

An Equal Opportunity Employer

Phone: 296-2428



**STATE OF MINNESOTA  
MUNICIPAL BOARD**

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

October 8, 1982

Mr. Donald Brady  
City Clerk  
221 Washburne Avenue  
Paynesville, MN 56362

Re: Docket Number A-3922

Ordinance Number Corrected 2-1982

City of Paynesville

Dear City Clerk:

The Minnesota Municipal Board has now processed and approved the above ordinance 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  
OCT 12 1982  
*Joan Anderson Howe*  
Secretary of State

34204

CORRECTED

ORDINANCE NO. 2, 1982

*Paynesville*

ORDINANCE TO ANNEX CERTAIN PROPERTY ADJOINING  
THE CITY OF PAYNESVILLE

WHEREAS, certain territory described below is not presently included within the corporate limits of any incorporated city, village or borough; and,

WHEREAS, this territory borders upon the City limits of the City of Paynesville and is deemed to be urban in character; and,

WHEREAS, the property has access to City water and has been developed to some degree and is in a position for further development,

NOW, THEREFORE, the City Council of the City of Paynesville ordains:

SECTION 1. TERRITORY ANNEXED. The corporate limits of the City of Paynesville, Minnesota, are hereby extended to include the unplatted territory described as follows, which territory is now and has heretofore been adjacent to the incorporated limits of the City of Paynesville:

That part of the Southeast Quarter of the Northeast Quarter of Section 16, Township 122, Range 32, Stearns County, Minnesota, described as follows: Commencing at the northeast corner of the plat of MEYER'S MORNINGSIDE MANOR, according to the plat on file and of record in the office of the County Recorder, Stearns County, Minnesota; thence North, assumed bearing, along the northerly extension of the east line of Lot A, GILBERT'S FOURTH ADDITION to Paynesville, according to the plat on file and of record in the office of the County Recorder, Stearns County, Minnesota, a distance of 49.50 feet to the north line of South Street and the actual point of beginning; thence continue North, along said east line, a distance of 132.00 feet to a point 466.49 feet South of the northwest corner of said Southeast Quarter of the Northeast Quarter; thence North 89°17'00" East, a distance of 295.16 feet; thence South, a distance of 149.93 feet; thence South 89°17'00" West, a distance of 115.83 feet; thence North 85°00'00" West, a distance of 180.00 feet to the actual point of beginning. Containing 0.98 acres, more or less. Subject to easements, restrictions and reservations of record, if any.

ALSO

That part of the Southeast Quarter of the Northeast Quarter of Section 16, Township 122, Range 32, Stearns County, Minnesota, described as follows: Commencing at the northeast corner of the plat of MEYER'S MORNINGSIDE MANOR, according to the plat on file and of record in the office of the County Recorder, Stearns County, Minnesota; thence North, assumed bearing along the northerly extension of the east line of said plat of MEYER'S MORNINGSIDE MANOR, also being the east line of Lot A, GILBERT'S FOURTH ADDITION to Paynesville, according to the plat on file and of record in the office of the

County Recorder, Stearns County, Minnesota, a distance of 181.50 feet, to a point 466.49 feet South of the Northwest corner of said Southeast Quarter of the Northeast Quarter; thence North 89°17'00" East, a distance of 295.16 feet to the actual point of beginning; thence continuing North 89°17'00" East a distance of 124.17 feet; thence South 149.93 feet; thence South 89°17'00" West a distance of 124.17 feet; thence North a distance of 149.93 feet to the point of beginning hereandbefore described. Containing 0.43 acres, more or less.

ALSO,

The Westerly 30 feet of the Southeast Quarter of the Northeast Quarter, of Section 16, Township 122 North, Range 32 West, Stearns County, Minnesota, lying Southerly of the Northerly right of way line of South Street extended Easterly.

ALSO,

A strip of land being 60 feet in width, lying over and across Southeast Quarter of the Northeast Quarter of Section 16, Township 122 North, Range 32 West, Stearns County, Minnesota, the centerline being described as follows: Commencing at the Northeast corner of MEYER'S MORNINGSIDE MANOR, according to the plat on file and of record; thence in a Northerly direction along the Northerly extension of the East line of said MEYER'S MORNINGSIDE MANOR, a distance of 49.5 feet; thence Southerly along said East line, 30 feet to the point of beginning of the centerline to be described; thence deflect left 85°00'00" and in a southeasterly direction 180 feet; thence Easterly parallel to the North line of said MEYER'S MORNINGSIDE MANOR, 270 feet; thence Northerly and parallel to the West line of said Southeast Quarter of the Northeast Quarter to the Southerly right of way line of Minnesota Highway 23 and there terminating.

Section 2. QUANTITY. The quantity of land embraced within the foregoing description and bounded as described is approximately 2.7 acres, more or less.

Section 3. FILING. The City Clerk is hereby directed to file certified copies of this Ordinance with the Secretary of State, the County Auditor and the Register of Deeds of the County in which the property is located and the Minnesota Municipal Commission.

Section 4. ZONING. The foregoing described property is annexed to the City of Paynesville and zoned within the City limits as Zone R2, multiple family residential classification.

Section 5. EFFECTIVE DATE OF ANNEXATION. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in Section 3 and approval pursuant to Minnesota statutes.

Adopted by the City Council of the City of Paynesville,  
Stearns County, Minnesota, on the 25<sup>th</sup> day of August 1982.

Norb Torborg  
Norb Torborg, Mayor

ATTEST:

Donald Brady  
Donald Brady, City Clerk

Ronald R. Frauenschuh, Sr.  
Ronald R. Frauenschuh, Sr.  
City Attorney

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
OCT 12 1982

Joan Anderson Howe  
Secretary of State

#34204

CERTIFICATE OF CLERK

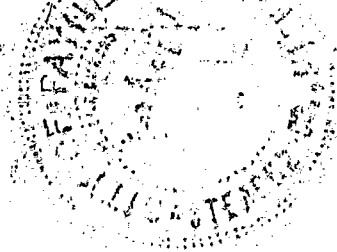
I, Donald Brady, the duly appointed, qualified and acting Clerk of the City of Paynesville, do hereby certify that the records of the City Council of the City of Paynesville indicate that the attached Ammended Ordinance is a true and correct copy of said Ammended Ordinance for the City of Paynesville.

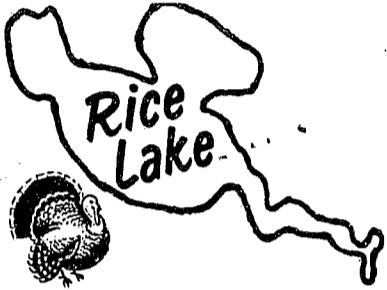
That present at said meeting were Mayor Torborg. and Councilmen Louis, Henderson, Butler, Councilmen NO ONE was absent and not voting.

The said Ammended Ordinance was unanimously passed by all members present, all councilmen and the mayor joined in said vote.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal to said certificate this 25<sup>th</sup> day of August, 1982.

Donald Brady  
Donald Brady, City Clerk





THE CITY OF  
**PAYNESVILLE**

221 Washburne Avenue Phone 612-243-3714  
STEARNS COUNTY, MINNESOTA 56362



September 23, 1982

Secretary of State's Office  
c/o Donna Scott  
180 State Office Building  
St. Paul, MN 55155

RE: Corrected Ordinance No. 2 - 1982, City of Paynesville

Dear Ms. Scott:

Enclosed please find the second "Corrected" Ordinance No. 2 - 1982 for the City of Paynesville.

I'm sure your office is rather confused as to which of the copies of this ordinance is the correct one. I was confused for a while, myself. I believe that we have finally got this one straightened out.

The corrections made have been outlined in green on the second page of the enclosed copy. Please discard all the other copies you have been sent.

Thank you for your cooperation and patience in this confusing matter!

Sincerely,

*Kathleen A. Herzberg*

Kathleen A. Herzberg  
Assistant Clerk-Administrator  
City of Paynesville

1 enclosure

