

CITY OF FOLEY  
COUNTY OF BENTON  
STATE OF MINNESOTA

REC'D. BY FEB 22 1983

ORDINANCE NO. 182

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF FOLEY TO INCLUDE CERTAIN UNINCORPORATED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS.

WHEREAS, a certain petition dated September 30, 1982, requesting the annexation of the territory hereinafter described was duly presented to the Council on the 1st day of February, 1983: and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is approximately (12) twelve acres of land, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the petition was signed by all the owners; and

WHEREAS, the Board of Supervisors of the Township of Gilmanton have withdrawn their objections to the annexation and no objections to such annexation have been received from the County Board or the governing board of any municipality whose boundaries abut upon the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits; therefore  
THE COUNCIL OF THE CITY OF FOLEY, MINNESOTA ORDAINS:

Section 1. That the City Council hereby determines 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 urban in character; and (3) that none of said territory is now included within the limits of any city, village, or borough.

Section 2. Territory Annexed. The corporate limits of the City of Foley are hereby extended to include land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part hereof;

- (1) That part of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Twenty-six (26), Township Thirty-seven (37), Range Twenty-nine (29), Benton County, Minnesota, described as follows, to-wit:  
Commencing at the intersection of the Southerly extension of the Easterly line of Trunk Highway No. 25 and the Westerly extension of the Northerly line of Trunk Highway No. 23; thence North 27°19' West (assumed bearing) along the Easterly line of Trunk Highway No. 25 a distance of 410.80 feet to the point of beginning; thence North 27°19' West 210.0 feet; thence North 62°41' East 902.01 feet; thence Southeasterly 767.91 feet more or less to a point on the Northerly line of Trunk Highway No. 23 a distance of 842.72 feet Easterly of the point of commencement; thence Westerly along the Northerly line of Trunk Highway No. 23, 642.72 feet to a point 200.00 feet Easterly of the point of commencement; thence North 16°09' West 458.16 feet; thence South 62°41' West 285.02 feet to the point of beginning,  
EXCEPTING THEREFROM, That part of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section 26, Township 37 North, Range 29 West, Benton County, Minnesota described as follows, to-wit: Commencing at the Southeast corner of said SW $\frac{1}{4}$  of Section 26; thence North 89°49'30" West (assumed bearing) along the south line of said SW $\frac{1}{4}$  1293.35 feet to a line drawn parallel with and 75 feet northeasterly of, as measured at right angles to, the center line of Minnesota Trunk Highway #25 (Hwy 25) as the same is now constructed and traveled; thence North 27°19' West and parallel with said center line of Hwy 25 for 580.97 feet to a line drawn parallel with and 75 ft. Northerly of, as measured at right angles to, the center line of Minnesota Trunk Highway #23 (Hwy 23) as the same is now constructed and traveled; thence North 73°53'48" East and parallel with said center line of Hwy 23 for 200.19 feet to the point of beginning of the tract to be described; said point being marked by a highway right of way monument; thence North 16°06'12" West for 458.16 feet; thence North 73°53'48" East for 238.00 feet; thence South 16°06'12" East for 458.12 feet to the Northerly right of way line of said Hwy 23; thence Westerly along said right of way line for 238.00 feet to the point of beginning.

- (2) That part of the SW $\frac{1}{4}$  of Section 26, Township 37N, Range 29W, Fourth Principal Meridian, Benton County, Minnesota, described as follows, to-wit: Beginning at a point at the Easterly line of Minnesota Trunk Highway #25, distant 200 feet Northwesterly of the intersection of said Easterly line of Trunk Highway #25 with the North line of Minnesota Trunk Highway #23 (said Easterly line of Trunk Highway #25 bearing North 27°19'W assumed); thence North 27°19' West along said Easterly line of Trunk Highway #25, 210.8 feet; thence North 62°41' East, 285.02 feet; thence South 16°09' East, 458.16 feet, to the North line of said Trunk Highway #23; thence North 66°44' West, 309.02 feet, the actual point of beginning, and there terminating.
- (3) That part of thw SW $\frac{1}{4}$  of Section 26, Township 37 North, Range 29 West, Fourth Principal Meridian, Benton County, Minnesota described as follows, to-wit: Commencing at the Southeast corner of said SW $\frac{1}{4}$  of Section 26; thence North 89°49'30" West (assumed bearing) along the south line of said SW $\frac{1}{4}$  for 1293.35 feet to a line drawn parallel with and 75 feet northeasterly of, as measured at right angles to, the center line of Minnesota Trunk Highway #25, as the same is now constructed and traveled; thence North 27°19' West and parallel with said center line of Hwy 25 for 580.97 feet to a line drawn parallel with and 75 feet Northerly of, as measured at right angles to, the centerline of Minnesota Trunk Highway #23 as the same is now constructed and traveled; thence North 73°53'48" East and parallel with said center line of Hwy 23 for 200.19 feet to the point of beginning of the tract to be described; said point being marked by a highway right of way monument; thence North 16°06'12" West for 458.16 feet; thence North 73°53'48" East for 238.00 feet; thence South 16°06'12" East for 458.12 feet to the northerly right of way line of said Hwy 23; thence Westerly along said right of way line for 238.00 feet to the point of beginning.

Section 3. Zoning. The annexed territory shall be zoned "A-1" Agricultural District, according to Ordinance No. 167, Section 7, Subdivision 2, all land which may hereafter becomes a part of the City of Foley through annexation shall be automatically classified in the "A-1" Agriculutural District until otherwise changed by amendment procedure.


Section 4. Filing. The City Clerk is hereby directed to file a certified copy of the ordinance with the Municipal Board, the Secretary of State, the County Auditor, and the gilmanton Township Clerk.

Section 5. Effectife Date. This ordinance takes effect upon its passage and publication and filing of certified copies as directed in Section 4.

Adopted by the Foley City Council this 1st day of February, 1983.

  
Karl A. Berlin, Mayor

ATTEST:

  
Richard Zimmer, Clerk

