

REC'D. BY JAN 12 1998  
M/T/H

STATE OF MINNESOTA )  
 )  
COUNTY OF WILKIN )

IN THE MATTER OF THE PETITION  
OF BURTON L. GEWALT AND  
PATRICIA MAE GEWALT, HUSBAND  
AND WIFE; THE BRECKENRIDGE  
PORT AUTHORITY; AND WILKIN  
COUNTY TO HAVE CERTAIN  
LANDS SITUATED IN THE TOWNSHIP  
OF BRECKENRIDGE, MINNESOTA,  
ANNEXED TO THE CITY OF  
BRECKENRIDGE, MINNESOTA,  
PURSUANT TO THE PROVISIONS OF  
MINNESOTA STATUTES SECTION 414.033,  
SUBD. 5

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P E T I T I O N

TO THE CITY COUNCIL OF THE CITY OF BRECKENRIDGE, MINNESOTA,  
and TO WHOM IT MAY CONCERN:

Comes now Burton L. Gewalt and Patricia Mae Gewalt, husband and wife, of  
Yachats, Oregon; the Breckenridge Port Authority of the City of Breckenridge, Minnesota;  
and Wilkin County, Minnesota, a political subdivision, and respectfully state and declare as  
follows:

I.

That they are the sole owners, subject to an easement and right of way granted to the  
County of Wilkin, Minnesota, for the purpose of constructing, repairing and maintaining a  
drainage ditch of the following described real estate located in the County of Wilkin, State of  
Minnesota, to-wit:

The South Thirty (30) acres of the Northwest Quarter of the Northwest  
Quarter of Section Ten (10) and all that part of the Southwest Quarter of

the Northwest Quarter of said Section Ten (10), lying and being North of the North line of Minnesota Avenue in the City of Breckenridge, as extended, all of said land lying in and being part of Township One Hundred Thirty-two (132) North of Range Forty-seven (47) West of the Fifth Principal Meridian and being subject to any right of way deeds or easements of public highways, railroads or pole lines heretofore granted and now described as Auditor's Sublot "K",

excepting therefrom all that part of the Southwest Quarter of the Northwest Quarter of Section Ten (10), described as Auditor's Sublot "K", of Section Ten (10), Township One Hundred Thirty-two (132) North, Range Forty-seven (47) West of the Fifth Principal Meridian, Breckenridge Township, Wilkin County, Minnesota, which lies Southerly of the following described line:

Beginning at the Southwest corner of said Auditor's Sublot "K"; thence run easterly 560.0 feet; thence to a point 22.0 feet north of the South line of said Auditor's Sublot "K"; thence 560.4 feet, more or less, Westerly to the Southwest corner of said Auditor's Sublot "K", the point of beginning, containing .14 acres, more or less.

The above described tract contains 35.32 acres, more or less.

## II.

That said parcel of land is unoccupied and is presently used for no specific purposes except farming.

## III.

That said parcel of land lies adjacent to, and abuts the City of Breckenridge, Minnesota, on the easterly lines of the City of Breckenridge.

## IV.

That said parcel of land does not abut nor lie adjacent to the boundaries of any other municipality except said City of Breckenridge, nor is it located in or composing a part of any municipality.

V.

That said parcel of land lies entirely in and is a part of the Township of Breckenridge, Wilkin County, Minnesota.

VI.

That no part of said land is included in any petition for incorporation or annexation now pending before the Minnesota Municipal Board.

VII.

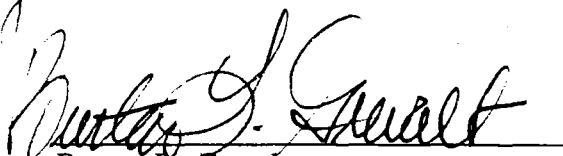
That the petitioners plan on platting said land for residential lots which are in great demand in said City of Breckenridge and that to do so it will be necessary to insure that utility, fire, and police services and protection be secured for said property. That due to the location of the Senior High School in the area and the natural growth of the city, housing lots particularly are in short supply. That it would be for the best interests of both the petitioners and said City of Breckenridge to thus annex the above described parcel of real estate. That said property will be used for urban purposes.

VIII.

That hereto attached is a map showing the relationship of said plat to existing city limits.

WHEREFORE, your petitioners pray that the City Council of the City of Breckenridge pass an ordinance annexing said parcel of land to the City of Breckenridge, Minnesota, pursuant to the provisions of Minnesota Statutes Section 414.033, Subd. 5.

Dated this 29th day of May, 1997.

  
Burton L. Gewalt

REC'D. BY JAN 12 1998  
M. 16

Patricia Mae Gewalt  
Patricia Mae Gewalt

STATE OF )  
                  ) SS  
COUNTY OF )

Burton L. Gewalt and Patricia Mae Gewalt, husband and wife, being first duly sworn on oath, depose and say that they are the persons named in and who executed the foregoing Petition; that they have read the same and know the contents thereof and that the same is true of their own knowledge except as to those matters stated therein on information and belief and as to those matters, they believe it to be true.

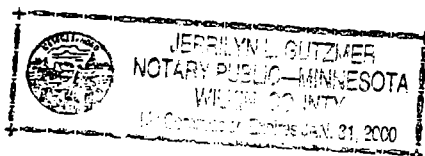
Burton L. Gewalt  
Burton L. Gewalt

Patricia Mae Gewalt  
Patricia Mae Gewalt

Subscribed and sworn to before me  
this 29th day of May, 1997.

Jerrilyn L. Gutzmer  
Notary Public, \_\_\_\_\_ Co., \_\_\_\_\_  
My commission expires \_\_\_\_\_

BRECKENRIDGE PORT AUTHORITY



BY: Clifford W. Bart  
Its President

BY: Guy Miller  
Its Secretary

STATE OF MINNESOTA )  
                              )  
COUNTY OF WILKIN )

Clifford W. Bart and Guy Miller, the President and Secretary, respectively, of the Breckenridge Port Authority, being first duly sworn on oath depose and say that they are

acting on behalf of the Breckenridge Port Authority, one of the parties named in and who executed the foregoing Petition; that they have read the same and know the contents thereof and that the same is true of their own knowledge except as to those matters stated therein on information and belief and as to those matters, they believe it to be true.

Clifford W. Barth  
Clifford W. Barth President

Guy Miller  
Guy Miller, Secretary

Subscribed and sworn to before  
me this 5th day of Dec., 1997.

Jerrilyn L. Gutzmer  
Notary Public, Wilkin Co., MN  
My commission expires \_\_\_\_\_



WILKIN COUNTY

Robert L. Perry  
Robert L. Perry, Chairman  
Wilkin County Board

Attest:

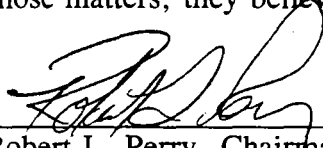
Wayne Bezenek  
Wayne Bezenek, Wilkin County Auditor

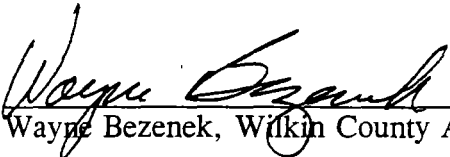
STATE OF MINNESOTA )  
 ) SS  
COUNTY OF WILKIN )

Robert L. Perry and Wayne Bezenek, Chairman of the Wilkin County Board and Wilkin County Auditor, respectively, of the County of Wilkin, being first duly sworn on oath depose and say that they are acting on behalf of Wilkin County, one of the parties named in and who executed the foregoing Petition; that they have read the same and know the contents

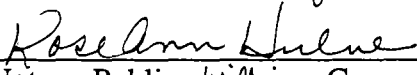
JAN 12 1998

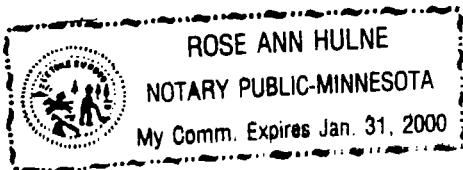
thereof and that the same is true of their own knowledge except as to those matters stated therein on information and belief and as to those matters, they believe it to be true.

  
Robert L. Perry, Chairman  
Wilkin County Board

  
Wayne Bezenek, Wilkin County Auditor

Subscribed and sworn to before me  
this 8<sup>th</sup> day of July, 1997.

  
Notary Public, Wilkin Co., Mn.  
My commission expires 1-31-2000





Breckenridge, Minnesota

