

An Equal Opportunity Employer



Phone: (612) 296-2428

STATE OF MINNESOTA  
MUNICIPAL BOARD

165 Metro Square Building  
121 East Seventh Place  
St. Paul, Minnesota 55101-2142

June 4, 1990

Kevan McCarney  
Paynesville City Clerk  
221 Washburne Avenue  
Paynesville, Minnesota 56362-1697

Docket Number: A-4736

Ordinance Number: 1, 1985

City of Paynesville

Dear Mr. McCarney:

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

A handwritten signature in cursive script, appearing to read "Patricia D. Lundy".

Patricia D. Lundy  
Assistant Director

PDL:sh

cc: Stearns County Auditor  
Paynesville Township Clerk  
Karen Smith, City of Paynesville  
Jim Hibbs, State Demographer's Office  
Secretary of State

40358  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

JUN - 8 1990

A handwritten signature in cursive script, appearing to read "Joan Anderson Howe".  
Secretary of State

ORDINANCE NO. 1, 1985

*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 the character; and,

WHEREAS, the property has access to City water and sewer 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:

A part of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township One Hundred Twenty-two (122) North, Range Thirty-two (32) West, described as follows: Beginning at the center of said Section 16; thence along the North line thereof East 50.0 feet to the right of way line of Minn. T.H. #124; thence along said highway right of way line South 308.20 feet to the point of beginning of the tract herein described; thence East 300.00 feet; thence South 180.00 feet; thence West 300 feet to the East 50 foot right of way line of Minn T.H. #124; thence along said highway right of way line North 180.00 feet to the point of beginning.

ALSO,

A part of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township One Hundred Twenty-two (122) North, Range Thirty-two (32) West, described as follows: Beginning at the center of said Section 16; thence along the North line thereof East 50.0 feet to the right of way line of Minn. T.H. #124; thence along said highway right of way line South 488.2 feet to the point of beginning of the tract herein described; thence East 300.0 feet; thence South 180.0 feet; thence West 300.0 feet to the East 50 foot right of way line of Minnesota Trunk Highway #124; thence along said highway right of way line North 180.0 feet to the point of beginning.

Section 2. QUANTITY. The quantity of land embraced within the

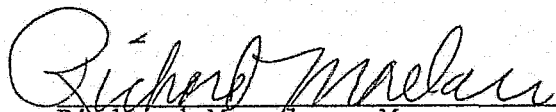
(2)

foregoing description and bounded as described is approximately 2.48 acres, more or less.


Section 3. FILING. The City Clerk is hereby directed to file certified copies of the 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 C-2, highway commercial district.

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 13<sup>th</sup> day of February, 1985.

  
Richard Morelan, Mayor

ATTEST:

  
Donald Brady, City Clerk

\_\_\_\_\_  
Ronald R. Frauensuh, Sr.  
City Attorney

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 indicates that the attached Ordinance to Annex Certain Property Adjoining The City of Paynesville is a true and correct copy of said ordinance of the City of Paynesville.

That present at said meeting were Mayor Morelan, and Councilmen Butler, Louis, Pitzke and Menther absent. None.

That said ordinance was unanimously passed. All Councilmen present and the Mayor joined in said vote.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal to said Certificate this 13<sup>th</sup> day of February, 1985.

Donald Brady  
Donald Brady, City Clerk

ACCEPTANCE OF ANNEXATION

WHEREAS, Dr. R. A. Dreyling is the owner of certain real estate located in the Paynesville Township described as follows:

A part of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township One Hundred Twenty-two (122) North, Range Thirty-two (32) West, described as follows: Beginning at the center of said Section 16; thence along the North line thereof East 50.0 feet to the right of way line of Minn T.H. #124; thence along said highway right of way line South 308.20 feet to the point of beginning of the tract herein described; thence East 300.00 feet; thence South 180.00 feet; thence West 300 feet to the East 50 foot right of way line of Minn. T.H. #124; thence along said highway right of way line North 180.00 feet the point of beginning.

A part of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township One Hundred Twenty-two (122) North, Range Thirty-two (32) West, described as follows: Beginning at the center of said Section 16; thence along the North line thereof East 50.0 feet to the right of way line of Minn. T.H. #124; thence along said highway right of way line South 488.2 feet to the point of beginning of the tract herein described; thence East 300.0 feet; thence South 180.0 feet; thence West 300.0 feet to the East 50 foot right of way line of Minnesota Trunk Highway #124; thence along said highway right of way line North 180.0 feet to the point of beginning.

WHEREAS, Dr. R. A. Dreyling has requested that this land be annexed to the City of Paynesville for access to the City utilities.

NOW THEREFORE, be it resolved by the town board of the City of Paynesville.

RESOLUTION

The town board of the City of Paynesville will not oppose the Petition for Annexation recognizing the right of the land owner to have such as annexation under the circumstances.

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

JUN - 8 1990

*Joan Anderson Brown*  
Secretary of State

40358

*David Schwendt*  
Chairman of the Town Board

*Donald J. White*  
Clerk of the Town Board