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STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

NOVEMBER 23, 1978

Mr. Michael W. Singer
Clerk-Treasurer
City Hall
200 N. 5th Street
Brookridge, Minnesota 55009

Re: Docket Number 15-2017 Ordinance Number 3000

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
Assistant Executive Secretary

PDL/mg

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

28939

ORDINANCE NO. 309

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF BRECKENRIDGE TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS

THE COUNCIL OF THE CITY OF BRECKENRIDGE, MINNESOTA, DOES ORDAIN:

WHEREAS, a certain petition dated the 21st day of July, 1975, requesting annexation of the territory hereinafter described, was duly presented to the Council on the 21st day of July, 1975, and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is 62.0 acres, more or less, of unplatted land, no part of which is included within the limits of an incorporated city, village or borough, and

WHEREAS, the petition was duly signed by all owners of said tract of land proposed to be annexed by the proper officers; and

WHEREAS, the petition was duly filed with the town board of the Township of Breckenridge, Wilkin County, Minnesota; the County Board of Wilkin County, Minnesota, and the Minnesota Municipal Commission; and

WHEREAS, said tract of land proposed to be annexed does not abut on the boundaries of any municipalities except the City of Breckenridge; and

WHEREAS, more than sixty (60) days have expired since the filing of said petition with the said Town Board of Breckenridge Township, the said County Board of Wilkin County, and the said Minnesota Municipal Commission, and no objections to said proposed annexation have been received or filed by anyone; and

WHEREAS, the land described in the petition abuts upon the city limits of the City of Breckenridge, Minnesota, on the northerly boundary thereof;

NOW THEREFORE, the Council of the City of Breckenridge, Minnesota, ordains:

Section 1. - The City Council hereby finds and determines:

- (1) that the annexation will be in the best interest of the City of Breckenridge and the territory affected;
- (2) that the territory described herein abuts upon the city limits of the City of Breckenridge on the northerly edge and is about to become urban in character;
- (3) None of said territory is now included within the limits of any city, village or borough and does not abut upon the limits of any city, village or borough, except the City of Breckenridge, Minnesota.

Section 2. - That the corporate limits of the City of Breckenridge, Minnesota, are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the City of Breckenridge, Minnesota, as effectually as if it had originally been a part thereof, which said land is located in the County of Wilkin, State of Minnesota, and is described as follows, to-wit:

That part of the North Half ($N\frac{1}{2}$) of Section Four (4) in Township One Hundred Thirty-two (132) North of Range Forty-seven (47) West of the 5th P. M., described as follows: Beginning at the center of said Section 4; thence on an assumed bearing of North $88^{\circ}13'29''$ West and on the Southerly line of the North $\frac{1}{2}$ of said Section 4 for a distance of 462.82 feet to the Easterly right-of-way line of State Trunk Highway No. 75 per State Highway right-of-way plat No. 84-3 as of public record in the office of the Register of Deeds in and for Wilkin County; thence North $02^{\circ}23'20''$ East and on the Easterly line of last said right-of-way for a distance of 860.37 feet; thence continuing on the Easterly line of said right-of-way and on a bearing of North $04^{\circ}21'39''$ East for a distance of 1399 feet; thence continuing on said right-of-way and along an arc having a radius of 522.96 feet, central angle of $50^{\circ}26'42''$ for an arc distance of 460.43 feet to the Easterly line of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 4; thence North $02^{\circ}02'18''$ East and on the last said Easterly line of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ for a distance of 48.50 feet to the Northerly line of said Section 4; thence South $88^{\circ}11'16''$ East and on the Northerly line of said Section 4 for a distance of 665.88 feet to the Northeast corner of the West $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of said Section 4; thence South $02^{\circ}01'55''$ West on the Easterly line of said West $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ for a distance of 2498.98 feet to the Southerly line of said Northeast $\frac{1}{4}$; thence North $88^{\circ}13'29''$ West on the Southerly line of said Northeast $\frac{1}{4}$ for a distance of 666.15 feet to the point of beginning containing 62.0 acres, more or less, subject to the rights of the public in State Trunk Highway 210.

Section 3. - The City Clerk is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Commission, the Secretary of the State of Minnesota, the County Auditor of Wilkin County, Minnesota, and the Clerk of the Township of Breckenridge, Minnesota.

Section 4. - Effective date. This Ordinance takes effect upon its passage and publication and the time of filing of the certified copies as directed in Section 3.

Adopted by the Council this 20th day of October, 1975.

s/ Keith Zarling
Keith Zarling, Mayor

Attest:

s/ M. D. Casper
M. D. Casper, City Clerk

FIRST READING October 6, 1975

SECOND READING October 20, 1975

ADOPTED AND PASSED October 20, 1975

PUBLISHED October 28, 1975

#28939

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 8 - 1975

John Anderson Howe
Secretary of State

#28939


STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 8 - 1975
Paul Anderson Howe
Secretary of State

CERTIFICATION

I, M. D. Casper, City Clerk of the City of Breckenridge, Minnesota, hereby certify that I have carefully compared the foregoing copy of ORDINANCE NO. 309, Entitled,
" AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF
BRECKENRIDGE TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND
NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS."

with the original of said instrument on file in my office and that the same is a true and correct copy of the whole thereof of such original instrument.

WITNESS my hand and the official seal of the City of Breckenridge, a Municipal Corporation under the laws of the State of Minnesota, this 30th day of October, 19 75.


M. D. CASPER, City Clerk of the City of Breckenridge, Minnesota