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Phone: 296-2428



**STATE OF MINNESOTA  
MUNICIPAL BOARD**

Suite 165 Metro Square  
7th & Robert Streets  
St. Paul, Minnesota 55101

May 1, 1981

Mr. Alvin E. Pagel  
City Clerk  
City Hall  
Atwater, Minnesota 56209

Re: Docket Number A-3776

Ordinance Number 81-2

City of Atwater

Dear City Clerk:

The Minnesota Municipal Board has now processed and approved the above ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township 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.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

*Patricia D. Lundy*  
Patricia D. Lundy  
Assistant Executive Director

PDL:mem

cc: Secretary of State  
County Auditor  
Township Clerk  
Attorney  
Municipality

(REVISED 1/81)

**STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JUN 15 1981**  
*James Andrew Hovine*  
Secretary of State  
#33442

Atwater

ORDINANCE NO. 81-2

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 owner of certain unincorporated and unplatted land 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 December 4, 1980, and an amended petition filed December 12, 1980, at the request of the Atwater Planning Commission which enlarged the land area to be annexed from 6.5 to 20 acres. Thereafter, copies of said petition were filed with the Minnesota Municipal Board, the Genessee Town Board and Kandiyohi County Board of Commissioners. That the area proposed to be annexed comprises approximately 20 acres, and all property owners of the lands to be annexed joined in the petition; mailed notice of the hearing before the City Council was not required; thereafter the City Council met on the 8<sup>th</sup> day of April, 1981, at which time it was determined there were no written objections to the annexation from any source, 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 Board, the Kandiyohi County Auditor, the Secretary of State for the State of Minnesota, and the Genessee Town Board.

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 North Half of the Southwest Quarter of the Southeast Quarter (N $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 2, Township 119, Range 33 (20 acres, more or less).

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 and on the date the ordinance is approved by the Minnesota Municipal Board.

This ordinance passed this 8<sup>th</sup> day of April, 1981.

/s/ O. Homer Bach

O. Homer Bach, Mayor

ATTEST:

/s/ Alvin E. Pagel

Alvin E. Pagel, Clerk

Bernard & Johnson

520 West Litchfield Avenue, Willmar, Minnesota 56201

Law Offices

Willmar 612-235-2522  
Atwater 612-974-8134  
New London 612-354-2285  
Raymond 612-967-4241

W.N. Bernard  
Timothy S. Johnson

May 12, 1981

Secretary of State  
State Capitol  
St. Paul, MN 55145

Re: Annexation of property to the City of Atwater

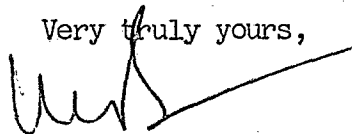
Gentlemen:

At the council meeting held April 8, 1981 the City of Atwater by Ordinance adopted the original and amended Petitions, and extended the corporate limits to include a certain 20 acre parcel. A Minnesota Municipal Board under its letter of May 1, 1981 notified the undersigned that the ordinance adopted by the City, Ordinance No. 81-2, was processed and approved and the filing fee, etc. was filed in accordance with Minnesota Statutes, Chapter 414.

The Minnesota Municipal Board further recommended that the Ordinance be filed with various agencies and boards including your office, and therefore a copy of same is included herewith.

If you have any questions do not hesitate to contact the undersigned.

Very truly yours,



W. N. BERNARD  
Atwater City Attorney

WNB/vm

Enclosure: Ordinance #81-2