

ORDER

Whereas, on October 15, 1986, the Polk County Board adopted a resolution declaring the intent of the Board to establish the "Maple Lake Improvement District", in accordance with Minnesota Statute §378.42, et seq.; and,

Whereas, a certified copy of said resolution was provided to the Commissioner of Natural Resources and the Minnesota Pollution Control Agency as required by applicable rules; and,

Whereas, upon adoption of the said Resolution, a Public Hearing was scheduled; and,

Whereas, at least 30 days prior to today, the Board sent the town boards of any towns wholly or partially within the boundaries of the proposed district a copy of the resolution, and encouraged the town boards to respond to the proposed creation of the district, and

Whereas, on January 6, 1987 and on March 3, 1987, with due notice thereof, a public hearing was held on the question of whether the requested lake improvement district should be established; and,

Whereas, following the hearing, it appeared to the Board, after consideration of all the testimony, that the proposed District is necessary and that the public welfare will be promoted by the establishment of the District, that the property to be included in the District will be benefitted by the establishment thereof, and that the formation of the proposed District will not cause or contribute to long range environmental pollution,

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

APR 9 1987

Jean Anderson Howe
Secretary of State

#37231
O.D.

NOW, THEREFORE, THE POLK COUNTY BOARD, BY FORMAL ORDER, DECLARES THE FOLLOWING:

1. That the Maple Lake Improvement District should be, and the same is, hereby established pursuant to Minnesota Statutes, and the same is hereby declared to be organized, upon the effective date of this Order.
2. The name of the District shall be "Maple Lake Improvement District."
3. The boundaries of the "Maple Lake Improvement District" shall be as follows:

(See attached Exhibit "A".)

4. Water and related land resources management programs and services to be undertaken are as follows:

The Maple Lake Improvement District shall be empowered to undertake water and related land resource management programs deemed necessary or proper for the promotion of public welfare as authorized by Minnesota Statutes, including maintenance of an aeration program and such other programs as may be necessary to maintain the water quality of Maple Lake and to improve and maintain the quality of the environment on lands and waters within the boundaries of the District, data collection and lake monitoring, establishment and maintenance of fire numbers, establishment and maintenance of the Maple Lake Directory and establishment and maintenance of a public awareness and information program to disseminate information pertinent to preservation of the natural character, improvement and

assurance of quality of water, assess water quality problems, identify major contributors of nutrients (e.g. septic systems, improper use of lawn fertilizers, and/or agricultural run-offs and activities) and develop and implement feasible solutions, and protection from detrimental activities or natural processes of the lake within the District. The powers delineated in Minn. Stat. 378.51, Subd.3 are hereby delegated to the Board of Directors of Maple Lake Improvement District, subject to approval as provided in Section 6 hereof, beginning on the effective date of this Order, save and except the power and responsibility to maintain public beaches, public docks, and other public facilities for access to the body of water, which authority and responsibility is specifically reserved, and except for those powers reserved herein. The District shall act as an Advisory Board to the Polk County Board of Commissioners in the promulgation and enforcement of ordinances regulating water surface use within the District. The authority to regulate such use shall be exercised by the Polk County Board of Commissioners pursuant to Minnesota Statute 378.32.

5. Programs to be undertaken by the Maple Lake Improvement District shall be financed as provided in Minnesota Statute §378.52.

Operation of the District shall be financed by a service charge or obligation to be assessed at a uniform rate on each improved lot within the District; an improved lot is defined as a platted lot or unplatted tract which contains a permanent or seasonal dwelling, mobile home, or trailer or other occupiable structure, as

further defined by the Bylaws of the District. The Directors of the District shall have authority to determine whether a tract is subject to assessment as an improved lot, as defined herein and in the District Bylaws.

Additional finances may be assessed for activities and programs authorized herein, pursuant to Minnesota Statute § 378.52, if requested by majority vote of the Directors of the District, subject to approval by the Polk County Board of Commissioners.

6. The Polk County Board of Commissioners is hereby designated as the agency responsible for supervising the programs of the Maple Lake Improvement District.
7. The District shall have seven Directors, who shall serve for initial terms as set forth herein below, and whose subsequent terms in office shall be four years. The initial Board and all subsequent Boards of Directors must include persons owning property within the District, and a majority of the Directors must be residents of the District. Term of office shall be four years with terms staggered so that two Directors will be elected at the first annual meeting of the District, two at the second, two at the third, and one at the fourth election, and continuing in a like manner in years following, to fill terms as they expire, with elections to fill expired positions to be held at each annual meeting. Directors may be removed by a majority vote of those property owners attending an annual meeting upon resolution for removal, but a resolution for removal may be considered at an annual meeting only upon receipt of a petition, submitted to the Board of Directors fifteen days prior to the annual meeting bearing the signatures of 25 percent of the property owners.

"Property owners" are persons as defined in M.S.A. § 378.405, Subd.6. Vacancies created by removal or otherwise shall be filled by appointment by vote of majority of the remaining members of the Board of Directors, with said appointee to serve for the remainder of the unexpired term of the director whose vacancy is being filled. Directors may not serve more than three full consecutive terms in office. Appointments must be made in a manner which will retain the composition of the Board as required by Statutes.

8. Election of Directors shall be held at the annual meeting to fill the office of directors whose terms expire at that annual meeting. Nominations for elections shall be made by a Nominations Committee which shall be a standing committee appointed annually by the Board of Directors. The nominating committee shall submit its nominations to the Board of Directors for approval at the Board meeting immediately prior to the date for giving notice of the annual meeting. The nominating committee shall submit at least as many nominees as there are expiring directorships, and is encouraged, where possible, to submit two names in nomination for each vacancy. The nominating committee shall include in its nominees submitted to the Board of Directors the names of all persons nominated by petition. Nomination by petition may be accomplished by submitting a petition for nomination giving the name and address of the person to be nominated, together with an identification of the property within the District owned by the nominee, bearing the signatures, names, and addresses

of twenty property owners within the District. Such petitions must be submitted to the Board of Directors at or before the last scheduled meeting prior to the date for giving notice of the annual meeting. The Board of Directors must include persons owning property within the District, and a majority of the Directors must be residents of the District. No person shall be eligible for nomination or election to the Board if his or her election would result in the composition of the Board not meeting this requirement.

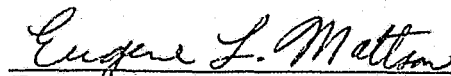
9. The Directors shall serve with compensation as determined by the property owners at the annual meeting, and may be reimbursed for their actual expenses necessarily incurred in the performance of their duties in the manner provided for County employees.
10. The Maple Lake Improvement District shall have annual meetings as provided in M.S.A. § 378.57.
11. The names and addresses of the initial members of the Board of Directors of the Maple Lake Improvement District, shall be as follows:

<u>Name</u>	<u>Address</u>	<u>Initial Term Expires</u>
Daniel E. Straus	2007A Maple Lake Mentor, MN 56736	Annual Meeting held in 1987.
Ed A. Logan	1518A Maple Lake Mentor, MN 56736	Annual Meeting held in 1987.
June Hoveland	Mentor, MN 56736	Annual Meeting held in 1988.

Gerald Kreibich	Box 233A Mentor, MN 56736	Annual Meeting held in 1988.
Clarence Hatlestad	Route 1 Mentor, MN 56736	Annual Meeting held in 1989.
Wallace Jorgenson	Box 126 Fisher, MN 56723	Annual Meeting held in 1989.
Milo Mathison	Mentor, MN 56736	Annual Meeting held in 1990.

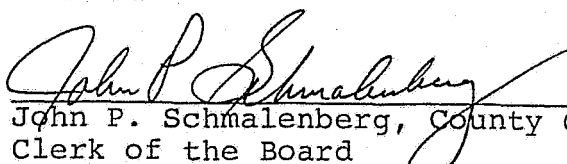
Pursuant Minnesota Statute §378.46, the Polk County Auditor is hereby directed to cause this Order to be published once in the official newspaper and filed with the Secretary of State, the Pollution Control Agency and the Commissioner of Natural Resources. The Maple Lake Improvement District shall be deemed established thirty (30) days after publication.

Ordered this 23rd day of March, 1987.



Eugene Mattson,
Chairman of the Board

ATTEST:



John P. Schmalenberg, County Coordinator
Clerk of the Board

EXHIBIT "A"

DESCRIPTION OF PROPERTY INCLUDED
IN MAPLE LAKE IMPROVEMENT DISTRICT

GODFREY TOWNSHIP:

The following real property located in Township One Hundred Forty-eight (148), North of Range Forty-four (44), West of the Fifth Principal Meridian:

All of Maple Bay Townsite in Government Lot 3, Section 14-148-44 and Government Lot 4, Section 14-148-44;

All of Skiples Addition to Maple Bay in Government Lot 4, Section 14-148-44;

All of Felsing and Gronvold's Addition to Maple Bay in Government Lot 4, Section 14-148-44;

All of Moe's Subdivision in Government Lot 1, Section 12-148-44 and Government Lot 1, Section 13-148-44;

All of Ramberg's Subdivision in Government Lot 1, Section 14-148-44;

All of Luther's Subdivision in Government Lot 4, Section 13-148-44 and in Government Lot 5, Section 13-148-44;

All of Olson's Subdivision in Government Lot 2, Section 13-148-44 and in Government Lot 3, Section 13-148-44;

All of Olson's 2nd Subdivision in Government Lot 2, Section 13-148-44;

All of Olson's 3rd Subdivision in Government Lot 3, Section 13-148-44;

All of Gamme's Subdivision in Government Lot 7, Section 13-148-44;

All of Luther's 2nd Subdivision in Government Lot 4, Section 13-148-44;

All of Sunset Bay Subdivision in Government Lot 4, Section 14-148-44;

All of Olson's 4th Subdivision in Government Lot 2, Section 13-148-44 and in Government Lot 3, Section 13-148-44;

All of Shady Bend Subdivision in Lot 1 and Part of Lot 2 of Moe's Subdivision in Government Lot 1, Section 12-148-44;

All of Luther's 3rd Subdivision in Government Lot 4, Section 13-148-44 and in Government Lot 5, Section 13-148-44;

All of the unplatted portion of Government Lot 1, Section 12-148-44;

All of the unplatted portion of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 12-148-44;

All of the unplatted portion of Government Lot 1, Section 13-148-44;

All of the unplatted portion of Government Lot 2, Section 13-148-44;

All of the unplatted portion of Government Lot 3, Section 13-148-44;

All of the unplatted portion of Government Lot 4, Section 13-148-44;

All of the unplatted portion of Government Lot 5, Section 13-148-44;

All of the unplatted portion of Government Lot 6, Section 13-148-44;

All of the unplatted portion of Government Lot 7, Section 13-148-44;

All of the unplatted portion of Government Lot 1, Section 14-148-44;

All of the unplatted portion of Government Lot 2, Section 14-148-44;

All of the unplatted portion of Government Lot 3, Section 14-148-44;

All of the unplatted portion of Government Lot 4, Section 14-148-44.

GROVE PARK TOWNSHIP:

The following real property located in Township One Hundred Forty-nine (149), North of Range Forty-three (43), West of the Fifth Principal Meridian:

All of Sandy Beach Subdivision in Government Lot 4, Section 35-149-43 and in Government Lot 5, Section 35-149-43;

All of Subdivision of Reserve King Edwards Park in Government Lot 1, Section 34-149-43 and in Government Lot 2, Section 34-149-43;

All of Washington Heights Subdivision in Government Lot 1, Section 34-149-43 and in Government Lot 5, Section 35-149-43;

All of Munn Subdivision in Government Lot 4, Section 35-149-43;

All of Ulland Acres, part of Government Lot 1, Section 36-149-43 and Government Lot 2, Section 36-149-43;

All of Hoveland's Addition, part of Government Lot 6, Section 35-149-43;

All of the unplatted portion of Government Lot 1, Section 36-149-43;
All of the unplatted portion of Government Lot 2, Section 36-149-43;
All of the unplatted portion of Government Lot 3, Section 36-149-43;
All of the unplatted portion of Government Lot 1, Section 35-149-43;
All of the unplatted portion of Government Lot 2, Section 35-149-43;
All of the unplatted portion of Government Lot 3, Section 35-149-43;
All of the unplatted portion of Government Lot 4, Section 35-149-43;
All of the unplatted portion of Government Lot 5, Section 35-149-43;
All of the unplatted portion of Government Lot 6, Section 35-149-43;
All of the unplatted portion of Government Lot 1, Section 34-149-43;
All of the unplatted portion of Government Lot 2, Section 34-149-43.

WOODSIDE TOWNSHIP:

The following real property located in Township One Hundred Forty-eight (148), North of Range Forty-three (43), West of the Fifth Principal Meridian:

All of Auditor's Plat Subdivision, part of Government Lot 1, Section 4-148-43;
All of Halvorsen's Re-Subdivision of Ferguson and Ness Subdivision in Government Lot 1, Section 4-148-43 and in Government Lot 2, Section 4-148-43;
All of Raymond's Subdivision, part of Government Lot 6, Section 3-148-43;
All of Lakeside Park Addition in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 4-148-43;
All of Ferndale Addition in Government Lot 5, Section 5-148-43 and in Government Lot 6, Section 5-148-43;
All of Maple Lake Park in Government Lot 3, Section 4-148-43, in Government Lot 4, Section 4-148-43, in Government Lot 5, Section 4-148-43 and in Government Lot 6, Section 4-148-43; All

of Halvorsen Heights Subdivision in Government Lot 1, Section 4-148-43 and in Government Lot 2, Section 4-148-43;

All of Sykes 1st Subdivision in Government Lot 2, Section 8-148-43;

All of Sykes 2nd Subdivision in Government Lot 2, Section 8-148-43 and in Government Lot 3, Section 8-148-43;

All of Maplehurst Subdivision in Government Lot 8, Section 5-148-43 and in Government Lot 9, Section 5-148-43;

All of Melby's Subdivision in Government Lot 6, Section 3-148-43;

All of Bliven's Subdivision in Government Lot 7, Section 5-148-43;

All of Dixon's Subdivision in Government Lot 12, Section 7-148-43;

All of Hanford's Subdivision in Government Lot 2, Section 7-148-43;

All of Elmhurst Subdivision in Government Lot 3, Section 7-148-43 and in Government Lot 4, Section 7-148-43;

All of Bakken's Subdivision in Government Lot 10, Section 7-148-43 and in Government Lot 11, Section 7-148-43;

All of Maple Beach Subdivision in Government Lot 9, Section 7-148-43 and in Government Lot 10, Section 7-148-43;

All of Beaver Bay Subdivision in Government Lot 8, Section 7-148-43 and in Government Lot 1, Section 18-148-43;

All of Elmhurst 2nd Subdivision in Government Lot 7, Section 7-148-43;

All of Bliven's Second Subdivision in Government Lot 7, Section 5-148-43;

All of Johnson Subdivision, part of Government Lot 1, Section 8-148-43;

All of Super Addition, part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) and part of Government Lot 6, Section 3-148-43;

All of the unplatted portion of Government Lot 2, Section 3-148-43, except that portion lying east of County State Aid Highway No. 10;

All of the unplatted portion of Government Lot 3, Section 3-148-43, except that portion lying east of County State Aid Highway No. 10;

All of the unplatted portion of Government Lot 4, Section 3-148-43, except that portion lying east of County State Aid Highway No. 10;

All of the unplatted portion of Government Lot 5, Section 3-148-43, except that portion lying east of County State Aid Highway No. 10;

All of the unplatted portion of Government Lot 6, Section 3-148-43, except that portion lying east of County State Aid Highway No. 10;

All of the unplatted portion of Government Lot 2, Section 4-148-43;

All of the unplatted portion of Government Lot 3, Section 4-148-43;

All of the unplatted portion of Government Lot 5, Section 4-148-43;

All of the unplatted portion of Government Lot 6, Section 4-148-43;

All of the unplatted portion of Government Lot 7, Section 4-148-43;

All of the unplatted portion of Government Lot 8, Section 4-148-43;

The Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$), Section 4-148-43, except the unplatted portion;

All of the unplatted portion of Government Lot 2, Section 5-148-43 lying southeasterly of Polk County S.A.H. 12;

All of the unplatted portion of Government Lot 3, Section 5-148-43;

All of the unplatted portion of Government Lot 4, Section 5-148-43;

All of the unplatted portion of Government Lot 5, Section 5-148-43;

All of the unplatted portion of Government Lot 6, Section 5-148-43;

All of the unplatted portion of Government Lot 7, Section 5-148-43;

All of the unplatted portion of Government Lot 8, Section 5-148-43;

All of the unplatted portion of Government Lot 11, Section 5-148-43 lying southeasterly of Polk County S.A.H. 12;

All of the unplatted portion of Government Lot 8, Section 6-148-43;

All of the unplatted portion of Government Lot 1, Section 7-148-43;

All of the unplatted portion of Government Lot 2, Section 7-148-43;

All of the unplatted portion of Government Lot 3, Section 7-148-43;

All of the unplatted portion of Government Lot 4, Section 7-148-43;

All of the unplatted portion of Government Lot 7, Section 7-148-43;

All of the unplatted portion of Government Lot 8, Section 7-148-43;

All of the unplatted portion of Government Lot 9, Section 7-148-43;

All of the unplatted portion of Government Lot 10, Section 7-148-43;

All of the unplatted portion of Government Lot 11, Section 7-148-43;

All of the unplatted portion of Government Lot 12, Section 7-148-43;

The Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}NE\frac{1}{4}$), Section 7-148-43;

All of the unplatted portion of Government Lot 1, Section 8-148-43;

All of the unplatted portion of Government Lot 2, Section 8-148-43;

All of the unplatted portion of Government Lot 3, Section 8-148-43;

All of the unplatted portion of Government Lot 4, Section 8-148-43;

The Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}NE\frac{1}{4}$), Section 8-148-43;

All of the unplatted portion of Government Lot 1, Section 9-148-43;

All of the unplatted portion of Government Lot 1, Section 18-148-43.



Phone [218] 281-2554

Gerald J. Amiot

AUDITOR

COURT HOUSE • CROOKSTON, MINNESOTA 56716

April 1, 1987

Joan Anderson Growe
Secretary of State
180 State Office Building
St. Paul, Minnesota 55101

Dear Joan:

Pursuant to Minnesota Statutes 378.46, I am sending you a copy of the Order for the establishment of the Maple Lake Improvement District dated March 23, 1987. The order was published in the official newspaper of Polk County, the Crookston Daily Times, on March 30, 1987.

Sincerely yours,

Gerald J. Amiot
Polk County Auditor

GJA:vs

Enclosure

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

APR 9 1987

Joan Anderson Growe
Secretary of State

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