

ORDINANCE NO. 293

AMENDED ORDINANCE NO. 263  
AN ORDINANCE ANNEXING LAND NORTH OF THE CITY OF PARK RAPIDS  
SECTION 14  
TODD TOWNSHIP, HUBBARD COUNTY, MINNESOTA  
TO THE CITY OF PARK RAPIDS, MINNESOTA,  
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 2(3), PERMITTING  
ANNEXATION BY ORDINANCE

THE COUNCIL OF THE CITY OF PARK RAPIDS HEREBY ORDAINS:

SECTION 1. That the unincorporated land located North of the City of Park Rapids along East River Drive and located in Section 14, of Todd Township, Hubbard County, Minnesota, described more fully herein, abuts upon the limits of the City of Park Rapids, is not now included within the limits of any city, is 60 acres or less in size, is or is about to become urban or suburban in character, and 100 percent of all owners of property within the described area have signed a petition requesting the property be annexed to the City of Park Rapids.

SECTION 2. That the corporate limits of the City of Park Rapids are hereby extended to include the unplatted land described as follows and the same is hereby annexed to be included within the City of Park Rapids, Minnesota.

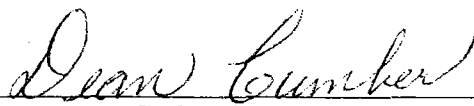
- Parcel 1 - Ferd & Dorothea Ohlsen (Attached)
- Parcel 2 - Myron & Bessie Amundson (Attached)
- Parcel 3 - E. Lowell Moore (Attached)
- Parcel 4 - Carol Anderson (Attached)
- Parcel 5 - Harriet Benda (Attached)
- Parcel 6 - Edward Dessert (Attached)
- Parcel 7 - Charles & Betty Schranz (Attached)

SECTION 3: The City Administrator is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board; the Secretary of State, the Todd Town Clerk, and the Hubbard County Auditor.

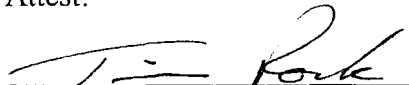
Adopted this 13th day of June, 1994

Re-adopted this 12th day of January, 1999, to correct a legal description.

[seal]

  
\_\_\_\_\_  
Mayor Dean C. Cumber

Attest:

  
\_\_\_\_\_  
Clerk-Treasurer Timothy J. Rock

Parcel 1  
Ferd & Dorotha Ohlsen

That part, of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), described as follows: Commencing at the point on the South Line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), which point is the Northeast corner of Lot (12), Sunset View Addition to Park Rapids; thence North 24 30' West 93.4 feet to the point of beginning of the tract to be described; thence North 31 18' West 129.95 feet, thence South 82 00' West 204 feet, more or less, to the shore of the Fish Hook River; thence southerly along said shore to the point on said shore which is due West from the point of beginning; thence East 285 feet, more or less, along a line which is parallel with and 85 feet North of the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) to the point of beginning. Also including an easement for ingress and egress from the above described tract along existing roadway running along the easterly boundary line of said tract and joining the public roadway to the South in the Plat of Sunset View Addition, said easement to be continuing and to run with the land.

Parcel 2

Myron L. Amundson and Bessie V. Amundson, husband and wife

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), of Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), described as follows, to-wit: Commencing at the Northeast corner of Lot Twelve (12), of Sunset View Addition to Park Rapids, Hubbard County, Minnesota, according to the plat thereof on file and of record in the office of the County Recorder of said Hubbard County, said point being located on the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ); thence North 24 degrees 30 minutes West 93.4 feet; thence North 31 degrees 18 minutes West 159.95 feet; thence North 40 degrees 44 minutes West 115.18 feet to the point of beginning; thence continuing North 40 degrees 44 minutes West 82.13 feet; thence South 49 degrees 19 minutes West 115 feet, more or less, to the water's edge of Fish Hook River; thence southeasterly along the water's edge of said Fish Hook River to the intersection with a line bearing South 57 degrees 16 minutes West from the point of beginning; thence North 57 degrees 16 minutes East 116 feet, more or less, to the point of beginning. For the purpose of this description the South line of said Southeast Quarter of Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) is assumed to have a bearing of East; subject to any and all valid and existing prior reservations or conveyances of minerals and mineral rights, if any, or record; subject to any and all valid and existing easements; and subject to Ordinance No. 2 of the County of Hubbard.

Together with an easement or right-of-way for ingress to and egress from said premises over and across the road as presently laid out and used in that part of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) lying East of Fish Hook River.

Parcel 3  
E. Lowell Moore

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forth (140) North, Range Thirty-five (35) West of the Fifth Principal Meridian in Hubbard County, Minnesota, described as follows:

Commencing at the Northeast corner of Lot 12 of Sunset View Addition to Park Rapids, Hubbard County, Minnesota, according to the plat on file and of record in the office of the Register of Deeds of said Hubbard County, said point being located on the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ); thence North 24 degrees 30 minutes West 93.4 feet; thence North 31 degrees 18 minutes West 159.95 feet; thence North 40 degrees 44 minutes West 197.31 feet to the point of beginning; thence continuing North 40 degrees 44 minutes West 125.00 feet; thence South 49 degrees 19 minutes West 158 feet, more or less, to the water's edge of Fish Hook River; thence southeasterly along the water's edge of said Fish Hook River to the intersection with a line bearing South 49 degrees 19 minutes West from the point of beginning; thence North 49 degrees 19 minutes East 107 feet, more or less, to the point of beginning. For the purpose of this description the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 14 is assumed to have a bearing of East.

Parcel 4  
Carol L. Anderson

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forty (140), North, Range Thirty-five (35) West of the Fifth Principal Meridian described as follows: Commencing at a point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , which is the Northeast corner of Lot Twelve (12), Sunset View Addition to Park Rapids; thence North 24 degrees 30' West a distance of 93.4 feet; thence North 31 degrees 18' West at distance of 159.95 feet; thence South 82 degrees 00' West a distance of 170 feet, more or less, to the shore of Fish Hook River and the actual point of beginning; thence return along last described line a distance of 170 feet, more or less; thence North 40 degrees 44' West a distance of 115.18 feet; thence South 57 degrees 16' West a distance of 107 feet, more or less to the shore of Fish Hook River; thence Southerly along the shore of Fish Hook River a distance of 65 feet, more or less to the actual point of beginning and there terminating. For purposes of this description the South line of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14 is assumed to bear East and West.

AND

That portion of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), lying southerly and within 30 feet on a line which is more particularly described as follows: Beginning at a point on the south line of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , which is the northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30' West 93.4 feet; thence North 31 degrees 18' West a distance of 159.95 feet to a point which is the most easterly point of the line to be described herein; and which is where said line begins; thence proceeding South 82 degrees 00' West 204 feet more or less to the point of intersection with the shore of Fish Hook River, which is the most westerly point of the line to be described herein, and which is where said line terminates.

Together with an easement or right-of-way for ingress to and egress from said premises over and across the road as presently laid out and used in that part of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Lying East of Fish Hook River, said easement to extend to the second parties, the survivor of them, the heirs and assigns of the survivor, their tenants, servants, visitors, and licensees, in common with grantors and all other persons having a like right.

All of the above described premises being subject to any and all valid and existing prior reservations or conveyances of minerals or mineral rights, if any, of record; subject to any and all valid and existing easements; and subject to Ordinance No. 2 of the County Of Hubbard.

AND

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 14, Township 140, Range 35, described as follows Commencing at the point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$  which is the northeast corner of Lot Twelve (12), Sunset View Addition to Park Rapids, thence north 24 30' west a distance of 93.4 feet, thence north 31 degrees 18' west a distance of 159.95, thence north 40 degrees 44' west a distance of 347.31 feet to tile point of beginning, thence north 49 degrees 17' west a distance of 85.00 feet, thence South 49 degrees 01' west a distance of

180 feet, more or less, to the shore of the Fish Hook River, thence southeasterly along said shore to the point on said shore which is South 49 degrees 19' west from the point of beginning; thence north 49 degrees 19' east a distance of 158 feet, more or less, to the point of beginning. Also including an easement for ingress and egress from the above described tract along the existing roadway running along the easterly boundary line of said tract and public roadway to the south in the plat of Sunset View Addition, said easement to the continuing and to run with the land. The within conveyance is made subject to the restrictions that the premises herein conveyed shall not be used for a store, tavern, industrial shop or other similar commercial purposes, and that the premises shall not be used for more than a single dwelling. Also subject to easements, restrictions and covenants of record, if any.

Parcel 5  
Harriet Benda

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forty (140) North, Range Thirty-five (35) West, of the Fifth Principal Meridian, described as follows: Commencing at a point on the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), which is the Northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30' West a distance of 93.4 feet; thence North 31 degrees 18' West a distance of 159.95 feet; thence North 40 degrees 44' West a distance of 347.31 feet; thence North 49 degrees 17' West a distance of 85.00 feet; thence North 49 degrees 01' East a distance of 72.77 feet; thence South 84 degrees 05' West a distance of 184 feet more or less to the shore of Fish Hook River and the actual point of beginning; thence return along last described line a distance of 184 feet more or less; thence North 28 degrees 21' East a distance of 125.00 feet; thence South 85 degrees 47' West a distance of 206 feet more or less to the shore of Fish Hook River; thence southwesterly along the shore of Fish Hook River a distance of 125 feet, more or less, to the actual point of beginning and there terminating. For the purposes of this description the South line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 14, is assumed to bear East and West; subject to any and all valid and existing prior reservations or conveyances of minerals and mineral rights, if any, of record; subject to any and all valid and existing easements, and subject: to Ordinance No. 2 of the County of Hubbard.

Together with an easement or right-of-way for ingress to and egress from said premises over and across the road as presently laid out and used in that part of the said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) lying East of Fish Hook River, said easement to extend to the second parties, the survivor of them, the heirs and assigns of the survivors, their tenants, servants, visitors, and licensees, in common with grantors and all other persons having a like right.

Parcel 6  
Ed Dessert

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township one Hundred Forty (140), Range Thirty-five (35) West of the Fifth Principal Meridian, lying East of the Fish Hook River, containing 17 $\frac{1}{2}$  acres, more or less, except those portion thereof described as follows:

1. Beginning at a point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , which is the northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 30' West 93.4 feet; thence North 31 degrees West 129.95 feet; thence South 82 degrees 00' West 204 feet more or less to the shore of Fish Hook River; thence Southerly along said Shore to the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ; thence East 348 feet, more or less, along said South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$  to the point of beginning of said excepted tract, and there terminating.

2. That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 14, Township 140, Range 35, described as follows: Commencing at the point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$  which is the Northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30' West a distance of 93.4 feet; thence North 31 degrees 18' West a distance of 159.95 feet; thence North 40 degrees 44' West a distance of 347.31 feet to the point of beginning of said excepted tract; thence North 49 degrees 17' West a distance of 85.00 feet; thence South 49 01' West a distance of 180 feet, more or less, to the shore of Fish Hook River; thence Southeasterly along said shore to the point on said shore which is South 49 19' West from the point of beginning of said excepted tract; thence North 49 degrees 19' East a distance of 158 feet, more or less, to the point of beginning of said excepted tract.

3. That part of the SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 14, Township 140, Range 35W, 5th P.M. described as follows: Commencing at a point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , which is the Northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30' West a distance of 93.4 feet; thence North 31 18' West a distance of 159.95 feet; thence North 40 degrees 44' West a distance of 347.31 feet; thence North 49 degrees 17' West a distance of 85.00 feet; thence North 49 degrees 01' East a distance of 72.77 feet; thence South 84 degrees 05' West a distance of 184 feet, more or less, to the shore of Fish Hook River and the actual point of beginning; thence return along last described line a distance of 184 feet, more or less; thence North 28 degrees 21' East a distance of 125.00 feet; thence South 85 degrees 47, West a distance of 206 feet, more or less, to the shore of Fish Hook River; thence Southwesterly along the shore of Fish Hook River a distance of 125 Feet, more or less; to the actual point of beginning and there terminating. For purposes of this description the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , of Section 14, is assumed to bear east and west.

4. That part of the SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 14, Township 140 North, Range 35 West, 5th P.M., described as follows: Commencing at a point on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , which is the Northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30' West a distance of 93.4 feet; thence North 31 degrees 18' West a distance of 159.95 feet; thence North 40 degrees 44' West a distance of 347.31 feet; thence North 49 degrees 17' West a distance of 85.00 feet; thence North 49 degrees 01' East a distance of 72.77 feet; thence South 84 degrees



05' West a distance of 184 feet, more or less, to the shore of Fish Hook River and the actual point of beginning; thence return along last described line a distance of 184 feet, more or less; thence South 49 01' West a distance of 270 feet, more or less, to the shore of Fish Hook River; thence Northerly along the shore of Fish Hook River a distance of 135 feet, more or less to the actual point of beginning and there terminating. For purposes of this description the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 14, is assumed to bear east and west.

5. That part of the SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 14, Township 140, Range 35, described as follows, to-wit: Commencing at the Northeast corner of Lot 12, of Sunset View Addition to Park Rapids, Hubbard County, Minnesota, according to the plat thereof on file and of record in the office of the County Recorder of said Hubbard County, said point being located on the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ; thence North 24 degrees 30' West 93.4 feet; thence North 31 degrees 18' West 159.95 feet; thence North 40 degrees 44' West 115.18 feet to the point of beginning; thence continuing North 40 degrees 44' West 82.13 feet; thence South 49 degrees 19' West 115 feet, more or less, to the water's edge of Fish Hook River; thence Southeasterly along the water's edge of said Fish Hook River to the intersection with a line bearing South 57 degrees 16' West from the point of beginning; thence North 57 degrees 16' East 116 feet, more or less, to the point of beginning. For the purpose of this description the South line of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$  is assumed to have a bearing of East; subject to any and all valid and existing prior reservations or conveyances of minerals and mineral rights if any of record; subject to any and all valid and existing easements; and subject to Ordinance No. 2 of the County of Hubbard.

Together with an easement or right-of-way for ingress to and egress from said premises over and across the road as presently laid out and used in that part of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , lying East of Fish Hook River, said easement to extend to the second parties, the survivor of them, the heirs and assigns of the survivor, their tenants, servants, visitors, licensees, in common with grantors and all other persons having a like right.

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 13, Township 140, Range 35, except:

1. The North 4 rods thereof;
2. The plat of Fish Hook Bay Estates;
3. That part lying South and East Of Mud Lake

AND, the North Half of the Southwest Quarter of the Southwest Quarter (N $\frac{1}{2}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ) of said section Township and Range, except that part described in that contract for deed dated February 24, 1983, and filed May 27, 1983, in Book 149 of Deeds Page 237.

Parcel 7

Charles C. Schranz and Betty J. Schranz, husband and wife

That part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), described as follows: Commencing at a point on the South line of said Southeast Quarter of Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ), which is the Northeast corner of Lot 12, Sunset Addition to Park Rapids; thence North 24 degrees 30 minutes West a distance of 93.4 feet; thence North 31 degrees 18 minutes West a distance of 159.95 feet; thence South 82 degrees 00 minutes West a distance of 170 feet, more or less, to the shore of Fish Hook River and the actual point of beginning; thence return along last described line a distance of 170 feet, more or less; thence North 40 degrees 44 minutes West a distance of 115.18 feet; thence South 57 degrees 16 minutes West a distance of 107 feet, more or less, to the shore of Fish Hook River; thence southerly along the shore of Fish Hook River a distance of 65 feet, more or less, to the actual point of beginning and there terminating. For purposes of this description the South line of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, is assumed to bear East and West.

AND

That portion of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ), Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), lying southerly and within 30 feet of a line which is more particularly described as follows: Beginning at a point on the South line of said Southeast Quarter of Southeast Quarter (SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ), which is the northeast corner of Lot 12, Sunset View Addition to Park Rapids; thence North 24 degrees 30 minutes West 93.4 feet; thence North 31 degrees 18 minutes West a distance of 159.95 feet to a point which is the most easterly point of the line to be described herein; and which is where said line begins; thence proceeding South 82 degrees 00 minutes West 204 feet more or less to the point of intersection with the shore of Fish Hook River, which is the most westerly point of the line to be described herein, and which is where said line terminates.

Together with an easement or right-of-way for ingress to and egress from said premises over arid across the road as presently laid out and used in that part of said SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , lying East of Fish Hook River, said easement to extend to the second parties, the survivor of them, the heirs and assigns of the survivor, their tenants, servants, visitors, and licensees, in common with grantors and all other persons having a like right.

Subject to prior reservations of minerals arid mineral rights and easements of record, if any.