ORDINANCE NO. 2

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF BUTTERFIELD PURSUANT TO MS 414.033

RECT. 17 JAN 21 1997

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WHEREAS, a Petition for Annexation dated the <u>6th</u> day of <u>February</u>, 19 <u>95</u>, requesting annexation of the territory hereinafter described was presented to the City Council on the <u>6th</u> day of <u>February</u>, 19 <u>95</u>; and

WHEREAS, the Petition was signed by all owners of said property; and

WHEREAS, pursuant to MS 414.033, Subd. 2b, the Municipality held a public hearing on the <u>27th</u> day of <u>March</u>, 19 <u>95</u>, and gave 30 days written notice by certified mail to the Town affected by the proposed ordinance and to all landowners within and contiguous to the area to be annexed; and

WHEREAS, the property hereinafter described immediately adjoins the City limits of the City of Butterfield, Minnesota; and

WHEREAS, the area of the property to be annexed is less than 60 acres; and

WHEREAS, the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, it would be in the public interest and convenience that such property be annexed into the City of Butterfield, Minnesota.

NOW, THEREFORE, the Council of the City of Butterfield, Minnesota, ordains as follows:

SECTION ONE. The City Council hereby determines (1) that the territory described herein abuts upon the City limits and is urban or suburban in character pursuant to MS 414.033, Subd. 2(3); and (2) that none of the territory is now included within the limits of any City.

SECTION TWO. The corporate limits of the City of Butterfield, Minnesota, are hereby extended to include the land described as follows:

> All that part of Lots 1 and 2, Sturm's Subdivision of the NW1/4NE1/4 of Section 27, Township 106 North, Range 33 West, Watonwan County, Minnesota, lying and being West of the right-of-way of the Chicago and North Western Transportation Company, formerly the Minnesota and Iowa Railway Company, as said railroad right-of-way was originally located and established, EXCEPTING THEREFROM, however, a strip of

land along the railroad right-of-way being 150 feet wide on the North line and 229 feet wide on the South line, said excepted tract being more particularly described as follows:

Commencing on the North line of Section 27, Township 106 North, Range 33 West, Watonwan County, Minnesota, at the point where the West right-of-way line of the Chicago and North Western Transportation Company, formerly the Minnesota and Iowa Railway Company, intersects said North line, as said railroad right-of-way was originally located and established over and across said NE1/4; thence Southerly along the West right-of-way line of said railroad to the South line of Lot 2, Sturm's Subdivision; thence West along the South line of Lot 2, Sturm's Subdivision, a distance of 229 feet; thence North a distance of 300 feet to the North line of Lot 1, Sturm's Subdivision; thence East along the North line of said Lot 1 a distance of 150 feet to the point of beginning.

SECTION THREE. The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Board, the Secretary of State, the Town Clerk of the Town of Butterfield, and the County Auditor of Watonwan County, Minnesota.

SECTION FOUR. This Ordinance takes affect upon its passage and publication and the filing of the certified copies as directed in Section Three, and approval, if any, of the Ordinance by the Minnesota Municipal Board.

Adopted by the City Coucil this <u>lst</u> day of <u>May</u> 19 <u>95</u>.

Attest:

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CERTIFICATE

I, Ruby Ekstrom, the duly appointed, qualified and acting City Clerk of the City of Butterfield, Minnesota, hereby certify that the above and foregoing is a true, correct and complete copy of Ordinance No. 2 entitled "An Ordinance Extending the Corporate Limits of the City of Butterfield Pursuant to MS 414.033" adopted by the City Council on the <u>1st</u> day of <u>May</u>, 1995.

Dated at Butterfield, Minnesota, this <u>1st</u> day of <u>May</u>, 19 <u>95</u>.





Seis Subdinision St Ta 33. 7// Morth Mest quarter of Morth East quarter of Section II. Town Idb. N. Elange 33. W. 7 W.T. BORDENO. DEL metrong and Marthe of Section Twenty Seem 3) West, in Watonwan LOTS 2. Lage of Bullerfield to be and that the america ONTENTS 5. A. An ach providing for n this plat are dedis LOTO 3. TENTS 5. A. of the Vacation of any Lating (in aboved named ous 1075 4. to be included in orac nstrong. deal LOTS 5. nstrong. seal ... have surveyed that por. Forth of Range Thirty Them. omprising Blocks This. into Town Blocks, Jole, LOTS G Lots 7. said Lole and Blocks is the the survey made NTENTS 5. A al the docation of sais e situated is maicaled LOTS 8. CONTENTS 5. A. Surveyor. nere of the above described cland, That we have coused the second the one of the above described cland, That we have coused the second in a second of the start of the show on Plat, that the Plat above is true & correct of day of September A.D. appeared Mosen H. eais subdivision, Dated Spril 115 1898 al Parturville California. Executed in Presince of: Fred Stumm. . . described in uculid the same as deal. Jons. R. Jones } laid. Leblic . . . đ. AJ.