



STATE OF MINNESOTA
MUNICIPAL BOARD

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

September 26, 1989

Kaye Buchholz
Moorhead City Clerk
500 Center Avenue, Box 779
Moorhead, Minnesota 56560

Docket Number: A-4642

Ordinance Number: 89-11

City of Moorhead

Dear Ms. Buchholz:

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 recommend that you also 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 Director

39719
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

NOV 30 1989

John Anderson
Secretary of State

PDL:sjh

cc: Clay County Auditor
Moorhead Township Clerk
City of Dilworth
Scott Richards, City Planner
Secretary of State

AFFIDAVIT OF SERVICE BY MAILING

Kaye Buchholz, being first duly sworn on oath, deposes and says that she is City Clerk in the office of the City Clerk of the City of Moorhead, PO Box 779, Moorhead, Minnesota; that on the 27th day of November 1989, she served the attached Ordinance No. 89-11, annexing certain unincorporated, unplatted property abutting the City of Moorhead at the easterly boundary thereof consisting of 35 acres, A/K/A Stuart Ystebo Property, Trunk Highway 10 Right-of-Way, on the following persons by placing a copy thereof in an envelope properly addressed to them as follows:

Leland Vette
Moorhead Township Clerk
RR 4, Box 49
Moorhead, MN 56560

Joan Anderson Growe
Secretary of State
180 State Office Building
435 Park Street
St. Paul, MN 55155

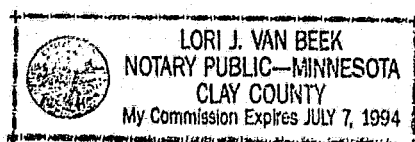
Pauline Sarbaum
County Auditor
Clay County Courthouse
807 North 11th Street
Moorhead, MN 56560

which address is the last address known to her, and the envelope with postage prepaid was deposited by her in the United States Mail at Moorhead, Minnesota, for delivery by the United States Post Office Department as directed by said envelope.

Subscribed and Sworn to before me
this 27th day of November 1989.

Lori J. Van Beek
Notary Public

Kaye Buchholz
KAYE BUCHHOLZ, City Clerk



ORDINANCE NO. 89-11

An Ordinance Annexing Certain Unincorporated Property
Abutting the City of Moorhead at the Easterly Boundary
Thereof Consisting of 35 Acres, a.k.a. Stuart Ystebo
Property, Trunk Highway 10 Right-of-Way

WHEREAS, certain petitions requesting annexation of property hereinafter described were duly presented to the City Council of the City of Moorhead; and

WHEREAS, the quantity of the property described within the petitions is approximately 35 acres of unincorporated land; and

WHEREAS, the petitions were signed by all of the property owners thereof; and

WHEREAS, the property described in the petitions is bordered on its westerly and northerly sides by the City of Moorhead; and

WHEREAS, the Moorhead Planning Commission has favorably recommended to the City Council that said property be annexed by the City of Moorhead; and

WHEREAS, the City Council finds that the property proposed for annexation is now or is about to become urban in character, and annexation of said property is required to protect the public health, safety and welfare and that annexation would be in the best interest of said property proposed for annexation.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Moorhead as follows:

Section 1. That corporate limits of the City of Moorhead are hereby extended to include the following unincorporated and unplatted land:

Parcel A -- Stuart Ystebo Property: A parcel of land located in the Northwest Quarter of Section 10, Township 139 North, Range 48 West of the Fifth Principal Meridian, and more fully described as follows:

Commencing at the Northwest Corner of said Section 10, thence South 0 degrees 17 minutes East a distance of

90.00 feet; thence North 89 degrees 17 minutes East a distance of 69.8 feet to the point of beginning; thence along the south right-of-way line of U.S. Highway No. 10 to the Northwest Corner of Lot 7 in Block 7, Gullings Subdivision; thence south along the west side of Lots 7 and 18 in Block 7, Gullings Subdivision to the Southwest Corner of Lot 18; thence North 89 degrees 17 minutes East a distance of 150.00 feet to the Southeast Corner of Block 7, Gullings Subdivision; thence South 0 degrees 40 minutes East parallel with the north-south quarter line of said Section 10 to the north right-of-way line of Northern Pacific Railroad; thence westerly along the north right-of-way line of Northern Pacific Railroad to a point 69.8 feet east of the west section line of said Section 10; thence North 0 degrees 17 minutes West parallel with the said section line to the point of beginning.

Parcel 2 -- Trunk Highway 10 Right-of-Way:

A strip of land being the existing Right-of-Way of U.S. Highway 10, more particularly described as follows:

Beginning at the Northwest Corner of Section 10, Range 48 West, Township 139 North of the fifth principal meridian, Clay County, Minnesota; thence easterly to the north Quarter Corner of Section 10, with the north line of said Right-of-Way being the south boundary of Eastgate First Addition and replat of Eastgate Second Addition; and with the south line of said Right-of-Way being the north boundary line of Gullings Subdivision, together with the widened Right-of-Way within Gullings Subdivision.

be and the same is hereby annexed to and included within the City pursuant to Minnesota Statute 414.031 as effectively as if it had originally been a part thereof.

Section 2. The City Clerk of the City of Moorhead is hereby directed to file with the Minnesota Municipal Board, the Township of Moorhead, the Clay County Auditor, and the Secretary of State, certified copies of this ordinance herein.

Section 3. This ordinance shall take effect on the date said ordinance is approved by the Minnesota Municipal Board, but in no event shall this ordinance take effect earlier than thirty (30) days after publication in accordance with the Moorhead City Charter.

PASSED by the City Council of the City of Moorhead this 7th day of August, 1989.

APPROVED BY:

Morris L. Lanning
MORRIS L. LANNING, Mayor

ATTEST:

Kaye E. Buchholz
KAYE E. BUCHHOLZ, City Clerk
(SEAL)

First Reading: July 5, 1989
Second Reading: July 17, 1989
Third Reading: August 7, 1989
Date of Publication: August 21, 1989

STATE OF MINNESOTA, } ss.
COUNTY OF CLAY }

I hereby certify that the within instrument was
filed in this office for record on the 17th
day of August A.D. 19 89 at 8:05
o'clock A. M., and was duly Recorded on
Micro Card # 424483

Hilma Umbach
County Recorder
Bonnie Babler Deputy.
chg City Mkt. (Kaye)
21

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DEPARTMENT OF STATE
FILED

NOV 30 1989

Joan Anderson
Secretary of State

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