

A-5578

ORDINANCE NO. 126  
AN ORDINANCE EXTENDING THE CORPORATE LIMITS  
OF THE CITY OF DETROIT LAKES, MINNESOTA TO  
INCLUDE CERTAIN UNINCORPORATED UNPLATTED  
LAND ABUTTING UPON THE CITY LIMITS  
(CHERYL AVENUE)

WHEREAS, a certain petition dated August 25, 1995, requesting annexation of the territory hereinafter described was duly presented to the Council; and

WHEREAS, the petition was signed by all owners; and

WHEREAS, a Public Hearing was held and proper notices were sent to the adjoining property owners and the town board or the government body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits at the westerly boundary (boundaries) thereof;

The City Council of the City of Detroit Lakes, Minnesota, does hereby ordain:

Section 1. The City Council hereby determines: 1) that the territory described herein abuts upon the City limits and is urban or suburban in character; and 2) that none of the territory is now included within the limits of any city.

Section 2. The population of the territory is six (6).

Section 3. Territory Annexed. The corporate limits of the City of Detroit Lakes are hereby extended to include the unplatted territory described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

That portion of Government Lots 2 and 3 along with all accreted meandered land adjoining said Government Lots 2 and 3 resulting from the drainage of St. Clair Lake by County Drainage Ditch No. 14, all in Section 33, Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota described as follows:

All of said Government Lot 2 and said accreted land lying northerly of a line 1320.00 feet north and parallel to the south line of said Section 33.

AND

A 0.43 acre tract of land in Government Lot 3 of Section 33, Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows, to-wit:

Beginning at a point (iron stake) on the east line of a public road, which point is located as follows: Commencing at the east quarter corner of said Section 33; thence proceeding Westerly 1320.0 feet on the east and west quarter line in said Section 33 to an iron stake; thence proceeding Southerly 634.0 feet by deflecting to the left at an angle 89 degrees 58 minutes; thence proceeding Easterly 45.0 feet by deflecting to the left at an angle of 90 degrees 02 minutes to the point of beginning; thence running Easterly 150 feet to an iron stake on the same tangent; thence running Southerly 125 feet by deflecting to the right at an angle of 90 degrees 02 minutes to an iron stake; thence running Westerly 150 feet by deflecting to the right at an angle of 89 degrees 58 minutes to an iron stake on the east line of aforementioned public road; thence running Northerly 125 feet by deflecting to the right at an angle of 90 degrees 02 minutes to the point of beginning and there terminating.

AND

That part of Government Lot 3 of Section 33, Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, as described as follows:

Beginning at a point on the quarter line 759 feet South of the quarter corner between Sections 33 & 34, Township 139, Range 41 West of the Fifth Principal Meridian, running thence west parallel with the south line of said Section 33, 1290 feet; thence South 126.3 feet; thence east parallel with the south line of said Section 33; 1290 feet to the quarter line; thence North on said quarter line 126.3 feet to the place of beginning, being a part of the Northeast 1/4 of Southeast 1/4 of Section 33, Township 139, Range 41 West of the Fifth Principal Meridian

AND

Commencing at a found iron monument which designates the East quarter corner of said Section 33; thence South 02 degrees 48 minutes 27 seconds East 895.5 feet on an assumed bearing along the east line of said Section 33 to the point of beginning; thence South 88 degrees 17 minutes 02 seconds West 579.92 feet to an iron monument; thence continuing South 88 degrees 17 minutes 02 seconds West 700.00 feet to an iron monument on the west line of said Government Lot

3; thence North 01 degrees 11 minutes 27 seconds West 10.00 feet along the west line of said Government lot 3; thence North 88 degrees 17 minutes 02 seconds East 1279.53 feet to the east line of said Section 33; thence South 02 degrees 48 minutes 27 seconds East 10.00 feet along the east line of said Section 33 to the point of beginning.

AND

All of that portion of a 66.00 foot wide public road (Willow Street), the centerline of which is the east-west quarter line of said Section 33, from the easterly right-of-way line of an existing public road, extended northerly, on the east, to the centerline of said drainage ditch on the west being approximately 740.0 long.

AND

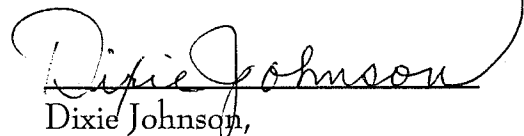
All of that portion of a 66.00 foot wide public road (Cheryl Avenue), the center of which is the current in place road centerline, running 2000.0 feet northerly along said centerline from the south line of said Section 33 and there terminating.

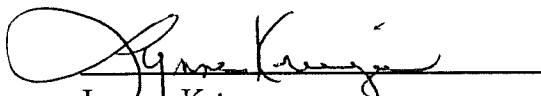
Said tracts contain 41.51 acres more or less.

Section 4. Filing. 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, and the County Auditor.

Section 5. Effective Date of Annexation. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in Section 3, and approval by the Minnesota Municipal Board.

Adopted by the City Council of the City of Detroit Lakes, Minnesota, this 3rd day of October, 1995.

  
Dixie Johnson,  
Vice Mayor

  
Lynne Krieger,  
City Clerk

First Reading: September 5, 1995  
Second Reading: October 3, 1995

IN THE MATTER OF ANNEXING  
PROPERTY ALONG CHERYL AVE  
TO THE CITY OF DETROIT LAKES

REC'D. BY  
M.M.R. OCT 16 1995

