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STATE OF MINNESOTA
MUNICIPAL BOARD
Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

March 9, 1978

Mr. Alvin Pagel
City Clerk
City Hall
Atwater, MN 56209

Re: Docket Number A-3225 Ordinance Number 78-1
City of Atwater

Ladies and Gentlemen:

The Minnesota Municipal Board 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, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)

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

Sincerely yours,

MUNICIPAL BOARD

Patricia D. Lundy *PL*

Patricia D. Lundy
Assistant Executive Secretary

PDL:es

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

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 17 1978
Jean Abrahamson
Secretary of State

31342

Atwater

ORDINANCE NO. 78-1

AN ORDINANCE ANNEXING CERTAIN UNPLATTED LANDS AND
EXTENDING THE CORPORATE LIMITS OF THE CITY OF ATWATER

The City Council of the City of Atwater does ordain as follows:

SECTION 1. Origination and Procedure. The owners of certain unincorporated and unplatted lands contiguous to the City of Atwater petitioned for annexation pursuant to Section 414.033, Subd. 5, of Minnesota Statutes, which permits a property owner of unplatted land not exceeding 200 acres to petition the governing body of a municipality to have said land included within said municipality. Such petition was filed with the City Council of Atwater on the 31st day of August, 1977, and thereafter copies of said petition were filed with the Minnesota Municipal Commission, the Genessee Town Board and the Kandiyohi County Board of Commissioners. That the area proposed to be annexed comprises approximately fifteen (15) acres, and all property owners of the lands to be annexed joining in the petition, mailed notice of the hearing before the City Council was not required; thereafter the City Council met on the 18th day of January, 1978, at which time it was determined there were no written objections to the annexation from any source, that the adjoining township (Genessee) had consented and executed a waiver relative to said annexation, and thereafter resolution of the City Council was passed to accept the annexed lands as a part of the municipality of Atwater and to adjust the corporate boundary accordingly. This annexation proceeding shall be deemed final upon the filing of a copy of this Ordinance with the Minnesota Municipal Commission, the Kandiyohi County Auditor, the Secretary of State for the State of Minnesota, and the Genessee Town Board and Clerk.

SECTION 2. Description. Lands subject to this annexation are in the Township of Genessee, County of Kandiyohi, State of Minnesota, described as follows, to-wit:

The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 1, Township 119, Range 33, excepting therefrom the following parts:

1. Hall's Addition to the Village (now City) of Atwater;
2. Palm's Addition to the Village (now City) of Atwater;

3. Commencing at a point on the East line of Garfield Avenue, Hall's Addition to the Village (now City) of Atwater and 50 feet North of the South section line of Section 1, Township 119, Range 33; thence North along the East line of said Garfield Avenue a distance of 50 feet; thence East parallel to said South line of Section 1 a distance of 50 feet; thence South parallel to the East line of said Garfield Avenue a distance of 50 feet; thence West a distance of 50 feet to the point of beginning.

SECTION 3. Annexation. The City Council hereby determines (1) that the annexation will be in the best interests of the City and the territory affected; (2) that the territory described herein abuts upon the City limits and is about to become urban or suburban in character; and (3) that none of said territory is included within the limits of any city or borough. Therefore, the area proposed for annexation is hereby annexed to, and included within the City limits as effectually as if it had originally been a part hereof.

SECTION 4. Effective Date. This ordinance is deemed to be in full force and effect from and after its date of publication.

This Ordinance passed this 18th day of January, 1978.

O. Homer Bach
O. Homer Bach, Mayor

ATTEST:

Alvin E. Pagel
Alvin E. Pagel, Clerk

This is a true and correct photocopy of the ordinance as found in the Municipality's records.

Alvin E. Pagel
Alvin E. Pagel, Clerk

#31342
O.D.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 17 1978
Joan Anderson
Secretary of State