

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Robert J. Ferderer Chair
Paul B. Double Commissioner

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF FERGUS FALLS) ORDER
AND THE TOWN OF FERGUS FALLS PURSUANT TO)
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Fergus Falls and the Town of Fergus Falls; and

WHEREAS, an amendment to the joint resolution was received from the City of Fergus Falls and the Town of Fergus Falls requesting that certain property be annexed to the City of Fergus Falls pursuant to M.S. 414.0325, Subdivision 1; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Minnesota Municipal Board may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on July 7, 1995, the Minnesota Municipal Board has reviewed and accepted the amendment to the joint resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed to the City of Fergus Falls, Minnesota, the same as if it had originally been made a part thereof:

TRACT A - DAVID SPIES TRACT:

That part of the Northeast Quarter of the Southwest Quarter (NE¼ of SW¼) of Section Twenty-five (25), Township One Hundred Thirty-three (133) North, Range Forty-three (43) West, Otter Tail County, Minnesota, described as follows:

Commencing at the South quarter section corner of said Section Twenty-five (25); thence North 00 degrees 15 minutes 57 seconds East (assumed bearing) along the North-South quarter section line of said Section Twenty-five (25) a distance of 1333.02 feet to the Southeast corner of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$), said point being the point of beginning; thence South 89 degrees 59 minutes 24 seconds West along the South line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) a distance of 275.00 feet; thence North 00 degrees 15 minutes 57 seconds East a distance of 500.00 feet; thence North 89 degrees 59 minutes 24 seconds East a distance of 275.00 feet to the East line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$); thence South 00 degrees 15 minutes 57 seconds West along said East line a distance of 500.00 feet to the point of beginning, containing 3.16 acres, subject to any easements or restrictions of record.

TRACT B - HIGHWAY RIGHT-OF-WAY OWNED BY CITY:

Parcel 1: The East fifty (50) feet of the South 400 feet of the East 762.30 of the North One-Half of the Southeast Quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-eight (28), Township One Hundred Thirty-three (133) North, Range Forty-three (43) West.

Parcel 2: **The** East fifty (50) feet of the following described parcel:

Commencing at the Southeast corner of the South One-Half of the Northeast Quarter (S $\frac{1}{2}$ of NE $\frac{1}{4}$) of Section Twenty-eight (28), Township One Hundred Thirty-three (133) North, Range Forty-three (43) West; thence North along the east line thereof 701 feet to the point of beginning; thence West 268 feet; thence South 225 feet; thence East 268 feet; thence North 225 to the point of beginning and there terminating.

Parcel 3: The West fifty-four (54) feet of the South One-Half of the Northwest Quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Twenty-seven (27), Township One Hundred Thirty-three (133) North, Range Forty-three (43) West.

TRACT C - WASHINGTON REALTY, INC. (ZIEGLER) TRACT:

All that part of the Northwest Quarter (NW $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Thirty-three (133), Range Forty-three (43), described as follows:

Commencing at the northwest corner of said Section 32; thence on an assumed bearing of South 0 degree 34 minutes 16 seconds West along the west line of said Section 32 a distance of 1565.89 feet to the point of beginning of the land to be described; thence South 53 degrees 32 minutes 06 seconds East a distance of 1305.75 feet to the west line of a tract of land described in Book 525 of Deeds, page 727, files of the Otter Tail County Recorder, thence South 0 degrees 09 minutes 17 seconds West along said west line of a tract of land described in Book 525 of Deeds, page 727, a

distance of 195.37 feet to the northerly right-of-way line of State Trunk Highway No. 210; thence westerly along said northerly right-of-way line, on non-tangential curve, concave to the north, having a radius of 4505.63 feet, a central angle of 11 degrees 45 minutes 39 seconds and a chord bearing of North 85 degrees 47 minutes 31 seconds West, for an arc distance of 924.85 feet to an angle point on said northerly right-of-way line; thence North 39 degrees 25 minutes 37 seconds West along said northerly right-of-way line, a distance of 153.55 feet to an angle point on said northerly right-of-way line; thence North 78 degrees 12 minutes 43 seconds West along said northerly right-of-way line, a distance of 39.92 feet to said west line of Section 32; thence North 0 degrees 34 minutes 16 seconds East along said west line, a distance of 776.96 feet to the point of beginning, containing 13.33 acres more or less.

IT IS FURTHER ORDERED: That the effective date of this order is July 7, 1995.

Dated this 21st day of July, 1995.

MINNESOTA MUNICIPAL BOARD
Suite 475 McColl Building
366 Jackson Street
St. Paul, MN 55101-1925


Patricia D. Lundy
Acting Director