

JUN 03 2004

ORDINANCE NO. _____, THIRD SERIES

**IN THE MATTER OF THE ORDINANCE EXTENDING THE
CORPORATE LIMITS OF THE CITY OF DELHI TO
INCLUDE CERTAIN UNINCORPORATED TERRITORY
PURSUANT TO DELHI STATUTES §414.033, subd. 2(3)**

THE CITY of DELHI DOES ORDAIN:

WHEREAS, a certain petition dated November 25, 2003, requesting that the property described on Exhibit "A" hereto attached, be annexed to the City of Delhi, Minnesota was duly presented to this Council on the 8th day of November, 2003; and

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

WHEREAS, said property is unincorporated and abuts the City of Delhi on its Southerly boundary; and

WHEREAS, said property is less than 60 acres; and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, said property is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, said property is utilized for residential purposes consisting of one residential premise; and

WHEREAS, the property owner has determined that connection to public sewer facilities is more financially feasible and ecologically advisable than an expansion of the existing private septic system; and

WHEREAS, notice of public hearing was given to those parties specified in Minnesota Statutes §414.033, subd. 2b; and

WHEREAS, a public hearing was duly held by the Delhi City Council on the 8th day of April, 2004 and continued to the 6th day of May, 2004; and

WHEREAS, provisions of Minn. Statutes §414.033, subd. 13 are not applicable in that there will be no change in the electric utility service provider resulting from the annexation of the territory to the municipality.

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NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DELHI HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described is or is about to become urban in nature in that the property owners desire to develop the property for commercial purposes, the development of which needs or will need city services, including public sewer facilities, and that none of the property is now included within the limits of any city.

2. **Territory Annexed.** The corporate limits of the City of Delhi, Minnesota are hereby extended to include the following described territory, said land abutting the City of Delhi and being 60 acres or less in areas, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a Petition for Annexation from all the property owners of the land to wit:

David J. Mattison and Debra Mattison

The property described on Exhibit "A" consists of 3.88 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and an appropriate plat map are attached hereto.

3. **Population.** There are five (5) people residing on the above described land.

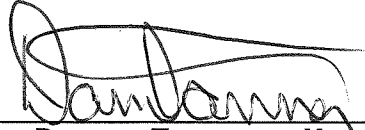
4. **Property Taxes.** Pursuant to Minnesota Statutes §414.033, Subd. 12, the property taxes payable on annexed land in the year 2005 shall be paid to the City of Delhi, Minnesota. In 2005, the City of Delhi shall pay to Delhi Township an amount equal to one hundred percent (100%) of the property taxes distributed to Delhi Township payable on the annexed land in 2004. In 2006, the City of Delhi shall pay to Delhi Township an amount equal to one hundred percent (100%) of the property taxes distributed to Delhi Township payable on the annexed land in 2004. In 2007, the City of Delhi shall pay to Delhi Township an amount equal to one hundred percent (100%) of the property taxes distributed to Delhi Township payable on the annexed land in 2004. In 2008, the City of Delhi shall pay to Delhi Township an amount equal to one hundred percent (100%) of the property taxes distributed to Delhi Township payable on the annexed land in 2004. In 2009, the City of Delhi shall pay to Delhi Township an amount equal to one hundred percent (100%) of the property taxes distributed to Delhi Township payable on the annexed land in 2004.

5. **Filing.** The City Clerk is directed to file certified copies of this Ordinance with the Secretary of State, the County Auditor of the county in which the property is located, the Town Clerk of the affected township and Minnesota Planning.

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6. Effective Date of Annexation. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in paragraph 5 and approved by Minnesota Planning.

PASSED AND ADOPTED by the City Council of the City of Delhi, Minnesota this 6th day of May, 2004.



Danny Tanner, Mayor

ATTEST:



Tracy Mann, City Clerk

COMMENT ADDENDUM

File No. Mattison **REC'D BY MMB****JUN 03 2004**

Borrower David & Debra Mattison

Property Address 301 North Avenue

City Delhi

County Redwood

State MN

Zip Code 56283

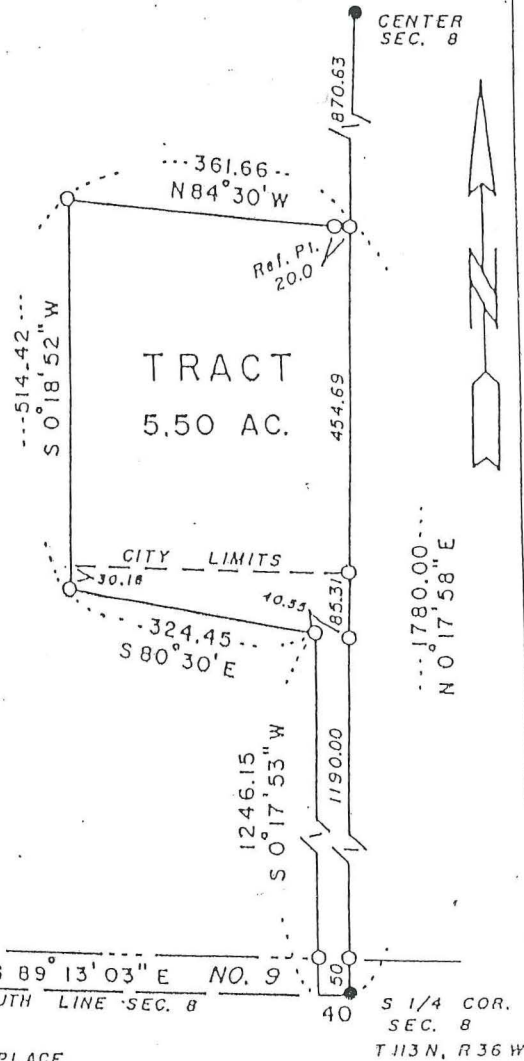
Lender/Client Bremer Bank, N.A.

Address 101 East Fourth Street, Redwood Falls, MN 56283

Legal Description

TRACT DESCRIPTION

All that part of the East Half of the Southwest Quarter of Section 8, Township 113 North, Range 36 West in Redwood County, Minnesota, described as follows: Beginning at the South Quarter Corner of said Section 8; thence North $0^{\circ}17'58''$ East along the east line of the Southwest Quarter of said Section 8 for 780.00 feet; thence North $84^{\circ}30'$ West for 361.66 feet; thence South $0^{\circ}18'52''$ West for 514.42 feet; thence South $80^{\circ}30'$ East for 324.45 feet; thence South $0^{\circ}17'53''$ West for 1,246.15 feet to the south line of said Section 8; thence South $89^{\circ}13'03''$ East along the south line of said Section 8 for 40.00 feet to the point of beginning, containing 5.50 acres, more or less, of which the South 1.62 acres are in the Delhi City Limits.

V COR.
SEC. 8

C.S.A.H.

S $89^{\circ}13'03''$ E NO. 9
SOUTH LINE SEC. 8S 1/4 COR.
SEC. 8
T 113 N, R 36 W

● DENOTES SECTION CORNER IN PLACE

○ DENOTES IRON T-BAR SET

Certificate of Survey

FILED AS EXHIBIT TO DEED
Recorded In Book _____ of Deeds, Page _____DAVID MATTISON
REDWOOD FALLS, MN.RURAL TRACT IN E $\frac{1}{2}$ OF SW $\frac{1}{4}$
SECTION 8, T 113 N, R 36 W

I HEREBY CERTIFY THAT THIS SURVEY, PLAN, REPORT WAS PREPARED BY ME OR UNDER MY SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

JOB NO. 1287 - 001

DATE OF SURVEY 1 NOVEMBER 1993

DRAWN BY GFV SCALE 1" = 200'

FILE NO. 113 - 36

ARCHITECTURE
ENGINEERING
PLANNING
PHOTOGRAMMETRY
SURVEYING



KBM, INC.

PLANNED FOR THE
REDWOOD FALLS, MN
REDEVELOPMENT

Gerald F. Vickerman
GERALD F. VICKERMAN

1 Nov. 1993 REG. NO. 12237

Carlson
etal

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Moldestad)

160

REC'D BY
JUN 03 2004

315 RICE

David
Mattison
77.03

Wilbert
Werner

Arlene
Warner
Trust

160

DELHI

Mary &
Jean
Rogers
Lester
Siegfried

⑤ ④
F. R.
& Evi
V. S.

Arthur C.
Boyle

Robert

Jordan 159.13

Betty

Miller

80

①

②

①

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