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Phone: 296-2428



STATE OF MINNESOTA  
MUNICIPAL COMMISSION

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

Nov. 13, 1974

Mrs. Eileen E. Feneis, Clk.-Treas.  
City Hall 253 N. 5th Ave.  
Waite Park, Minn. 56387

Re: Docket Number A-2306 Ordinance Number 157

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414 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.

Sincerely yours,

MUNICIPAL COMMISSION

Patricia D. Lundy  
Asst. Executive Secretary

PDL/mg

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

27411

ORDINANCE NUMBER 157

AN ORDINANCE ANNEXING CERTAIN UNPLATTED LAND TO  
THE CITY OF WAITE PARK, IN STEARNS COUNTY, MINNESOTA.

WHEREAS, a notice of intention to annex certain real estate abutting the City of Waite Park, in Stearns County, Minnesota, was given by the City Council in and for the City of Waite Park, in accordance with M. S. A. ch. 633, Subd. (3), said real estate situate in the County of Stearns, State of Minnesota, described as follows, to-wit:

All of Blocks 3 and 4, Waite Park Acres less and except the Westerly 7.00 feet of Lot 1, all of Lot 2 and the Easterly 33.00 feet of Lot 3, all in Block 4, Waite Park Acres, Stearns County, Minnesota, according to the plat on file and of record in the Register of Deeds Office in and for said County. More particularly described as bounded on the North by the centerline of Trunk Highways 23 and 52 (Division Street), bounded on the East by the centerline of Waite Avenue South, said centerline also being the East line of the Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of Section 16, Township 124 North, Range 28 West, bounded on the South by the South line of said addition, said South line also being the South line of said SW 1/4 NW 1/4; bounded on the West by the Centerline of 2nd Avenue South, said centerline also being the West line of said SW 1/4 NW 1/4.

All of the Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) of Section 16, Township 124 North, Range 28 West, Stearns County, Minnesota.

All that part of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of Section 17, Township 124 North, Range 28 West, Stearns County, Minnesota described as follows: Beginning at the Northeast corner of said NE 1/4 SE 1/4; thence Southerly along the East line of said NE 1/4 SE 1/4 a distance of 225.00 feet; thence Westerly and parallel with the North line of said NE 1/4 SE 1/4 142.70 feet; thence Northerly 225.00 feet to a point on the North line of said NE 1/4 SE 1/4 140.00 feet west of the point of beginning; thence Easterly 140.00 feet to the point of beginning. Also that part described as follows: Beginning at a point on the East line of said NE 1/4 SE 1/4 distant 225.00 feet South of the Northeast corner thereof; thence West and parallel with the North line of said NE 1/4 SE 1/4 a distance of 335.60 feet; thence deflect 89° 57' to the left, southerly for a distance of 523.00 feet; thence Easterly and parallel with the North line of said NE 1/4 SE 1/4 a distance of 348.79 feet to the East line of said NE 1/4 SE 1/4; thence Northerly along said East line 523.01 feet to the point of beginning. ALSO that part described as follows: Beginning at a point on the North line of said Southeast Quarter (SE 1/4) distant 1635.57 feet East of the Northwest corner thereof; thence deflect right 90° 04' for a distance of 202.40 feet; thence deflect right 89° 56' for a distance of 180.42 feet; thence deflect

left  $89^{\circ}56'$  for a distance of 226.51 feet; thence deflect right  $89^{\circ}56'$  for a distance of 151.73 feet to the West line of said NE  $1/4$  SE  $1/4$ ; thence North along said West line to the North line of said Southeast Quarter (SE  $1/4$ ); thence Easterly to point of beginning.

All of the Northwest Quarter of the Southeast Quarter (NW  $1/4$  SE  $1/4$ ) of Section 17, Township 124 North, Range 28 West, Stearns County, Minnesota.

All that part of the Southwest Quarter of the Southeast Quarter (SW  $1/4$  SE  $1/4$ ) of Section 17, Township 124 North, Range 28 West, Stearns County, Minnesota, described as follows: Beginning at the Northwest corner of said SW  $1/4$  SE  $1/4$ ; thence Southerly along the West line of said SW  $1/4$  SE  $1/4$  948.00 feet; thence deflect left  $89^{\circ}36'$  in an Easterly direction a distance of 736.00 feet; thence deflect left  $90^{\circ}24'$  in a Northerly direction, parallel to the West line of said SW  $1/4$  SE  $1/4$ , 951.45 feet to the North line of said SW  $1/4$  SE  $1/4$ ; thence deflect left  $89^{\circ}52'$  in a Westerly direction along said North line 736.00 feet to the point of beginning.

in which notice said City stated it intended to annex said real estate to the City of Waite Park, Minnesota, and,

WHEREAS, it was determined by said City Council that said real estate above described is bordered by the City of Waite Park by more than 60% of its perimeter.

WHEREAS, said notice was served on the Town Board in and for the Township of St. Cloud, in Stearns County, Minnesota, and written objections to said annexation were made by said Town Board and were thereafter withdrawn by said Town Board and pursuant to said withdrawal the Minnesota Municipal Commission authorized the City of Waite Park to proceed with said annexation, and, more than 60 days have elapsed since the service of notice of intent to annex, and,

WHEREAS, it has been determined by said City Council that said annexation will be in the best interest of the City of Waite Park and the above described property.

NOW, THEREFORE, the City Council in and for the City of Waite Park does hereby declare and ordain:

That the corporate limits of the City of Waite Park, in Stearns County, Minnesota, be and they hereby are extended to include that certain real estate heretofore described, and the same is hereby annexed and included in the City of Waite Park as effectually as if it had originally been a part thereof.

IT IS FURTHER ORDAINED, that the City Clerk file certified copies of this ordinance with the Minnesota Municipal Commission, the Stearns County Auditor and the Secretary of State of the State of Minnesota.

This ordinance shall become effective from and after its passage, publication and filing of certified copies as heretofore directed.

Adopted by the City Council this 5th day of November, 1974.

(SEAL)

Alvin J. Mangum  
Alvin J. Mangum, Mayor

Eileen E. Feneis  
Eileen E. Feneis, Clerk

STATE OF MINNESOTA )  
CITY OF WAITE PARK ) SS  
COUNTY OF STEARNS )

I, Eileen E. Feneis, being the duly qualified and acting Clerk of the City of Waite Park, in Stearns County, Minnesota, DO HEREBY CERTIFY the foregoing ordinance was adopted by the unanimous vote of the City Council of the City of Waite Park, in Stearns County, Minnesota, at a meeting of said council held at the City Hall in said City on the 5th day of November, 1974.

WITNESS my hand as such clerk and the corporate seal of this City this 5th day of November, 1974.

(SEAL)

Eileen E. Feneis  
City Clerk

I, Eileen E. Feneis, do further certify that I have filed a copy of the foregoing Ordinance with the Minnesota Municipal Commission, the Stearns County Auditor and the Secretary of State of the State of Minnesota.

(SEAL)

Eileen E. Feneis  
City Clerk

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
NOV 22 1974  
Secretary of State