

**ORDINANCE NUMBER 4.22**

An ordinance annexing land into the City of Fosston

Section 1. RECITALS.

A. WHEREAS, Allen Potvin and Judith Potvin, husband and wife, Petitioners, have filed a Petition for Annexation by the City of Fosston of the following described real property containing 1.55 acres, more or less, situated in Polk County, Minnesota::

That part of the W1/2SE1/4, Section 3, and the W1/2NE1/4, Section 10, all in Township 147 North of Range 40 West, described as follows, to-wit: Commencing at the intersection of the center line of C.A.R. No. 1, and the west line of the NE1/4 of said Sect. 10, thence northerly along the west line of the NE1/4 of said Sect. 10 and the SE1/4 of Sect. 3, to a point 47 ft. north of the southwest corner of said SE1/4 of said Sect. 3, thence north 33 degrees 30 minutes east a distance of 405 ft., thence south and parallel with the west line of the SE1/4 of said Sect. 3, and the NE1/4 of said Sect. 10, to the center line of County Aid Road No. 1, thence westerly to the point of beginning.

B. WHEREAS, said Petitioner, Allen Potvin, is the sole owner of said property; and

C. WHEREAS, the members of the Fosston City Council are reasonably familiar with said property and believe same is now or is about to become urban or suburban in character; and

D. WHEREAS said tract abuts the City of Fosston, is unplatted and does not exceed two hundred (200) acres; and

E. WHEREAS, no part of said tract is included in another boundary adjustment proceeding pending before the Minnesota Municipal Board, and no other municipality borders said property; and

F. WHEREAS, members of the Fosston City Council have determined that annexation of the above described real property is and will be in the best interests of the City of Fosston, Minnesota, and of the territory effected; and

G. WHEREAS, petitioners have been served notice of electricity rate changes which will result from annexation as required by Minnesota Statute 414.033, Subd. 13. Petitioners have waived the 30 day notice requirement.

Section 2. THEREFORE, upon motion duly made, seconded and carried,

IT IS RESOLVED, and the City Council of the City of Fosston, Minnesota, hereby ordains and declares that the aforescribed tract be and is hereby annexed

and included in the City of Fosston, Minnesota, as if it had originally been a part thereof.

Section 3. This ordinance shall be final and shall take effect and be in full force from and after the date on which it is passed, published, recorded and approved by the Minnesota Municipal Board.

Dated and passed by the City Council of the City of Fosston, Minnesota, on this 22 day of February, 1999.

CITY OF FOSSTON

By: Arvid Clementson  
Arvid Clementson, Mayor

By: Charles Lucken  
Charles Lucken, City Clerk

