

PETITION FOR DETACHMENT OF REAL PROPERTY  
FROM THE CORPORATE CITY OF SHELLY, NORMAN COUNTY, MINNESOTA

TO: THE MINNESOTA MUNICIPAL BOARD

We, the petitioners, being all of the owners of the hereafter described land, do hereby request that the Minnesota Municipal Board allow and grant the detachment of the following described real property, presently located within the City limits of the City of Shelly, from the corporate limits of the City of Shelly, to the Township of Shelly, said real property being described as:

The East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ), less 3.014 acres deeded to Bernt Benson, said Deed recorded in Book 27 on page 595;

AND THE West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ ), less Railroad Right-of-Way and less platted as Original Townsite of the Village of Shelly and Efteland's First Addition to the Village of Shelly, and also less the following pieces of land conveyed by deeds recorded in the office of the Register of Deeds in and for Norman County, Minnesota, to-wit: To Iver Thompson, 2.85 acres by Deed recorded in Book 15 on page 84; To Ingvald Efteland, 75 by 150 feet by Deed recorded in Book 35, page 527; To Einar D. Lunde, 25 by 150 feet by Deed recorded in Book 15, page 10; To Edwin Lunde, 62 $\frac{1}{2}$  by 150 feet by Deed recorded in Book 33 on page 502; To Thomas O. Johnson, 100 by 150 feet by Deeds recorded in Book 34 on page 355 and Book 34 on page 353;

To C.R. Engelstad, 100 by 150 feet by Deeds recorded in Book 34 on page 352 and Book 35 on page 526;

To Village of Shelly, 13.3 acres by Deed recorded in Book 66 on page 114; and to Orville L. Amundson, 25 by 150 feet by Deed recorded under Microfilm No. 142708;

AND ALSO LESS A 28.42 ACRE PARCEL DESCRIBED AS:

Commencing at the Southwest corner of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of Section Eighteen (18), Township One Hundred Forty-six (146), Range Forty-eight (48); thence East along the South Section line of said Section a distance of One Thousand Four Hundred Sixty-five (1465') feet; thence North on a line parallel with the West line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section, a distance of Eight Hundred Forty-five (845') feet; thence West on a line parallel with the South Section line of said Section a distance of One Thousand Four Hundred Sixty-five (1465') feet to the West boundary line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section; thence South on the West boundary line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section a distance of Eight Hundred Forty-five (845') feet to the point of beginning. Being 28.42 acres, more or less.

LESS A 2.12 ACRE PARCEL DESCRIBED AS: That part of the Southwest Quarter of the Southeast Quarter of Section 18, Township 146 North, Range 48 West, Norman County, Minnesota, described as follows:

Commencing at the southwest corner of the plat of EFFEELAND'S 3RD ADDITION TO SHELLY, according to the recorded plat thereof on file and of record in the office of the County Recorder in said county; thence North 00 degrees 08 minutes 14 seconds West along the west line of said EFFEELAND'S 3RD ADDITION TO SHELLY 453.00 feet; thence northwesterly along said west line on a tangential curve, concave to the southwest, having a radius of 70.00 feet and a central angle of 43 degrees 29 minutes 03 seconds 53.13 feet; thence North 43 degrees 37 minutes 17 seconds West along said West line 121.97 feet; thence Northwestery along a tangential curve, concave to the northeast having a radius of 320.17 feet and a central angle of 18 degrees 25 minutes 25 seconds 102.95 feet; thence South 00 degrees 02 minutes 15 seconds West 675.97 feet to the south line of the said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 58 minutes 57 seconds East along said south line 163.22 feet to the point of beginning.

consisting of 85.34 acres. Attached is a copy of a Certificate of Survey and a plat map with the captioned premises marked by crosshatch.

The undersigned do hereby state and certify to the Minnesota Municipal Board that they are the owners of all of the property described above. That the real property has no buildings; there are no people living on the property; and that the land is rural in character and that no municipal improvements have been extended to the property. The property has not been developed for urban residential, commercial or industrial purposes; that the detachment would not unreasonably affect the symmetry of the City of Shelly and the land is not needed for any reasonably anticipated future development, and the remainder of the municipality will be able to continue to carry on the functions of government without undue hardship if the detachment is granted.

5-6-96  
Date

*Loren Solem*  
Loren Solem

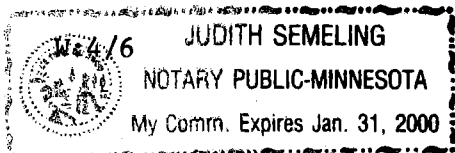
5-6-96  
Date

*Shirley Solem*  
Shirley Solem

STATE OF MINNESOTA )  
                                  ) ss  
COUNTY OF NORMAN )

The foregoing was acknowledged before me this 6<sup>th</sup> day of May, 1996, by Loren Solem and Shirley Solem, husband and wife.

*Judith Semeling*  
Notary Public



RESOLUTION

A meeting of the City Council of Shelly, Minnesota, was held on May 6, 1996, at Shelly, Minnesota. Present were the following council members: Mayor Charles Koval Councilmembers: Lloyd Hamee, Robert Koth, Myron Moe Absent Barbara Fronnes

The following Resolution was presented, voted upon and unanimously approved by all of the council members present:

WHEREAS, There is a parcel of land which is situated within the municipality of the City of Shelly that abutts the municipal boundary, more legally described as:

The East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ), less 3.014 acres deeded to Bernt Benson, said Deed recorded in Book 27 on page 595;

AND THE West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ ), less Railroad Right-of-Way and less platted as Original Townsite of the Village of Shelly and Efteland's First Addition to the Village of Shelly, and also less the following pieces of land conveyed by deeds recorded in the office of the Register of Deeds in and for Norman County, Minnesota, to-wit: To Iver Thompson, 2.85 acres by Deed recorded in Book 15 on page 84; To Ingvald Efteland, 75 by 150 feet by Deed recorded in Book 35, page 527; To Einar D. Lunde, 25 by 150 feet by Deed recorded in Book 15, page 10; To Edwin Lunde, 62 $\frac{1}{2}$  by 150 feet by Deed recorded in Book 33 on page 502; To Thomas O. Johnson, 100 by 150 feet by Deeds recorded in Book 34 on page 355 and Book 34 on page 353;

To C.R. Engelstad, 100 by 150 feet by Deeds recorded in Book 34 on page 352 and Book 35 on page 526;

To Village of Shelly, 13.3 acres by Deed recorded in Book 66 on page 114; and to Orville L. Amundson, 25 by 150 feet by Deed recorded under Microfilm No. 142708;

AND ALSO LESS A 28.42 ACRE PARCEL DESCRIBED AS:

Commencing at the Southwest corner of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of Section Eighteen (18), Township One Hundred Forty-six (146), Range Forty-eight (48); thence East along the South Section line of said Section a distance of One Thousand Four Hundred Sixty-five (1465') feet; thence North on a line parallel with the West line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section, a distance of Eight Hundred Forty-five (845') feet; thence West on a line parallel with the South Section line of said Section a distance of One Thousand Four Hundred Sixty-five (1465') feet to the West boundary line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section; thence South on the West boundary line of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of said Section a distance of Eight Hundred Forty-five (845') feet to the point of beginning. Being 28.42 acres, more or less.

LESS A 2.12 ACRE PARCEL DESCRIBED AS: That part of the Southwest Quarter of the Southeast Quarter of Section 18, Township 146 North, Range 48 West, Norman County, Minnesota, described as follows:

Commencing at the southwest corner of the plat of EFTELAND'S 3RD ADDITION TO SHELLY, according to the recorded plat thereof on file and of record in the office of the County Recorder in said county; thence North 00 degrees 08 minutes 14 seconds West along the west line of said EFTELAND'S 3RD ADDITION TO SHELLY 453.00 feet; thence northwesterly along said west line on a tangential curve, concave to the southwest, having a radius of 70.00 feet and a central angle of 43 degrees 29 minutes 03 seconds 53.13 feet; thence North 43 degrees 37 minutes 17 seconds West along said West line 121.97 feet; thence Northwesterly along a tangential curve, concave to the northeast having a radius of 320.17 feet and a central angle of 18 degrees 25 minutes 25 seconds 102.95 feet; thence South 00 degrees 02 minutes 15 seconds West 675.97 feet to the south line of the said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 58 minutes 57 seconds East along said south line 163.22 feet to the point of beginning.

consisting of 85.34 acres. Attached is a copy of a Certificate of Survey and a plat map with the captioned premises marked by crosshatch.

AND, WHEREAS, The parcel is rural in character consisting of no buildings,

AND, WHEREAS, The population of this parcel consists is zero as it is agricultural,

AND, WHEREAS, The property has not been developed for urban residential, commercial or industrial purposes and no municipal improvements have been extended to the parcel,

AND, WHEREAS, The detachment of this parcel would not unreasonably affect the symmetry of the detaching municipality,

AND, WHEREAS, The land is not needed for reasonably anticipated future development,

AND, WHEREAS, The City of Shelly will be able to continue to carry on the functions of government without undue hardship if the above parcel is detached from the corporate limits of the City of Shelly, Norman County, Minnesota,

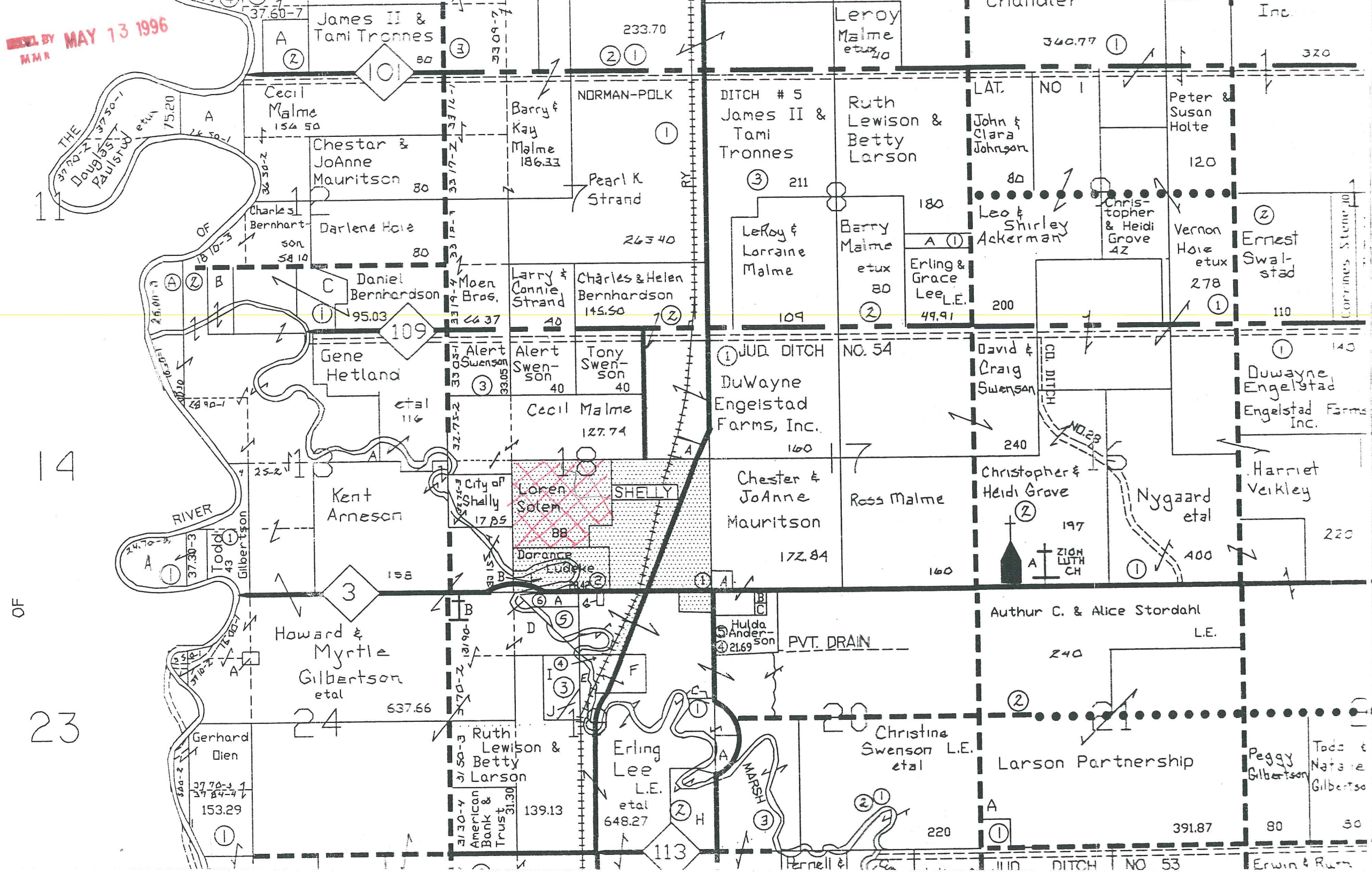
NOW, THEREFORE, BE IT RESOLVED, That the City of Shelly, in agreement with the property owners of all of the described lands requests that the Minnesota Municipal Board hereby grant the detachment of the above-described premises from the corporate limits of the City of Shelly, Norman County, Minnesota.

Charles M Koval  
Mayor

ATTEST:

Nancy Nelson  
City Clerk  
W:4/6

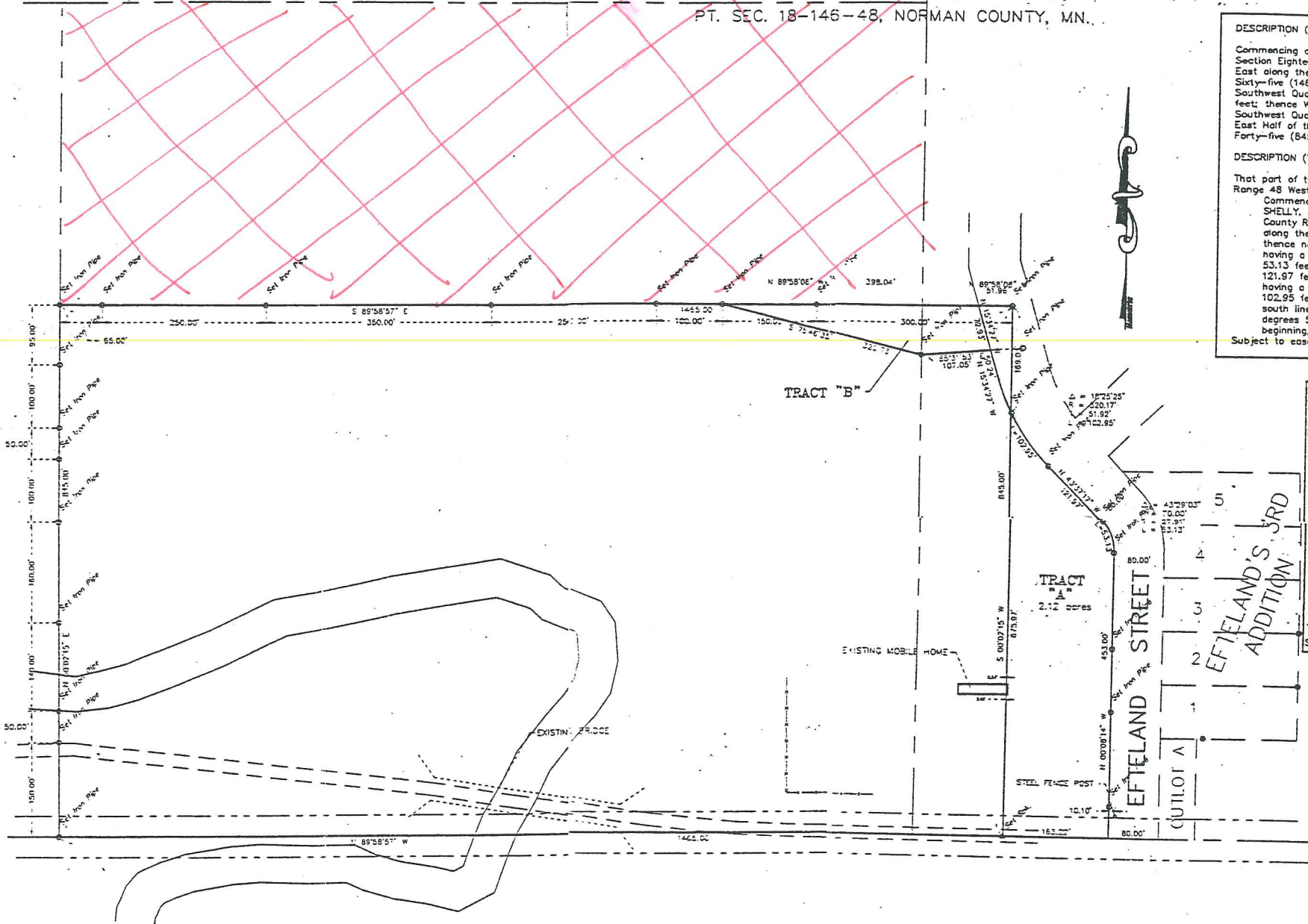
RECEIVED BY MAY 13 1996  
MMR



# CERTIFICATE OF SURVEY

REC'D. BY  
MAY 13 1996

PT. SEC. 18-146-48, NORMAN COUNTY, MN.



**DESCRIPTION (By Others):**  
 Commencing at the Southwest corner of the East Half of the Southwest Quarter (E1/2SW1/4) of Section Eighteen (18), Township One Hundred Forty-six (146), Range Forty-eight (48); thence East along the South Section line of said Section a distance of One Thousand Four Hundred Sixty-five (1465) feet; thence North on a line parallel with the West line of the East Half of the Southwest Quarter (E1/2SW1/4) of said Section, a distance of Eight Hundred Forty-five (845) feet; thence West on a line parallel with the South Section line of said line of the East Half of the Southwest Quarter (E1/2SW1/4) of said Section; thence South on the West boundary line of the East Half of the Southwest Quarter (E1/2SW1/4) of said Section a distance of Eight Hundred Forty-five (845) feet to the point of beginning. Being 28.42 acres, more or less.

**DESCRIPTION (Tract "A"):**  
 That part of the Southwest Quarter of the Southeast Quarter of Section 18, Township 146 North, Range 48 West, Norman County, Minnesota, described as follows:  
 Commencing at the southwest corner of the plot of EFTELAND'S 3RD ADDITION TO SHELLY, according to the recorded plat thereof on file and of record in the office of the County Recorder in said county; thence North 00 degrees 08 minutes 14 seconds West along the west line of said EFTELAND'S 3RD ADDITION TO SHELLY 453.00 feet; thence northwesterly along said west line on a tangential curve, concave to the southwest, having a radius of 70.00 feet and a central angle of 43 degrees 29 minutes 03 seconds 53.13 feet; thence North 43 degrees 37 minutes 17 seconds West along said west line 121.97 feet; thence northwesterly along a tangential curve, concave to the northeast, having a radius of 320.17 feet and a central angle of 18 degrees 25 minutes 25 seconds 102.95 feet; thence South 00 degrees 02 minutes 15 seconds West 675.97 feet to the south line of the said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 58 minutes 57 seconds East along said south line 163.22 feet to the point of beginning, containing 2.12 acres, more or less.  
 Subject to easements, restrictions or reservations of record, if any.

**DESCRIPTION (Tract "B"):**  
 That part of the Southeast Quarter of the Southwest Quarter and part of the Southwest Quarter of the Southeast Quarter of Section 18, Township 146 North, Range 48 West, Norman County, Minnesota, described as follows:  
 Commencing at the southwest corner of the plot of EFTELAND'S 3RD ADDITION TO SHELLY, according to the recorded plat thereof on file and of record in the office of the County Recorder in said county; thence North 00 degrees 08 minutes 14 seconds West along the west line of said EFTELAND'S 3RD ADDITION TO SHELLY 453.00 feet; thence northwesterly along said west line on a tangential curve, concave to the southwest, having a radius of 70.00 feet and a central angle of 43 degrees 29 minutes 03 seconds 53.13 feet; thence North 43 degrees 37 minutes 17 seconds West along said west line 121.97 feet; thence northwesterly along said west line along a tangential curve, concave to the northeast, having a radius of 320.17 feet and a central angle of 28 degrees 03 minutes 30 seconds 158.79 feet; thence North 15 degrees 34 minutes 27 seconds West along said west line 50.24 feet to the point of beginning of the tract to be described; thence continuing North 15 degrees 34 minutes 27 seconds West along said west line 72.92 feet to a line running parallel with and 845 feet north of the South line of said Section 18; thence North 89 degrees 58 minutes 08 seconds West along said line 398.04 feet to an iron pipe monument; thence South 75 degrees 46 minutes 35 seconds East 320.73 feet to an iron pipe monument; thence North 85 degrees 31 minutes 53 seconds East 107.05 feet to the point of beginning, containing 0.44 acres, more or less.  
 Subject to easements, restrictions or reservations of record, if any.



**LEGEND:**  
 Boundary of Survey= \_\_\_\_\_  
 Lot Lines= \_\_\_\_\_  
 Iron Monuments Found= ●  
 Iron Monuments Set= ○ (1/2" Iron Pipe w/ plastic cap #15815)

REQUESTED BY:  
**NORMAN FRENCH**

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.  
*[Signature]*  
 Reg. No. 15815 Date 11-05-95

DATE	AMENDMENTS	BY	DATE
11-05-95	TRACT "B"	G.T.	9-01-95
		G.T.	DRAIN ST.
			JOB NO. 690C802
			BOOK PAGE 49

**WIDSETH SMITH NOLTING**  
 ENGINEERS & ARCHITECTS  
 LAND SURVEYORS  
 PROJECT MANAGERS  
 Alexandria 612-762-8168  
 Brainerd 218-826-6119  
 Crookston

THE STATE OF MINNESOTA  
 DEPARTMENT OF COMMERCE  
 DIVISION OF LAND SURVEYING  
 ST. PAUL, MINN. 55101-5000  
 MAY 13 1996