

ORDINANCE NO. 306

AN ORDINANCE ANNEXING AND EXTENDING THE
CORPORATE LIMITS OF THE CITY OF MILACA, MINNESOTA,
TO INCLUDE CERTAIN UNPLATTED LAND NOT EXCEEDING 200
ACRES IN AREA ABUTTING UPON THE CITY LIMITS

THE CITY COUNCIL OF MILACA, MINNESOTA, ORDAINS:

Section 1. A Petition dated April 6, 1992, has been filed with the City Council of the City of Milaca, Minnesota, signed by all of the owners of the lands therein described, and hereinafter described, requesting that the City Council shall annex said land to the City of Milaca, Minnesota. The land described in said Petition for Annexation is located in Borgholm Township, Mille Lacs County, Minnesota, and is described as follows:

The West Half of the West Half of the East Half of the Northeast Quarter of the Southwest Quarter ($W\frac{1}{2}$ of $W\frac{1}{2}$ of $E\frac{1}{2}$ of $NE\frac{1}{4}$ of $SW\frac{1}{4}$); AND the West Half of the Northeast Quarter of the Southwest Quarter ($W\frac{1}{2}$ of $NE\frac{1}{4}$ of $SW\frac{1}{4}$); AND the West Half of the Southeast Quarter of the Southwest Quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SW\frac{1}{4}$), all lying in Section Thirty (30), Township Thirty-eight (38), Range Twenty-six (26), Mille Lacs County, Minnesota, LESS AND EXCEPTING therefrom all land lying West of the East boundary of Parcel 18 on the plat designated as Minnesota Department of Transportation Right of Way Plat Number 48-10 on file and of record in the office of the County Recorder in and for Mille Lacs County, Minnesota.

Also including the following tract:

The East Half of the Southeast Quarter of the Southwest Quarter ($E\frac{1}{2}$ of $SE\frac{1}{4}$ of $SW\frac{1}{4}$) of Section Thirty (30), Township Thirty-eight (38), Range Twenty-six (26), less and excepting therefrom the following tracts:

FIRST EXCEPTED TRACT: A parcel of land in the East One-half of the Southeast Quarter of the Southwest Quarter ($E\frac{1}{2}$ of $SE\frac{1}{4}$ of $SW\frac{1}{4}$) of Section 30, Township 38 North, Range 26 West, described as follows: Beginning at a point on the South section line of said Section 30, 1527.3 feet East of the Southwest section corner of Section 30; thence North 390.5 feet; thence East and parallel to the South section line

669.3 feet to the North and South One-quarter line, 390.5 feet to the South section line of Section 30; thence West on and along said Section line 669.3 feet to the point of beginning, containing six (6) acres in the County of Mille Lacs, State of Minnesota; and further excepting 3.48 acre tract conveyed to the State of Minnesota as described in 123 Deeds, 501, of Section 30, Township 38 North, Range 26 West, according to the United States Government Survey thereof.

SECOND EXCEPTED TRACT: The North 281.00 feet of the South 671.50 feet, as measured along the West line, of the East Half of the Southeast Quarter of the Southwest Quarter (E $\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Thirty (30), Township Thirty-eight (38), Range Twenty-six (26), Mille Lacs County, Minnesota, excepting therefrom all that part thereof taken for right-of-way for a realignment of County State Aid Highway No. 2, and designated as Parcel No. 20, on the duly recorded plat of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT No. 48-28*, being an amendment to State Highway Right of Way Plat No. 48-10 & 48-26. Containing 4.00 acres, more or less, lying westerly of said right-of-way.

True, correct and complete copies of said Petition have been filed on April 7, 1992, with the Town Board of Borgholm Township, the County Board of Mille Lacs County, the Mille Lacs County Planning Commission, and the Minnesota Municipal Board; further, that said Town Board of Borgholm Township has on April 6, 1992, duly and lawfully waived the right of said Township to object to said annexation; further, that a true, correct and complete copy of said Waiver of Objection of said Township has been filed by the City with the Minnesota Municipal Commission on April 7, 1992, which said Minnesota Municipal Board did on April 9, 1992, advise said City that all requirements for annexation have been met for the aforesaid Petition and that the City may proceed to adopt and file its Annexation Ordinance; further, that no objections to said annexation of the above described lands have been filed with the City by any person, corporation or municipality.

Section 2. The quantity of land in said Petition for Annexation is approximately 36 acres, more or less.

Section 3. The City Council of the City of Milaca does hereby find and determine that the land described in Section 1 is solely owned by the Petitioners; that said land does abut upon the present territorial corporate limits of the City of Milaca, Minnesota, and said land is so conditioned as to be properly subjected to municipal government and is urban or suburban in character; further, that the annexation of said lands will be in the best interest of the City of Milaca, Minnesota, and of the lands so affected; further, that none of said lands is now included within the limits of any other city.

Section 4. The population of the territory is none.

Section 5. The land described in Section 1 above is hereby annexed, added to and made a part of the City of Milaca, Minnesota, as effectively as if it had originally been a part thereof; further, the corporate limits of the City are hereby extended to include the said unplatted land as described in Section 1 hereinbefore.

Section 6. The City Manager is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Board, the Minnesota Secretary of State, the Town Clerk of the Township of Borgholm, the Mille Lacs County Auditor and the Mille Lacs County Recorder.

Section 7. This Ordinance takes effect upon its passage and publication and the filing of the certified copies as directed above and approval of the Ordinance by the Minnesota Municipal Board.

Passed and adopted by the City Council of the City of Milaca,
Minnesota, this 16th day of April, 1992.

Randy Furman
Randy Furman, Mayor

Attest:
John Hill
John Hill, City Manager

Published in the Mille Lacs County Times on the 22nd day of
April, 1992.

I hereby certify that the above is a true and correct copy of an
ordinance passed, adopted and approved by the City Council of said
City on April 16, 1992.

John Hill
City Manager

