

ORDINANCE NO. 74

ANNEXATION OF PARTS OF GOVERNMENT LOTS 2 AND 3, SECTION 19, TOWNSHIP  
137, RANGE 40, CITY OF VERGAS, COUNTY OF  
OTTER TAIL, STATE OF MINNESOTA

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF VERGAS  
TO INCLUDE CERTAIN UNINCORPORATED PROPERTY ABUTTING UPON THE  
LIMITS OF THE CITY

WHEREAS, the territory described below is not presently within the corporate limits of any incorporated city, village or borough; and

WHEREAS, the territory to be annexed consists of unplatted land, not exceeding 200 acres, all of which lie within the County of Otter Tail, State of Minnesota and which are described on the attached Exhibit A hereto and made a part hereof; and

WHEREAS, the territory described as Exhibit A abuts upon the Vergas City limits at the boundary thereof and none of it is presently included within the corporate limits of any incorporated city; and

WHEREAS, all of this territory is or is about to become urban or suburban in character; and

WHEREAS, all of the owners of the property contained within the land described on Exhibit A have petitioned to have this territory annexed to the City and to extend the City boundaries to include the same; and

WHEREAS, copies of the Petition were filed with the Minnesota Boundary Adjustment Board, the Township of Hobart, the Otter Tail County Auditor, and the Otter Tail County Board of Commissioners, and the City of Vergas on June 9, 2006; and

WHEREAS, no written objections were submitted within the time period allowed by Minnesota Statute § 414.033, Subdivision 5;

THE CITY COUNCIL OF VERGAS, MINNESOTA DOES HEREBY ORDAIN:

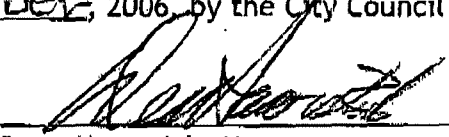
**Section 1. Territory Annexed.** The corporate limits of the City of Vergas Minnesota are hereby extended to include the unplatted property described on the attached Exhibit A, which is attached hereto and incorporated by reference herein.

**Section 2. Filing.** The City Clerk is directed to file certified copies of this ordinance with the Township of Hobart, the township in which the property is located, the Minnesota Secretary of State, the Otter Tail County Auditor and

the Minnesota Boundary Adjustment Board, pursuant to Minnesota Statutes 414.033, Subdivision 7.

**Section 3. Effective Date of Annexation.** This ordinance is effective and final on the date of publication and upon approval of the Director, Minnesota Boundary Adjustment Board.

Adopted this 2 day of October, 2006, by the City Council of Vergas, Minnesota.

  
\_\_\_\_\_  
Dean Haarstick, Mayor

ATTEST:

  
\_\_\_\_\_  
Pat Ehlke, Clerk

**EFFECTIVE UPON PUBLICATION AND FILING PURSUANT TO M.S.A. 5414.033, SUBDIVISION 7.**

Jeff and Lisa Ratz - 5.02 acre tract

Land description:

That part of Government Lot 2 and that part of Government Lot 3 in Section 19, Township 137 North, Range 40 West of the Fifth Principal Meridian in Otter Tail County, Minnesota, described as follows:

Beginning at a found iron monument which designates the west quarter corner of said Section 19; thence North 00 degrees 09 minutes 04 seconds West on an assumed bearing along the west line of said Section 19 for a distance of 54.07 feet to an iron monument on the southeasterly right of way line of County State Aid Highway No. 4; thence continuing North 00 degrees 09 minutes 04 seconds West along the west line of said Section 19 for a distance of 57.02 feet to the centerline of said County State Aid Highway No. 4; thence North 61 degrees 09 minutes 20 seconds East along the centerline of said County State Aid Highway No. 4 for a distance of 507.26 feet; thence South 30 degrees 01 minute 24 seconds East for a distance of 50.01 feet to an iron monument on the southeasterly right of way line of said County State Aid Highway No. 4; thence continuing South 30 degrees 01 minute 24 seconds East for a distance of 250.05 feet to an iron monument; thence South 42 degrees 12 minutes 09 seconds West for a distance of 358.77 feet to an iron monument; thence continuing South 42 degrees 12 minutes 09 seconds West for a distance of 102.09 feet to an iron monument; thence continuing South 42 degrees 12 minutes 09 seconds West for a distance of 57.37 feet to an iron monument on the northeasterly right of way line of Trunk Highway No. 228; thence northwesterly along the northeasterly right of way line of said Trunk Highway No. 228 on a spiral curve having a spiral chord bearing of North 54 degrees 26 minutes 05 seconds West for a chord distance of 295.83 feet; thence northwesterly continuing along the northeasterly right of way line of said Trunk Highway No. 228 on a curve concave to the southwest, having a central angle of 00 degrees 20 minutes 23 seconds and a radius of 893.51 feet, for a distance of 5.30 feet (chord bearing North 62 degrees 03 minutes 30 seconds West) to an iron monument on the west line of said Section 19; thence North 00 degrees 21 minutes 54 seconds West along the west line of said Section 19 for a distance of 113.34 feet to the point of beginning. The above described tract contains 5.02 acres.

SUBJECT TO County State Aid Highway No. 4 right of way easement over, under and across that part of the above tract which lies within 50.00 feet of the centerline of said County State Aid Highway No. 4.

EXHIBIT "A"

REC'D BY  
MMB

SEP 05 2007

ORDINANCE NO. 77

AN ORDINANCE OUTLINING THE APPROVAL OF REIMBURSEMENT TO, AND ACCEPTANCE OF REIMBURSEMENT BY HOBART TOWNSHIP FOR REAL ESTATE TAXES PAID BY HOBART TOWNSHIP ASSOCIATED WITH THE ANNEXATION OF PARTS OF GOVERNMENT LOTS 2 AND 3, SECTION 19, TOWNSHIP 137, RANGE 40, CITY OF VERGAS, COUNTY OF OTTER TAIL, STATE OF MINNESOTA

WHEREAS, the City Council of the City of Vergas adopted Ordinance No. 74 on October 2, 2006 to annex property located within Hobart Township, which is legally described in the attached Exhibit A; and

WHEREAS, the City Council of the City of Vergas adopted a resolution on June 4, 2007, approving the reimbursement of \$15.35 to Hobart Township in one lump sum payment for taxes paid by Hobart Township City in 2007 on the property described in the attached Exhibit A in accordance with Minn.Stat. § 414.036; and

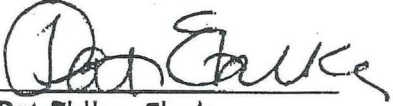
WHEREAS, the Town Board of Hobart Township adopted Resolution No. 07-01 on July 10, 2007, approving and accepting the reimbursement of \$15.35 from the City of Vergas in one lump sum payment as and for taxes paid by Hobart Township in 2007 on the property described in the attached Exhibit A;

NOW, THEREFORE, BE IT KNOWN, that the City Council of the City of Vergas does hereby ordain an immediate payment to be made to Hobart Township in the amount of \$15.35 as and for reimbursement of taxes paid by Hobart Township in the year 2007 related to the real property legally described in the attached Exhibit A which has been annexed into the City of Vergas by Ordinance No. 74.

Adopted this 20 day of August, 2007, by the City Council of Vergas, Minnesota.

  
Dean Haarstick, Mayor

ATTEST:

  
Pat Ehlke, Clerk



RESOLUTION NO. 07-01

**RESOLUTION ACCEPTING REIMBURSEMENT FROM THE CITY OF VERGAS FOR  
ANNEXATION OF PARTS OF GOVERNMENT LOTS 2 AND 3, SECTION 19, TOWNSHIP  
137, RANGE 40, CITY OF VERGAS, COUNTY OF  
OTTER TAIL, STATE OF MINNESOTA**

**WHEREAS**, THE City Council of the City of Vergas adopted Ordinance No. 74 on October 2, 2006 to annex property located within Hobart Township, which is legally described in the attached Exhibit A; and

**WHEREAS**, the City received notice from the State of Minnesota Office of Administration, Municipal Boundary Adjustment Unit that explained that the ordinance was not approved because of recent amendments to Chapter 414 that became effective on August 1, 2006, related to the need to provide reimbursements from the municipality to the township for property taxes following annexation and for special assessments or debt attributable to the annexed property; and

**WHEREAS**, the annexed property described in the attached Exhibit A was part of a 19.84-acre parcel of land identified as Parcel No. 32000190139004, and the 5.02 acres of annexed property was split from the larger parcel and is now identified as Parcel No. 32000190139005, and the total real estate taxes in 2007 payable to Hobart Township were assessed and paid on the entire 19.84-acre parcel before the split could occur and totaled \$116.19; and

**WHEREAS**, the total taxable value for the aforementioned 19.84-acre parcel and buildings thereon was \$91,000.00 which sum can be broken down as follows:

Land Value for 19.84 acres:	\$47,500.00	(52% of total taxable value)
Buildings Value:	\$43,500.00	(48% of total taxable value)

**WHEREAS**, the annexed property consists of 5.02 acres of land; and

**WHEREAS**, the property taxes payable to Hobart Township for the annexed property in the year 2007 total \$15.35 based upon the following formula:

\$47,500.00 (the value of 19.84 acres of land) divided by \$91,000.00 (the total taxable value of land and buildings) equals 52% of the total taxable value of the property.

52% multiplied by \$116.19 (the total taxes due on the 19.84-acre parcel and buildings) equals \$60.65 (total taxes due on the 19.84-acre parcel attributable to land only).

\$60.65 divided by 19.84 acres equals \$3.06 taxes per acre.

\$3.06 multiplied by 5.02-acre annexed parcel equals \$15.35 taxes for the split annexed parcel.

REC'D BY  
M M B

SEP 05 2007

WHEREAS, there are no special assessments assigned to Hobart Township and there is no debt incurred by Hobart Township for the parcel listed above that is to be annexed to the City of Vergas; and

WHEREAS, the City of Vergas has agreed to reimburse Hobart Township the sum of \$15.35 in one payment based on the foregoing formula within one year of the annexation; and

WHEREAS, the Town Board for Hobart Township agrees to accept \$15.35 in on payment based upon the foregoing formula within one year of annexation of the foregoing described property;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Township of Hobart hereby accepts the payment from the City of Vergas to Hobart Township within one year of the time of annexation in the amount of \$15.35.

Adopted this 10 day of July, 2007, by the Town Board of Hobart Township, Minnesota.

Terry Hockett  
Terry Hockett, Town Chair

ATTEST:

Debi Moltzan  
Debi Moltzan, Township Clerk



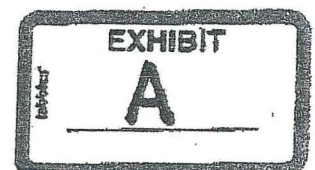
REC'D BY  
MMB

SEP 05 2007

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REC'D BY  
M.M.B

AUG 07 2006

Property to be annexed

city limits

GOV. LOT 1  
24-137-41

GOV. LOT  
18-137-41

SUBLOT A

Permanent Utility  
Easement

GOV. LOT 1  
24-137-41

24-137-41

C.S.A.M.

TH

LONG

T.H. 228

GOV. LOT 3  
24-137-41



NE 1/4 OF NE 1/4  
24-137-41

NE 1/4 OF NE 1/4  
24-137-41

Logans

REC'D BY  
M.M.B.

AUG 07 2006

NE 1/4 OF NE 1/4  
18-137-40

60K LOT 1  
18-137-40

CITY LIMITS

Property to be annexed

boundary with Hobart Twp.

[HOBART TWP.]

City limits

SW 1/4 OF NE 1/4  
24-137-41

60K LOT 1  
24-137-41

60K LOT 2  
18-137-40

SE 1/4 OF NE 1/4  
18-137-40

60K LOT 1  
24-137-41

60K LOT 3  
18-137-40

60K LOT 3  
18-137-40

LONG

LAKE

60K LOT 3  
24-137-41

60K LOT 3  
24-137-41

60K LOT 5  
24-137-40

NE 1/4 OF NE 1/4  
25-137-41

NE 1/4 OF NE 1/4  
25-137-41

60K LOT 2  
25-137-40

60K LOT 4  
30-137-40

60K LOT 3  
30-137-40

SE 1/4 OF NE 1/4  
25-137-41

SCHAFER & NESEBETTS  
2ND  
ADDITION

KATZKE  
2  
ACRES

FEHLAUER  
FIRST ADDITION