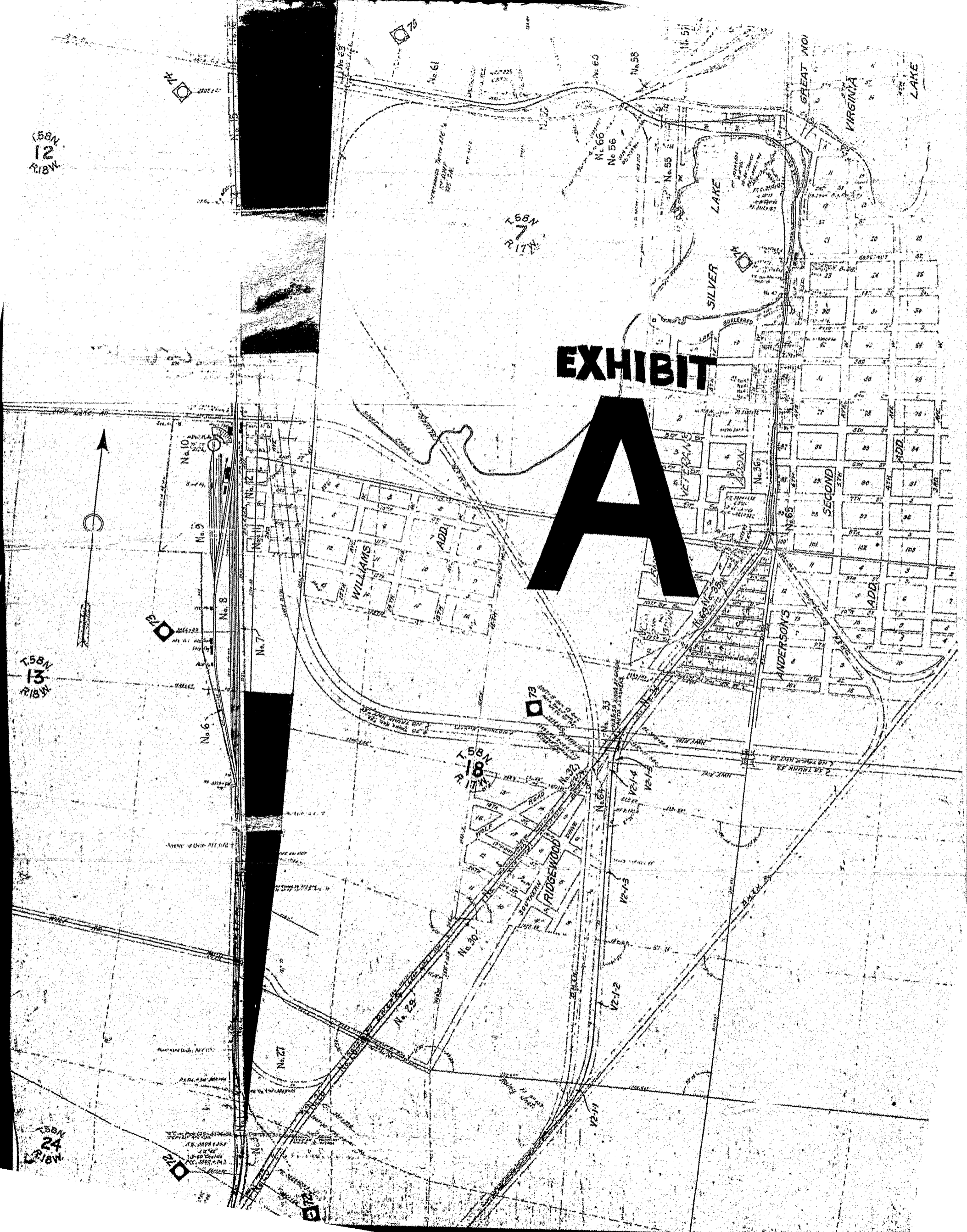
T.58N
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T.58N
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R.17W

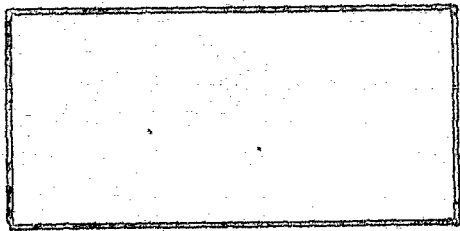
T.58N
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T.58N
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R.18W



THE PRECEDING



DOCUMENT(S)

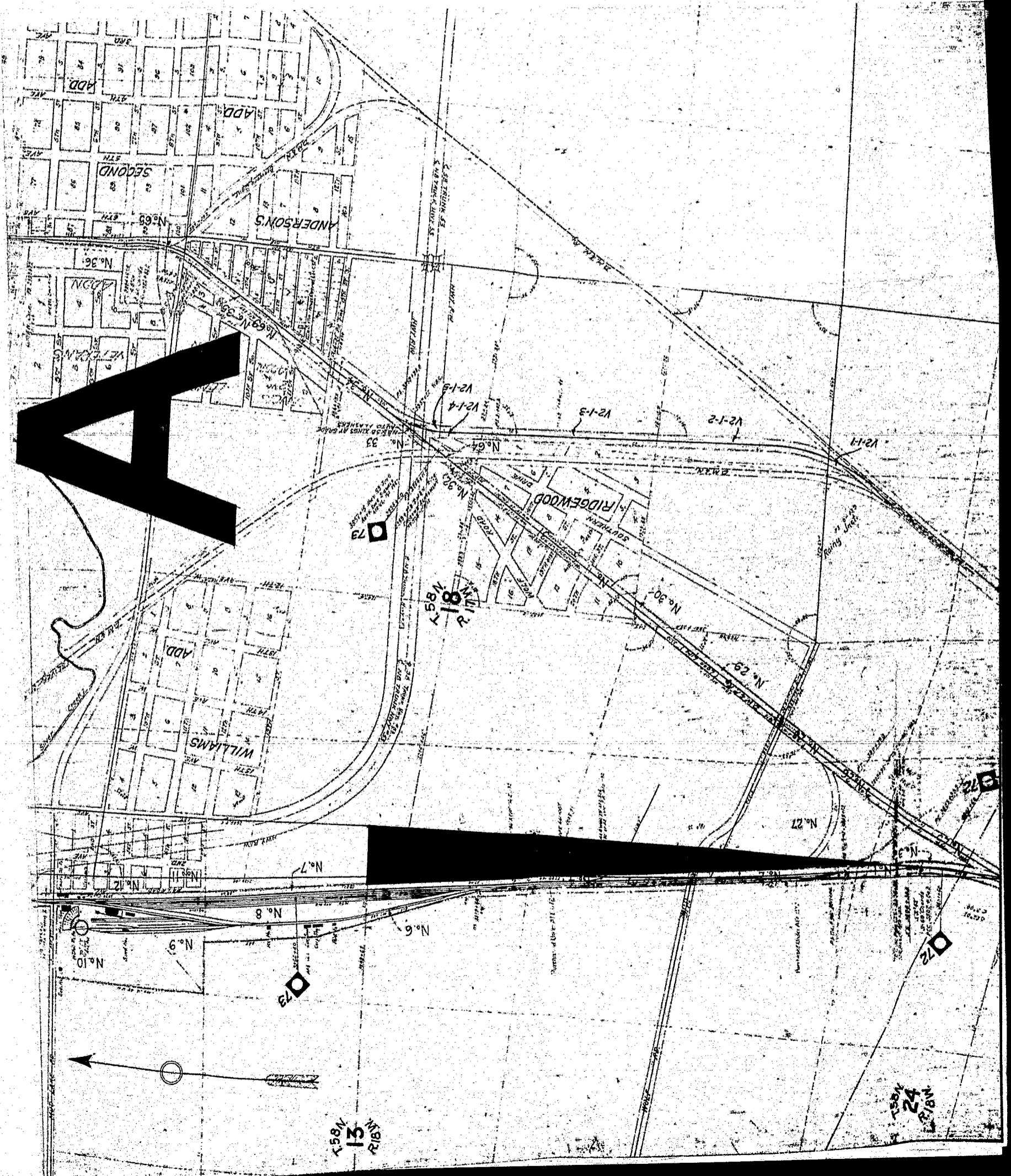
HAVE BEEN

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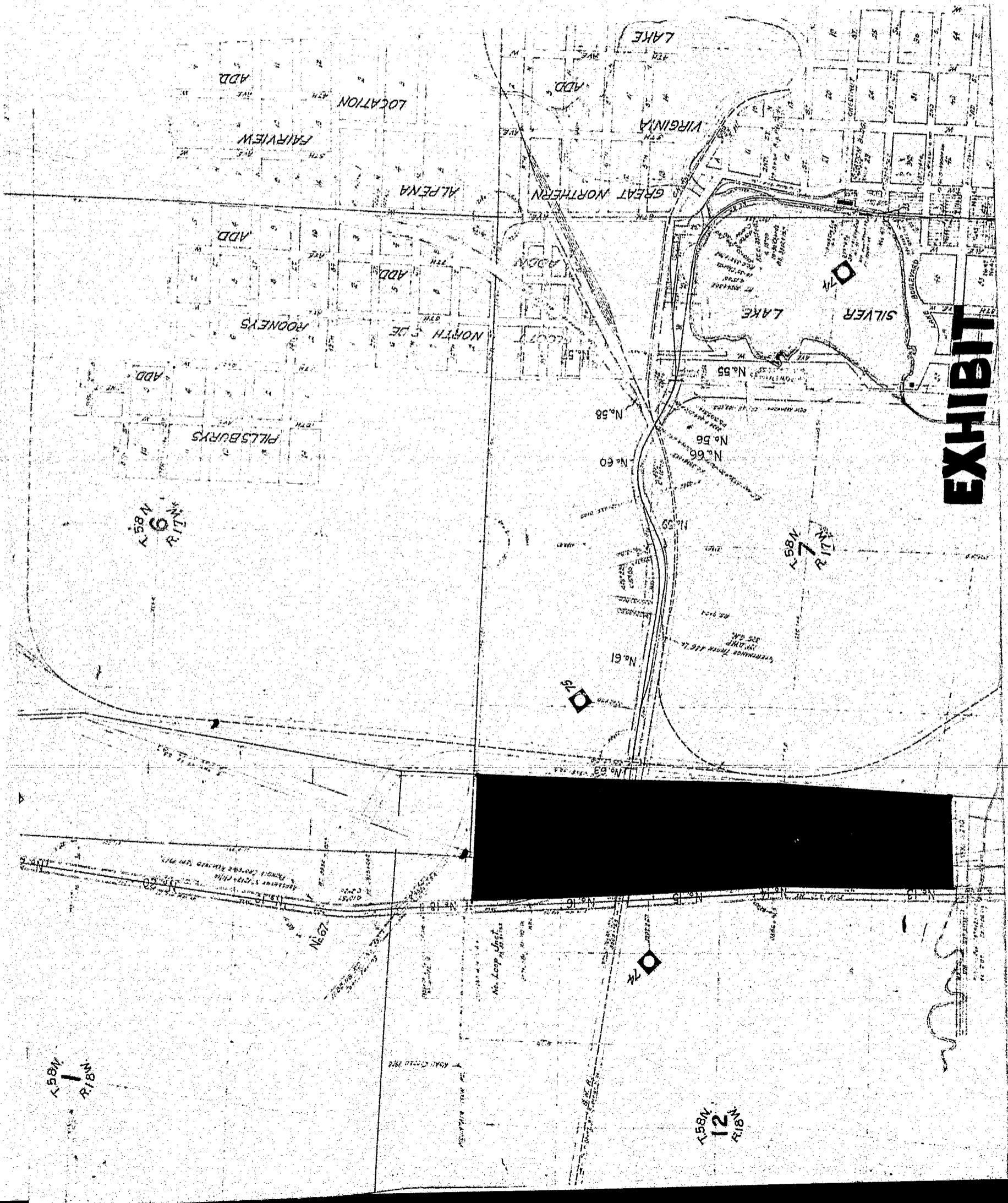




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EXHIBIT

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I, Paul L. Lundmark, City Clerk of the City of Virginia, County of St. Louis, State of Minnesota, do hereby certify that I have compared the annexed copy of Resolution No. 8657 passed by the City Council of the City of Virginia, on the 7th day of September 19 71, with the original document and record thereof on file and of record in my office, and, in my custody as City Clerk of said City, and that the same is true and correct copy thereof, and the whole thereof, and a true and correct transcript therefrom.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City of Virginia, 9th day of September 19 71.

Paul L. Lundmark
City Clerk of Virginia, Minn.

COUNCIL CHAMBERS

Resolution No. 8657

City of Virginia, Minnesota September 7, 1971

Resolution requesting annexation to the City of Virginia
a portion of the Township of Nichols.

By Alderman Pappone

Resolved by the city council of the City of Virginia, that

WHEREAS, the City Council of the City of Virginia, Minnesota, is hereby requesting that the Minnesota Municipal Commission annex to the City the territory hereinafter described, being in the County of St. Louis and State of Minnesota, the boundaries which are herein described as ~~Section 10 and~~ Exhibit "B", the approximate acreage being 111.65 acres; and

WHEREAS, there are no residents in said area to be annexed, and the existing public facilities and services are police and fire protection, sewage disposal, zoning and a water system; and

WHEREAS, the above described property is so conditioned as properly to be subjected to city government, and that there is the presence of an existing or reasonable anticipated need for governmental services in said territory, such as a water system, sewage disposal, zoning, police and fire protection by the City of Virginia; that it is feasible and practical by the City of Virginia to provide these governmental services presently or when they become necessary; and

WHEREAS, the above described territory is not platted and is not within the limits of any city or village and is adjacent to the City of Virginia, Minnesota; and

WHEREAS, the City of Virginia is in a position to develop this area for additional industrial sites; and

WHEREAS, the reasons for this proposed annexation are:

(a) The City of Virginia has plans to develop part of this area for an industrial site.

(b) The City of Virginia is desperately in need of an area in which to expand because it is hemmed in by mining company owned properties.

(c) The City of Virginia is in the best position to furnish water, sewage disposal, police and fire protection for this area and is in a position to provide for streets and sidewalks, and, therefore, these services should be paid for by the area benefited.

NOW, THEREFORE, BE IT RESOLVED that the City of Virginia cede
the above described property; and

BE IT FURTHER RESOLVED that a copy of this Resolution be served on
the State of Missouri Municipal Commission, the St. Louis County Auditor,
the Secretary of State, the Town Board of Nichols, St. Louis County
Commissioners and the St. Louis County Zoning Board.

Moved by Alderman Gunderson supported by Alderman

Teasel that the above resolution be adopted.

Ayes: Aldermen Floyd, Swor, Pappono, Lofquist, Guss, Teasel, Johnson,

Gunderson, President Carlson 9

Nays: ~~Aldermen~~ None

Adopted September 7, 1971

Approved September 13, 1971

"EXHIBIT A"

**DESCRIPTION OF PARCEL #1 OF PROPOSED
ANNEXATION TO THE CITY OF VIRGINIA**

Beginning at a point of intersection of the South Right of Way Line of Highway #135 and the West Corporate City Limits of the City of Virginia in the SE $\frac{1}{4}$ - NE $\frac{1}{4}$ of Section 12, T58N, R18W, proceed due West to the East Right of Way Line of the D. W. & P. Ry., main line; thence proceed Southerly along said Right of Way Line to a point 50 Feet North of the Westbound centerline of Highway #169, thence proceed Easterly along this line 50 Feet North of the West Bound Center Line of Highway 169 to the present West Corporate limits of the City of Virginia, thence proceed Northerly along the present West corporate limits of the City of Virginia to the point of beginning, constituting a parcel of land of 99.58 acres more or less.

**DESCRIPTION OF PARCEL #2 OF PROPOSED
ANNEXATION TO THE CITY OF VIRGINIA**

Beginning at a point of intersection of the North Boundary of the NW $\frac{1}{4}$ -SW $\frac{1}{4}$ of Section 18, T58N, R17W, and the West corporate limits of the City of Virginia, proceed Westerly along this line produced beyond the NW corner of Section 18, T58N, R17W, to the East Right of Way Line of the D. W. & P. Ry., mainline, thence proceed Southerly along said Right of Way Line to a point on the West corporate limits of the City of Virginia, thence proceed Northerly along the West corporate limits to the point of beginning, constituting a parcel of land of 19.20 acres more or less.

"EXHIBIT B"

**DESCRIPTION OF PARCEL #3 OF PROPOSED
ANNEXATION TO THE CITY OF VIRGINIA**

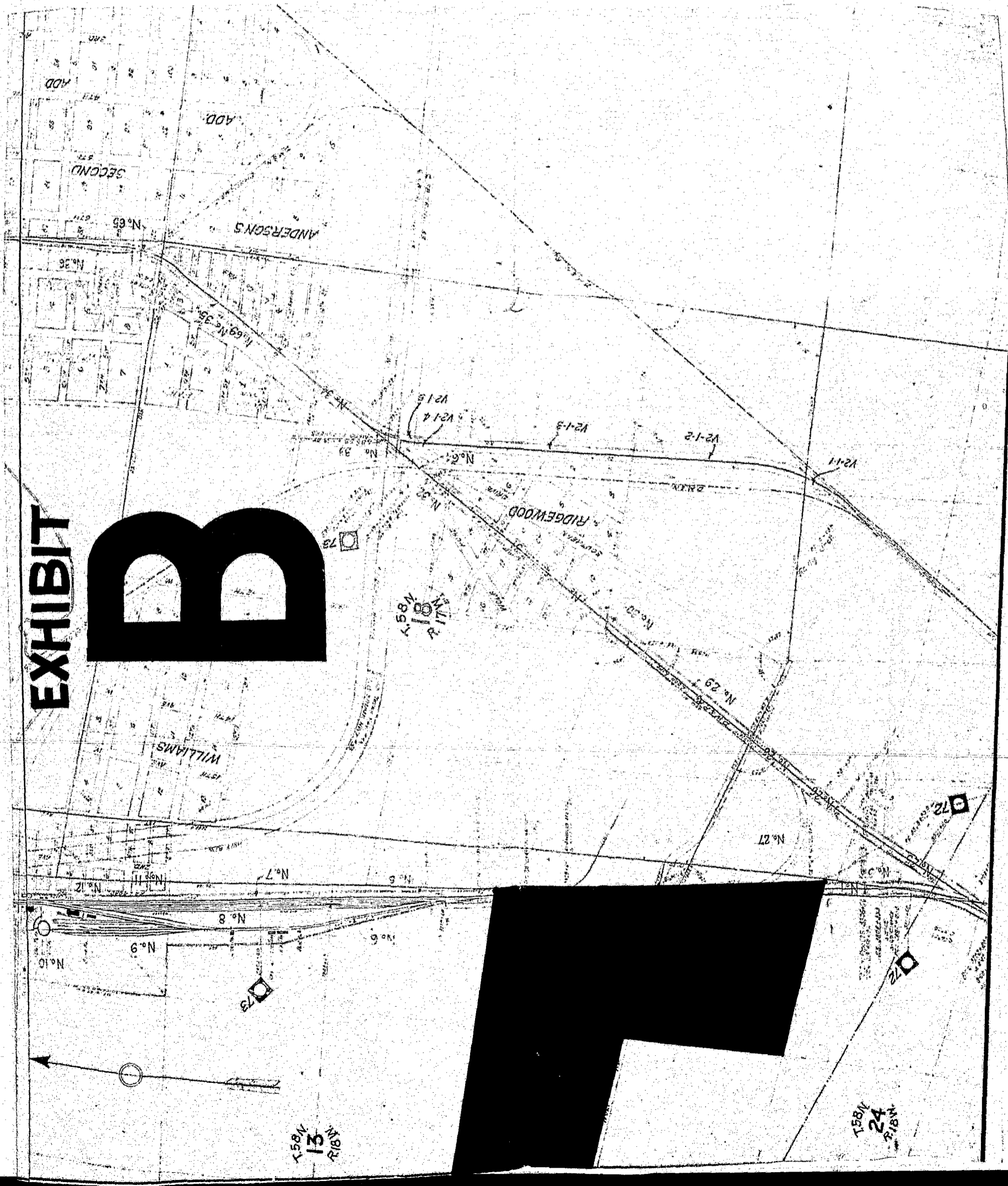
All that part of the SE $\frac{1}{4}$ -SE $\frac{1}{4}$ of Section 13, T58N, R18W, lying West of the East Right of Way Line of the D. W. & P. Ry., constituting a parcel of land of 34.99 acres more or less.

**DESCRIPTION OF PARCEL #4 OF PROPOSED
ANNEXATION TO THE CITY OF VIRGINIA**

All that part of the SW $\frac{1}{4}$ -SE $\frac{1}{4}$ of Section 13, T58N, R18W, lying East of the East Right of Way Line of County Road #19, constituting a parcel of land of 36.30 acres more or less.

**DESCRIPTION OF PARCEL #5 OF PROPOSED
ANNEXATION TO THE CITY OF VIRGINIA**

All that part of the NE $\frac{1}{4}$ -NE $\frac{1}{4}$ of Section 24, T58N, R18W, lying West of the East Right of Way Line of the D. W. & P. Ry., constituting a parcel of land of 40.76 acres more or less.

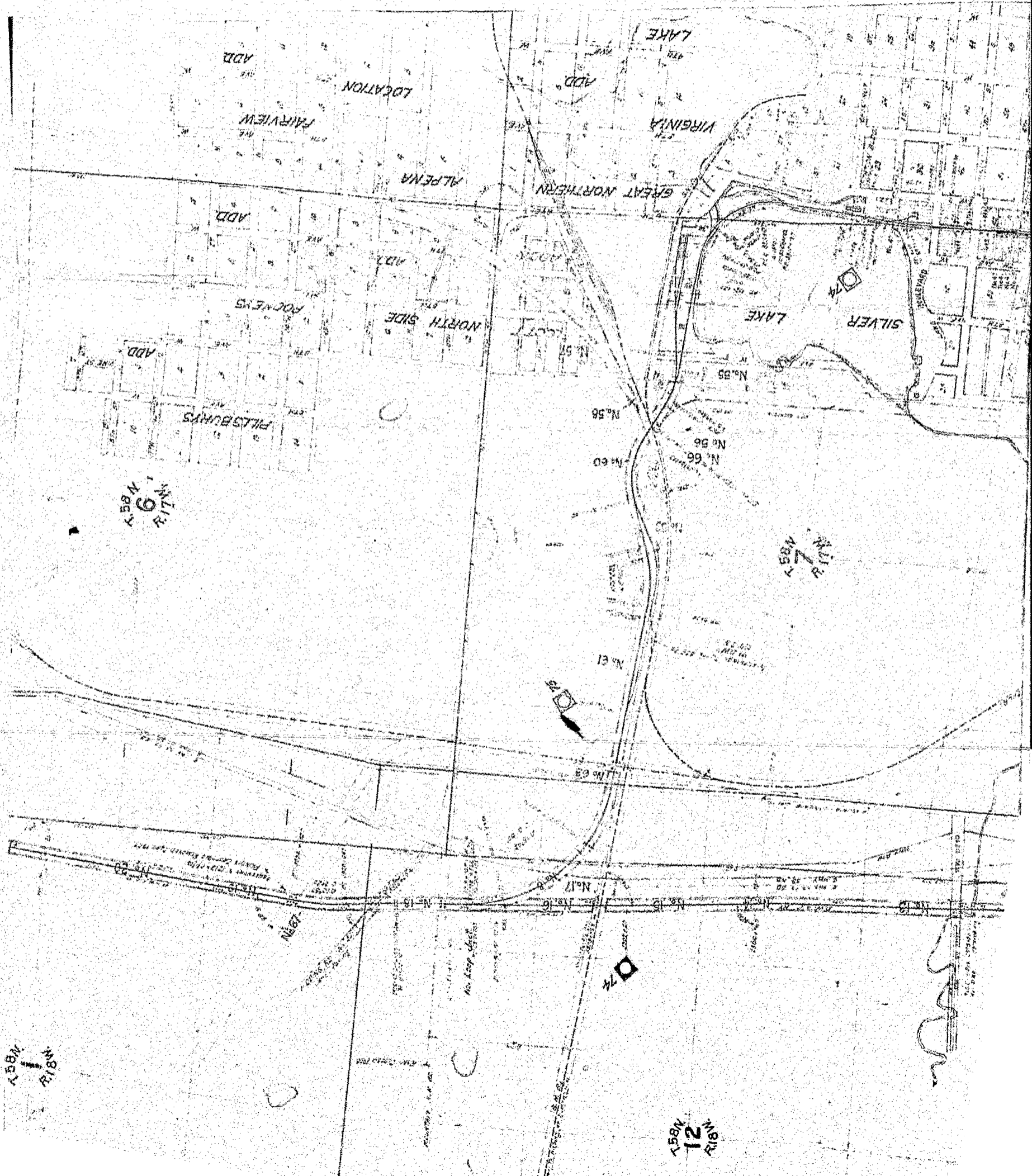


EXHIBIT

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BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Robert J. Ford	Vice Chairman
Harold J. Dahl	Member
Edwin H. Hoff	Ex-Officio Member
Fred Barrett	Ex-Officio Member

IN THE MATTER OF THE ANNEXATION)	FINDINGS OF FACT,
OF CERTAIN LANDS TO THE CITY OF)	CONCLUSIONS OF LAW,
VIRGINIA, MINNESOTA	AND ORDER

This proceeding under Minnesota Statutes 1969, Section 414.031, as amended, for the annexation to the City of Virginia of certain real estate located in the Town of Nichols, St. Louis County, State of Minnesota, more particularly described herein, came on for hearing before the Minnesota Municipal Commission at Virginia, St. Louis County, Minnesota, in the City Hall on December 15, 1971.

Bruce Rasmussen, Executive Secretary of the Minnesota Municipal Commission presided at the hearing. Also in attendance were the St. Louis County Commissioners, Edwin H. Hoff and Fred Barrett. The City of Virginia was represented by Milton Logan, its City Attorney. The Township of Nichols was represented by its Attorney, Jack Fena, and the Village of Mountain Iron was represented by Leonard Kne, its attorney.

The Commission, having considered the testimony of the witnesses, the exhibits received in evidence, and all other evidence, the arguments of counsel, and the files and records herein and being fully advised in the premises, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Due, timely and adequate legal notice of the hearing herein

ordered by the Minnesota Municipal Commission was posted, published, served and filed.

2. The area proposed for annexation contains approximately 79.38 acres. The area is located along the west limits of the present City of Virginia, St. Louis County, Minnesota.

3. The area above described contains many commercial buildings. It is presently largely urban or suburban in character, and the remainder is about to become urban or suburban in character.

4. The population of the area proposed to be annexed is none.

5. The Township of Nichols in which the area proposed to be annexed is situated has no sanitary sewer or water facilities for this area and these facilities are presently being provided by the City of Virginia, and that the City of Virginia will have available fire, and police protection, water, electricity and sanitary sewer facilities, and maintains street maintenance crews and equipment, and the City of Virginia has constructed water mains and sanitary sewers to the area proposed to be annexed, which with proposed extensions and connections are adequate to serve the area.

6. The City of Virginia is in a position to develop this area for additional industrial sites, and it is logical for this area to become a part of Virginia since the area is separated from the Town of Nichols by a railroad making it difficult for the township to furnish utilities for the area.

7. The Minnesota Municipal Commission has before it a proceeding requesting the consolidation of the Village of Mountain Iron and the Town of Nichols, St. Louis County, Minnesota. This proceeding bears Minnesota Municipal Commission docket number C7-mt. Said village and town and the City of Virginia are parties to said consolidation

proceeding. A stipulation by and between all parties was entered into the record at public hearing, to wit:

That the City of Virginia would petition the Minnesota Municipal Commission for annexation of five separate parcels located within the Town of Nichols, and more particularly described by parcel, to-wit, as follows:

Parcel #1

Beginning at a point of intersection of the South Right of Way Line of Highway No. 135 and the West Corporate City Limits of the City of Virginia in the NE 1/4 of NE 1/4 of Section 12, Township 58 North, Range 18 West, proceed due West to the East Right of Way Line of the D.W. & P. Ry., main line; thence proceed Southerly along said Right of Way Line to a point 50 feet North of the Westbound centerline of Highway No. 169; thence proceed Easterly along this line 50 feet North of the West Bound Center Line of Highway 169 to the present West corporate limits of the City of Virginia; thence proceed Northerly along the present West corporate limits of the City of Virginia to the point of beginning, constituting a parcel of land of 79.38 acres more or less.

Parcel #2

Beginning at a point of intersection of the North boundary of the NE 1/4 of SE 1/4 of Section 13, Township 58 North, Range 18 West and the East Right of Way Line of the D.W. & P. Ry., main line; thence proceed due east to the west corporate limits of the City of Virginia, thence proceed southerly along said corporate limits to a point of intersection of the east Right of Way Line of the D.W. & P. Ry., main line; thence proceed northerly along the East right of way line to the point of beginning, constituting a parcel of land of 19.20 acres more or less.

Parcel #3

All that part of the SE 1/4 of SE 1/4 of Section 13, Township 58 North, Range 18 West, lying West of the East right of way line of the D.W. & P. Ry., constituting a parcel of land of 34.59 acres more or less.

Parcel #4

All that part of the SW 1/4 of SE 1/4 of Section 13,

Township 58 North, Range 18 West, lying East of the East right of way line of County Road No. 19 constituting a parcel of land of 36.30 acres more or less.

Parcel #5

All that part of the NE 1/4 of NE 1/4 of Section 24, Township 58 North, Range 18 West, lying West of the East right of way line of the D.W. & P. Ry., constituting a parcel of land of 40.76 acres more or less.

That the Town of Nichols or Village of Mountain Iron would not object to the said annexation of said above described property to the said City of Virginia.

That if the Minnesota Municipal Commission did order the consolidation of the Village of Mountain Iron and the Town of Nichols, the consolidated municipality would no longer include the above described five parcels which would be part of the City of Virginia.

8. The area herein ordered annexed is subject to the above stipulation.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction of this annexation proceeding.
2. The area proposed to be annexed is so conditioned and so located as to be properly subjected to municipal government of the City of Virginia.
3. It would be difficult because of existing railroad tracks for the Township of Nichols to furnish utilities to this area.
4. There is no need for the continuance of any township government within the area proposed to be annexed.
5. Municipal government by the City of Virginia in the area

proposed to be annexed is necessary and required to protect the public health, safety and welfare and to provide proper needed governmental services.

6. The City of Virginia is capable and is best situated to provide the governmental services presently needed and those services which will become necessary in the future in the area to be annexed.

7. The proposed annexation to the City of Virginia will not materially effect the capability of the Township of Nichols and the Village of Mountain Iron to continue normal operation.

8. The annexation of the area to the City of Virginia would be in the best interests of the area and the City of Virginia.

9. An Order should be issued by the Minnesota Municipal Commission annexing to the City of Virginia, the real estate located in St. Louis County, Minnesota, and described in the Order herein.

ORDER

IT IS HEREBY ORDERED: That the real estate situated in the County of St. Louis, State of Minnesota, described as follows be and the same is hereby annexed to the City of Virginia, Minnesota, the same as if it had been originally made a part thereof:

Parcel #1

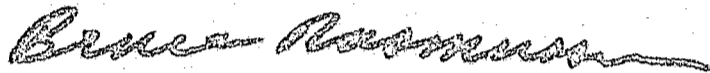
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to the point of beginning, constituting a parcel of land of
79.38 acres more or less

IT IS FURTHER ORDERED: That the population of the City of Virginia
remain the same for all purposes until the next federal census.

Dated this 13th day of April, 1972

MINNESOTA MUNICIPAL COMMISSION
304 Capitol Square Building
St. Paul, Minnesota 55101

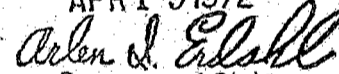


Bruce Rasmussen
Executive Secretary

23898

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

APR 19 1972



Secretary of State