

REC'D BY
MAR 03 1992

SAMPLE PETITION FOR ANNEXATION BY ORDINANCE

IN THE MATTER OF THE PETITION OF (CERTAIN
PERSONS) (OR THE CITY OF Winona) (OR THE
TOWN OF Winona) FOR ANNEXATION
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 5

TO: Council of the City of Winona, Minnesota

and

Minnesota Municipal Board
Suite 475 McColl Building
366 Jackson Street
St. Paul, Minnesota 55101

PETITIONERS STATE: The property owner or a majority of the property owners in number are required to commence a proceeding under M.S. 414.033, Subd. 5.

It is hereby requested by:

x the sole property owner; or

all of the property owners; or

a majority of the property owners of the area proposed for annexation to annex certain property described herein lying in the Town of Winona to the City of Winona, County of Winona, Minnesota. (Where the petition is commenced by a municipality or town, the petition must include the appropriate action by the governing body, including the citation to the resolution, ordinance, or notice of intent.)

The area proposed for annexation is described as follows:

(INSERT COMPLETE AND ACCURATE PROPERTY DESCRIPTION)

1. There are 1 property owners in the area proposed for annexation.
2. All property owners have signed this petition. (If the land is owned by both husband and wife, both must sign the petition to represent all owners.)
3. The population of the annexation area is 0. (optional)
4. Said property is unincorporated, abuts on the city's N S E W (circle one) boundary(ies), and is not included within any other municipality.
5. The area of land to be annexed in acres is:
Platted x Unplatted Total 7.9
6. The reason for the requested annexation is for the construction of our new church building to be connected to city water and sewer.
7. All of the annexation area is or is about to become urban or suburban in character. Yes

OVER

8. The area proposed for annexation is not included in any area that has already been designated for orderly annexation pursuant to M.S. 414.0325. [It is not.]

PETITIONERS REQUEST: That pursuant to M.S. 414.033, the property described herein be annexed to and included within the City of Winona.

Dated: February 2, 1992

Winona Church of Christ, Inc.

President: Charles M. Acvill III

Vice Pres.: PA Oggen

Secretary: Donald E. Trevis

Treasurer: Daniel M. Allen

The petition to the Minnesota Municipal Board should be accompanied by the following pursuant to Minnesota Municipal Board Law Chapter 414 and Rules of Procedure:

- A. A certification showing that a copy of the petition was filed within 10 days after service on the annexing city with the Town of Winona on (date) 2/4/92 the County of Winona on (date) 2/4/92 and the abutting municipality of Winona, on (date) 2/4/92
- B. A filing fee of \$5 per acre with a minimum of \$100 and a maximum of \$600.
- C. Mapping requirements are described below:

(414.011)(DEFINITIONS) Subd. 9: "Corporate boundary map" means a map which accurately describes the boundaries of a municipality.

(414.011)(DEFINITIONS) Subd. 10: "Plat map" means that document recorded in the office of the county recorder in the county where the area is located.

(414.012)(MAPS) Subd. 1: (CORPORATE BOUNDARY MAP.) A municipality initiating any boundary adjustment authorized by this chapter shall file with the Municipal Board a corporate boundary map. Any proposed boundary adjustment shall be delineated on a copy of the corporate boundary map.

(414.012)(MAPS) Subd. 2: (PLAT MAPS.) Any party initiating a boundary adjustment, which includes platted land, shall file with the Municipal Board maps which are necessary to support and identify the land description. The maps shall include copies of plats.

Minnesota Municipal Board Rule 6000.0800 (c) A map showing the property proposed for consideration and its relationship to any surrounding municipality. All distance references should be given by length. Beginning points should be land survey monuments and the description must close the boundaries. References to roads or railroads should be to survey lines such as centerline or known right-of-way line. The intent to include or exclude highway, railroad, and street right-of-ways surrounding platted blocks or lots should be clearly stated.

REC'D. BY MAR 03 1992
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No delinquent taxes and transfer entered; Certificate
of Real Estate Value (X) filed () not required
Certificate of Real Estate Value No. February 28, 1991
Cherie Mac Lennan
County Auditor
by Sandy Covert
Deputy

\$5.00 PAID NO. 15252
County Conservation Fee
Audrey Sieracki, Co. Treas.
Lusane Ruan
By Deputy

320668

STATE DEED TAX DUE HEREON: \$ 132.00

Date: February 27, 1991

(reserved for recording data)

FOR VALUABLE CONSIDERATION, Winona Elks Club, Inc.
a corporation under the laws of
Minnesota, Grantor, hereby conveys and warrants to Winona Church of Christ,
Inc., Grantee, a
corporation under the laws of Minnesota, real property in
Winona County, Minnesota, described as follows:

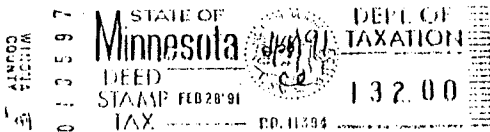
Outlot A, Scharmer Estates First Addition, being located upon and
forming a part of the Southwest Quarter of the Southwest Quarter
(SW 1/4 of SW 1/4) of Section Thirty-Five (35), Township One
Hundred Seven (107) North, of Range Seven (7), West of the Fifth
Principal Meridian, Winona County, Minnesota AND see Exhibit A
attached hereto and which is made a part hereof.

Seller certifies that the Seller does not know of any wells on the described
real property.

(if more space is needed, continue on back)

together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions:

Easements, restrictions and covenants of record, if any.

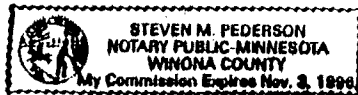


WINONA ELKS CLUB, INC.
By Larry Menden
Its President
By Alex

STATE OF MINNESOTA }
COUNTY OF WINONA } ss.

The foregoing was acknowledged before me this 27th day of February, 1991,
by Larry Menden,
the President
of Winona Elks Club, Inc., a corporation
under the laws of Minnesota, on behalf of the corporation

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)



Steven M. Pederson
SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

Tax Statements for the real property described in this instrument should
be sent to (Include name and address of Grantee):

Winona Church of Christ, Inc.
1660 Kraemer Drive
Winona, Minnesota 55987

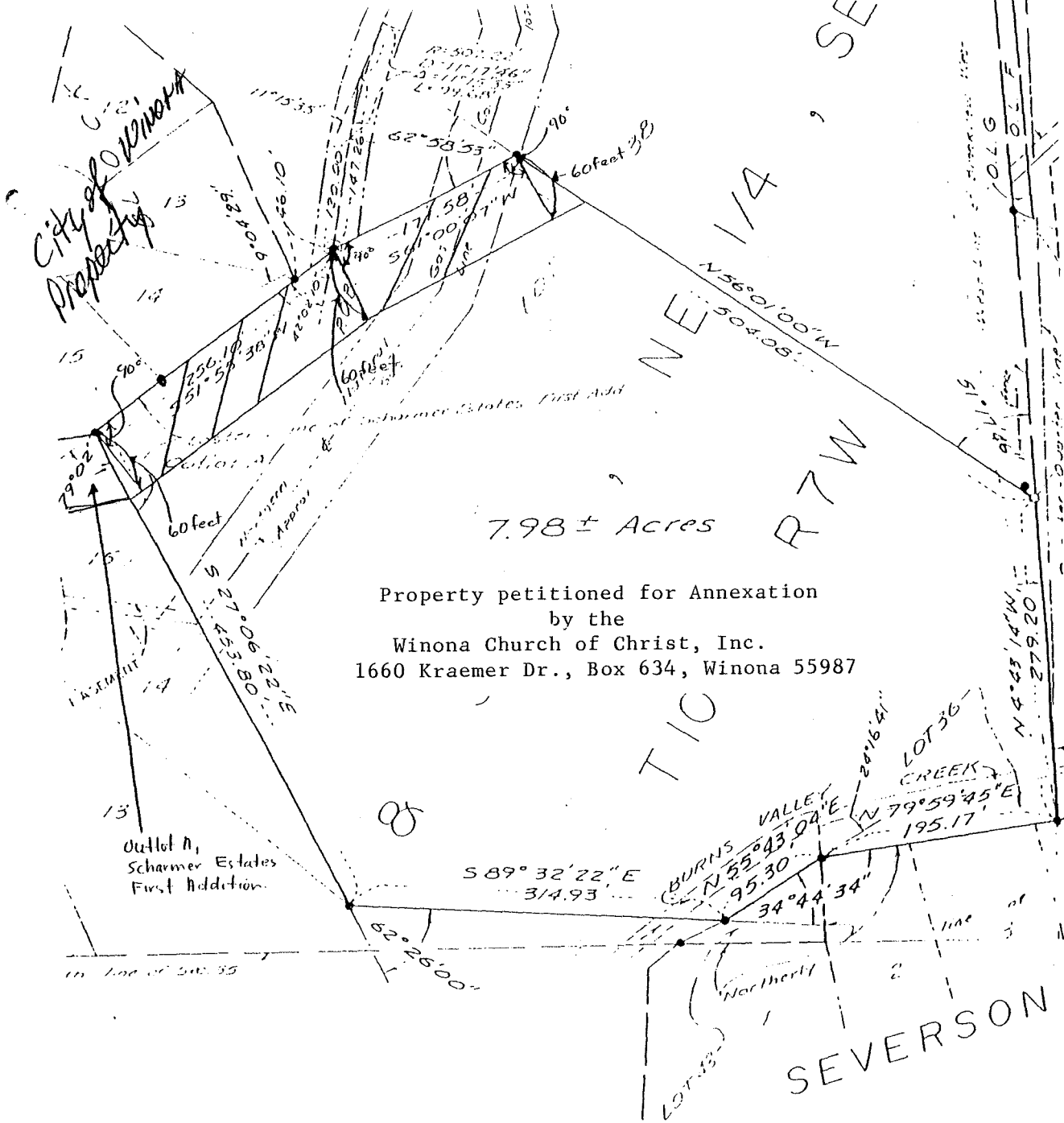
THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS):

Steven M. Pederson
PFLUGHOEFT, PEDERSON & JOHNSRUD
Attorneys At Law
160 Lafayette Street
Post Office Box 436
Winona, Minnesota 55987

That part of the Southwest Quarter of Section Thirty-Five (35), Township One Hundred Seven (107), Range Seven (7), Winona County, Minnesota, described as follows:

Commencing at a point where the former southerly right of way line of Minnesota Trunk Highway No. 43 intersects the West line of said Section Thirty-Five (35); thence northerly along the West line of said Section Thirty-Five (35) a distance of 50.00 feet, more or less to the centerline of said Highway, said point being 1106.61 feet northerly of the Southwest corner of said Section Thirty-Five (35); thence easterly deflecting to the right 73 degrees 52 minutes 04 seconds, as measured from North to East, along the centerline of said Highway a distance of 537.49 feet to the beginning of a tangential curve concave to the South, having a degree of curve of 0 degrees 45 minutes; thence easterly deflecting to the right 1 degree 31 minutes 27 seconds a chord distance of 406.35 feet to a point on said curve and the centerline of said Highway; thence southerly, deflecting to the right 90 degrees 19 minutes a distance of 187.25 feet; thence southwesterly deflecting to the right 36 degrees 39 minutes a distance of 455.60 feet; thence southwesterly deflecting to the left 11 degrees 15 minutes 35 seconds a distance of 147.26 feet to the point of beginning of the land to be described, said point being on the northeasterly extension of the southeasterly line of Lot Fourteen (14), Block Three (3), Scharmer Estates First Addition, Winona County, Minnesota, and distant 46.10 feet northeasterly from the most easterly corner of said Lot Fourteen (14); thence southwesterly deflecting to the right 42 degrees 02 minutes 10 seconds, along the northeasterly extension of southeasterly line of said Lot Fourteen (14) and along the boundary line of said Scharmer Estates First Addition, a distance of 256.10 feet to the Northeast corner of Outlot A said Scharmer Estates First Addition; thence southeasterly deflecting to the left 79 degrees 02 minutes along the easterly boundary line of said Scharmer Estates First Addition a distance of 453.80 feet to a boundary corner of said Scharmer Estates First Addition; thence easterly, deflecting to the right 62 degrees 26 minutes along the boundary line of said Scharmer Estates First Addition a distance of 314.93 feet to the most easterly corner of Lot Thirteen (13), Block One (1), said Scharmer Estates First Addition; thence northeasterly deflecting to the left 34 degrees 44 minutes 34 seconds a distance of 95.30 feet to the Northwest corner of Lot Two (2), Severson Subdivision, Winona County, Minnesota; thence easterly deflecting to the right 24 degrees 16 minutes 41 seconds along the North line of said Severson Subdivision a distance of 195.17 feet to the Southwest corner of Outlot D, Brookview West, Winona County, Minnesota; thence northerly deflecting to the left 84 degrees 42 minutes 59 seconds along the West line of said Outlot D, a distance of 279.20 feet, to a point distant 243.53 feet southerly of the Southwest corner of Outlot G, Brookview North, Winona County, Minnesota; thence northwesterly deflecting to the left 51 degrees 17 minutes 46 seconds a distance of 504.08 feet; thence southwesterly deflecting to the left 62 degrees 58 minutes 53 seconds a distance of 171.58 feet to the point of beginning.

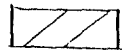
340066



7.98± Acres

Property petitioned for Annexation
by the
Winona Church of Christ, Inc.
1660 Kraemer Dr., Box 634, Winona 55987

NOTE: The northwesterly
sixty (60) feet of
land referred to
in Section 1
of the Agreement
is shown above as:

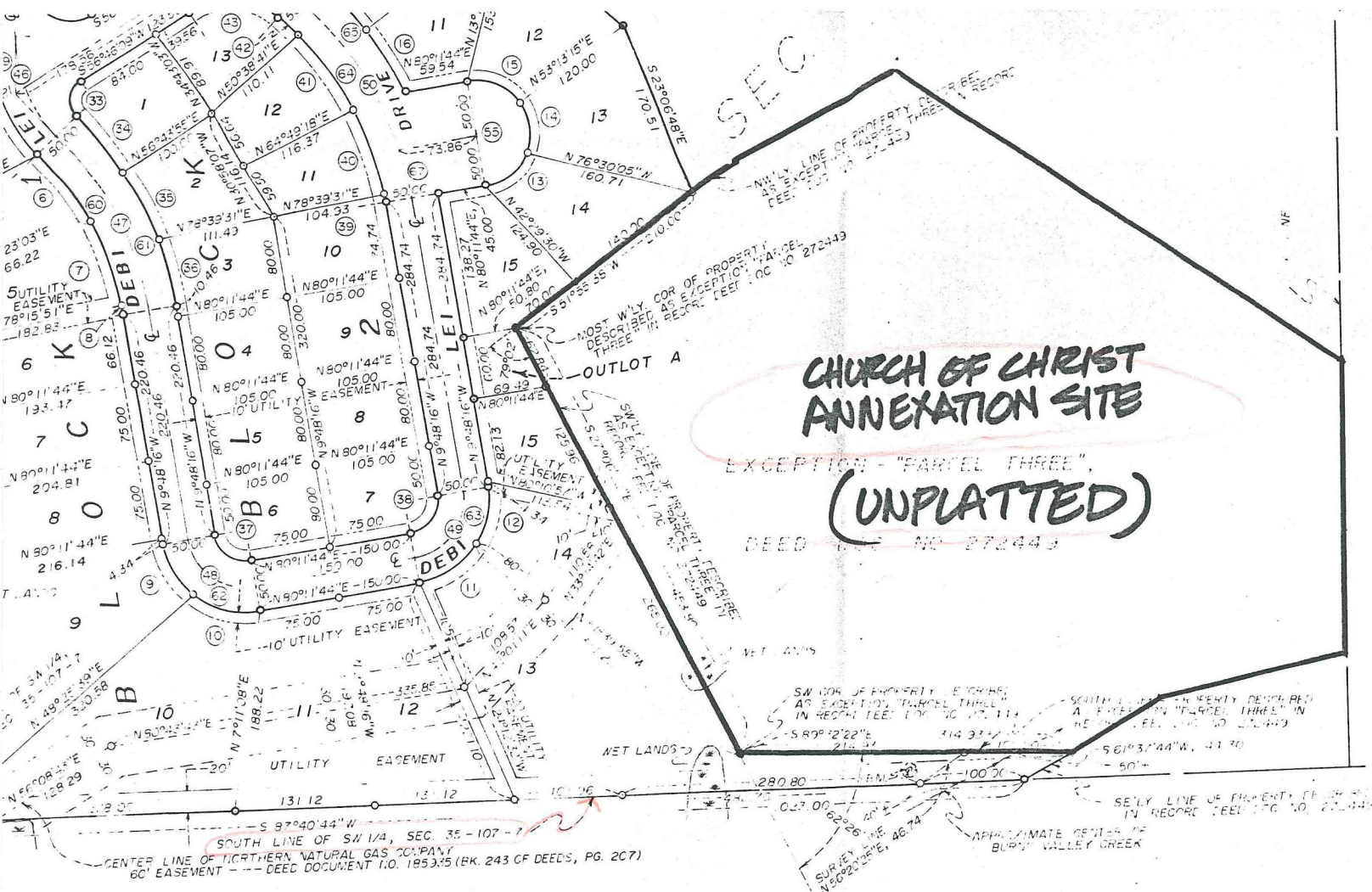


WIRES THAT YOU
800 252 1166,
DIGGING ON THE

EXHIBIT NO. 3

FROM: HALVERSON LAND SURVEYING	
MINNESOTA & WISCONSIN	
4240 W. 5TH ST. WINONA, MN. 55987 507-454-4134	541-27 TH. ST. NW. ROCHESTER, MN. 55901 507-287-0811
BOUNDARY SURVEY FOR THE ELKS D.O.NO. 223227 AND NEW LAND DESCRIPTION	
SW¼, SEC. 35, T. 107, R. 7, WINONA TOWNSHIP, WINONA COUNTY, MINNESOTA	
SCALE: 1"=100'	DATE: JANUARY, 1991
BOOK 206, PAGE 59-60	FILE NO. 91-03

340066



CHURCH OF CHRIST ANNEXATION SITE

EXCEPTION - "PARCEL THREE",
(UNPLATTED)
DEED NO. 272443

ND
DENOTES IRON PIPE MONUMENT SET - R.L.S. # 9395
(1/2" I.D. x 24", 1 LB. - 10 OZ.)

DENOTES IRON MONUMENT FOUND

DENOTES LIMITED ACCESS ALONG HIGHWAY RIGHT-OF-WAY

POINT OF INTERSECTION OF CENTERLINE TANGENTS

CENTER LINE

DENOTES CURVE NUMBER (REF. CURVE DATA TABLE)

BENCH MARK - NAIL IN TREE AS SHOWN - B.M. (ELEV. 690.12, (N.G.V.D. 1929 ADJ.))

BURNS VALLEY CREEK

677.07 - TOP OF WATER ELEV. - SEPT. 25, 1984 (NEAR SE COR. OF PLAT.)

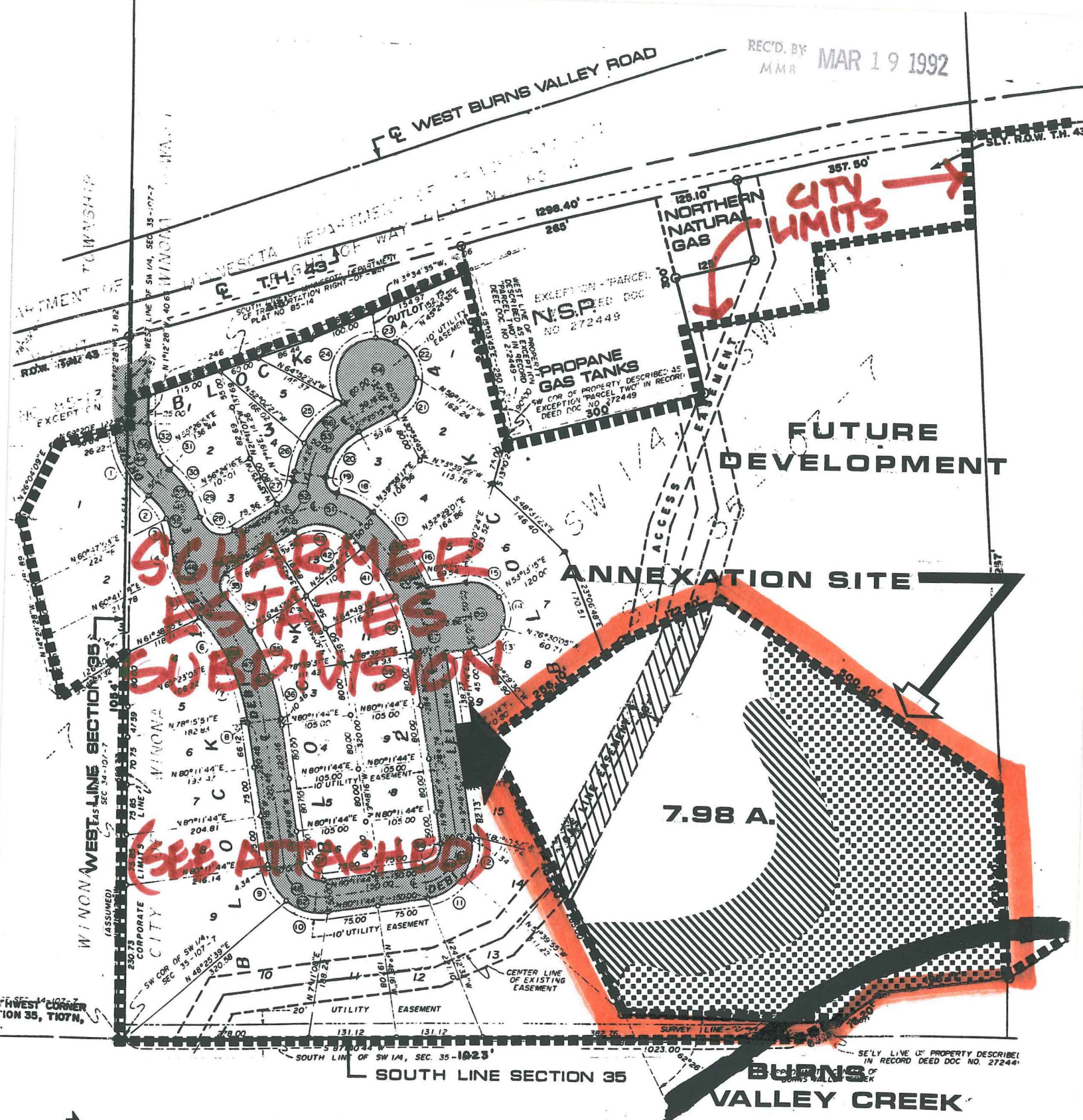
696.50 - HIGHEST KNOWN TOP OF WATER ELEVATION - SEPT. 20, 1980

30	2	
31	2	
32	1	
33	1	
34	1	
35	2	
36	3	
37	6	
38	7	
39	10	
40	11	
41	12	
42	13	
43	14	
44	Ctr. Line	
45	Ctr. Line	
46	Ctr. Line	
47	Ctr. Line	
48	Ctr. Line	
49	Ctr. Line	
50	Ctr. Line	
51	Ctr. Line	
52	Ctr. Line	
53	Ctr. Line	
54	Cul-de-sac	
55	Cul-de-sac	
56	1 - 2	
57	2 - 3	
58	1 - 2	
59	2 - 3	
60	4-5-6	
61	1-2-3	
62	9 - 10	
63	13 - 14	
64	10-11-12-13	
65	10 - 11	
66	4 - 5	
67	Ctr. Line	

Scharmer Estates
First Addition (original sent to DOT)

REC'D BY MAR 19 1992
MMR

REC'D. BY
MMR MAR 19 1992



VEHICLE / UTILITY ACCESS (PROP.)

FLOODPLAIN

STEEP SLOPE

GAS LINE EASEMENT

EX. STREETS