

CITY OF PINE RIVER
P.O. BOX 87
PINE RIVER, MINNESOTA 56474

REC'D. BY
M M B APR 2 1986

ORDINANCE # 145

In the Matter of the Petition of Minnesota Power for Annexation
By Ordinance Pursuant to Minnesota Statutes, Section 414.033.

AN ORDINANCE ANNEXING CERTAIN PROPERTY OWNED BY MINNESOTA
POWER ADJACENT TO THE CORPORATE LIMITS OF THE CITY OF PINE RIVER,
WHICH IS UNINCORPORATED PROPERTY OWNED BY MINNESOTA POWER AND
ABUTTING UPON THE LIMITS OF THE CITY.

WHEREAS, Minnesota Power is the sole owner of a certain tract
of land abutting upon the limits of the City of Pine River; and

WHEREAS, this property is not presently within the corporate
limits of any incorporated city, and;

WHEREAS, this property is deemed to be urban in character,
and;

WHEREAS, this property does not exceed two hundred (200) acres
in size and is unplatted, and;

WHEREAS, the owner, Minnesota Power, has petitioned the City of
Pine River for annexation by Ordinance pursuant to Minnesota Statutes,
Section 414.033, said Petition dated February 7, 1986, and;

WHEREAS, since Petition for annexation has been filed with the
Town Board of Walden Township, the Minnesota Municipal Board, the
County of Cass, and the City of Pine River, and;

WHEREAS, no objections to this annexation have been filed, and;

WHEREAS, the Township of Walden, in Cass County, Minnesota, which
is immediately adjacent to the boundaries of the tract petitioning
for annexation has waived any objections to annexation by Resolution
dated January 14, 1986, a copy of which is hereto attached as Ex-
hibit A, and;

WHEREAS, No other municipality borders the land to be annexed;

NOW, THEREFORE,

The City Council of the City of Pine River ordains:

Section 1. Territory Annexed. The corporate limits of
the City of Pine River is hereby extended to include the unplatted
property described as follows:

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Zoning designation: light industrial.

That portion of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), or Government Lot One (1), Section One (1), Township One Hundred Thirty-seven (137) North, Range Thirty (30) West, more particularly described as follows:

Commencing at a point 2 rods West and 2 rods South of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence West 20 rods, thence South 38 rods, thence East 20 rods; thence North 38 rods to the point of commencement; AND

Commencing at a point 22 rods West of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence South 40 rods, thence West 18 rods, thence North 40 rods; thence East 18 rods to the point of commencement:

LESS:

That part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) commencing at a point 660 feet West of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence South 390 feet, thence East 132 feet, thence North 390 feet, thence West 132 feet to the point of commencement.

Section 2. Filing. The City Clerk is directed to file certified copies of this Ordinance with the Secretary of State, the County Auditor of Cass County, the Walden Township Clerk, and the Minnesota Municipal Board.

Section 3. Effective Date of Annexation. This Ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 2.

Adopted by the City of Pine River, Minnesota, 11 March, 1986.

Attest:

Viola M. Garrett Clerk Shirley Houston Mayor

Published in the Pine River Journal 20th day of March, 1986.

RESOLUTION

APR 2 1986

WHEREAS, Minnesota Power has purchased real estate presently located in Walden Township, Cass County, Minnesota, immediately adjacent to the boundaries of the City of Pine River, Minnesota more particularly described on Exhibit A appended hereto;

WHEREAS, such real estate will be used by Minnesota Power as a site to construct and operate a new area office and service facility with respect to its electric utility operations to serve customers in and around the City of Pine River, Minnesota;

WHEREAS, Minnesota Power intends to petition the City of Pine River, Minnesota to annex such real estate and will serve copies of the petition on the Minnesota Municipal Board, Walden Township, and on Cass County, Minnesota;

WHEREAS, Walden Township, Minnesota, recognizes that it has the right to object to such petition for annexation and to have and appear at a hearing held before the Minnesota Municipal Board on the issue of annexation in accordance with Minnesota Statutes 414.031; and

WHEREAS, Walden Township after consideration of the matter at its duly convened meeting held on January 14, 1986 has decided to waive such right to objection and to a hearing on Minnesota Power's annexation petition,

IT IS HEREBY RESOLVED as follows:

RESOLVED, that Walden Township, Minnesota has no objections to annexation of this real estate by the City of Pine River, Minnesota; and hereby waives its right to object to Minnesota Power's petition, and further waives its right to a

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hearing and determination by the Minnesota Municipal Board, on annexation of the real estate described on Exhibit A hereto to the City of Pine River, Minnesota.

Adopted by the Board of Walden Township, Cass County, Minnesota on January 14, 1986.

ATTEST:

Township Clerk

Charlene Neiro

Township Chairman

Robert C. Kays

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MMR APR 2 1986

LEGAL DESCRIPTION

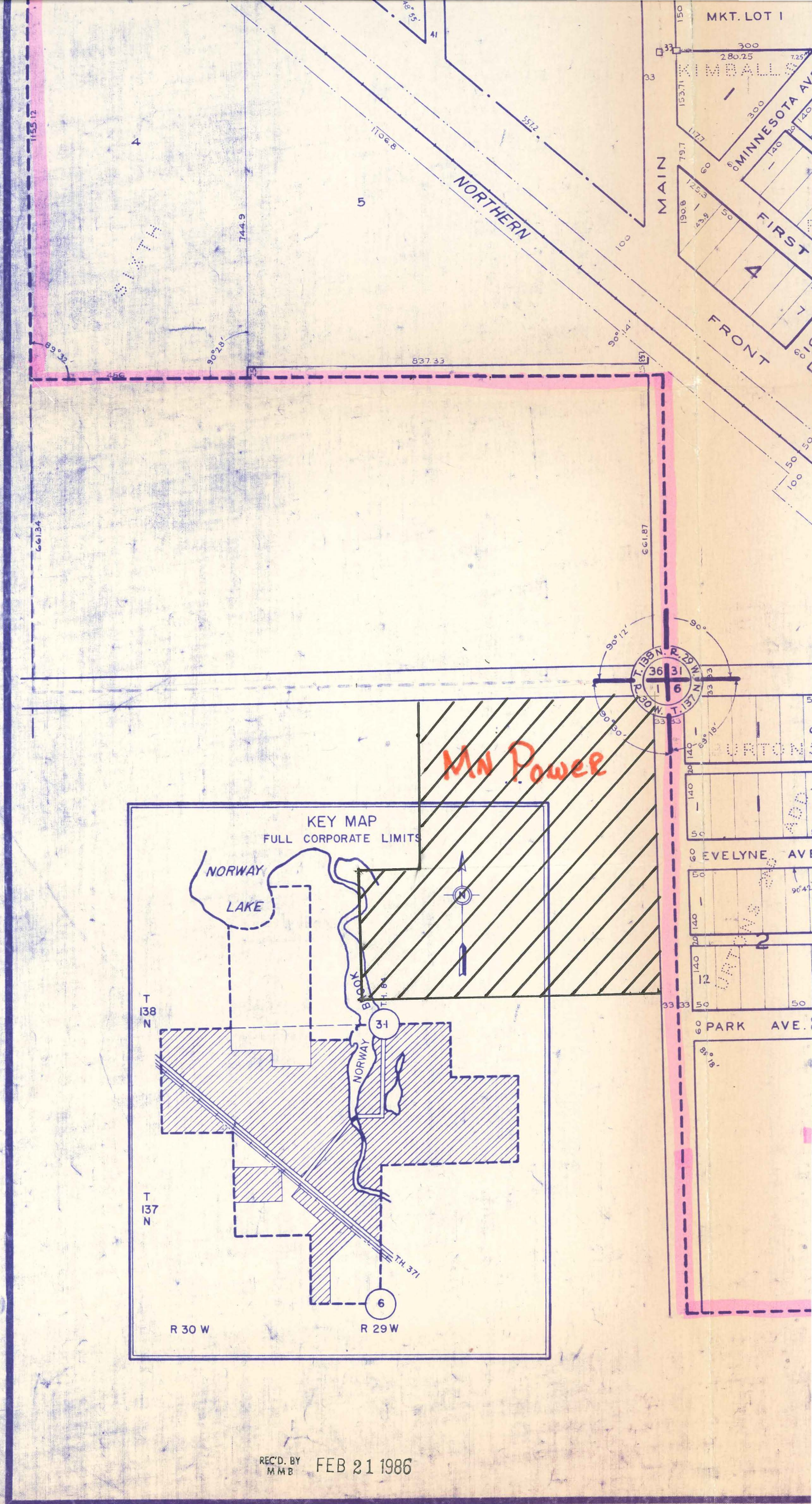
That portion of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) or Government Lot 1, Section One (1), Township One Hundred Thirty-Seven (137) North, Range Thirty (30) West, more particularly described as follows:

Commencing at a point 2 rods West and 2 rods South of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence West 20 rods, thence South 38 rods, thence East 20 rods; thence North 38 rods to the point of commencement; AND

Commencing at a point 22 rods West of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence South 40 rods, thence West 18 rods, thence North 40 rods; thence East 18 rods to the point of commencement;

LESS:

That part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) commencing at a point 660 feet West of the Northeast corner of said Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$), thence South 390 feet, thence East 132 feet, thence North 390 feet, thence West 132 feet to the point of commencement.



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