

# RECEIVED

By: OAH on May 6, 2019

ORDINANCE NO. 19-01

AN ORDINANCE OF THE CITY OF BIGELOW ANNEXING LAND ABUTTING THE CITY OF BIGELOW, RANSOM TOWNSHIP, NOBLES CO., MINNESOTA, PURSUANT TO MINNESOTA STATUTE §414.033, SUBD. 2(3), PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, Cooperative Farmers Elevator (CFE) by it's manager, David Mulenberg, has petitioned the City, requesting the annexation to the City of Biglow of certain real estate located within the Township of Ransom, County of Nobles, State of Minnesota, and described as follows:

That part of the Southeast Quarter (SE1/4) of Section Thirty-Six (36), Township 101 North, Range 41 West of the 5th P.M., Nobles County, Minnesota, described as follows:

Commencing at the Southeast Corner of said Section 36; thence North 88°46'35" West on the south line of said SE1/4 for a distance of 441.90 feet to the Southwest Corner of a tract described in Document Number 227649; thence North 19°12'11" East on the west line of said tract for a distance of 52.57 feet to the presently established north right-of-way line of County State Aid Highway No.2/340th Street and to the Point of Beginning; thence North 88°46'35" West on said north right-of-way line for a distance of 1,204.23 feet; thence North 01°13'25" East for a distance of 480.00 feet; thence South 88°46'35" East for a distance of 1,360.00 feet to the west line of said tract; thence South 19°12'11" West on said west line for a distance of 504.64 feet to the Point of Beginning, containing 14.13 acres.

SUBJECT TO EASEMENTS, IF ANY, OF RECORD OR APPARENT.

WHEREAS, David Mulenberg represents that he is the duly authorized representative of the owner of the property and that the property to be annexed is unincorporated and abuts corporate limits of the City of Bigelow; that the present population of the area is 0; it is not included in any boundary adjustment proceeding before the Office of Administrative Hearings, has an area of approximately 14.13 acres and is not presently served by public sewer facilities or public sewer facilities are not currently available, and is or will become urban or suburban in character;

NOW THEREFORE, THE CITY COUNCIL OF BIGELOW, MINNESOTA DOES HEREBY ORDAIN:

Section 1. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is 120 acres or less, that the area to be annexed is not presently served by public sewer utilities, that the municipality has received a Petition for Annexation from all of the owners of the property, that the property is not located within a flood plain or shoreland area; that the area is appropriate for annexation by ordinance under Minnesota Statute 414.033, Subd. 2, clause (3), and that the Petition complies with all the provisions of Minnesota Statute §414.033.



Section 2. The property is urban or suburban in nature or about to become so.

Section 3. Pursuant to law, a public hearing was scheduled with proper notification given, and held on 5-1-19 7:00 p.m., prior to the City Council decision on this annexation ordinance.

Section 4. The corporate limits of the City of Bigelow are hereby extended to include said property and the same is hereby annexed to and included within the City of Bigelow as if the property had originally been a part thereof.

Section 5. The City of Bigelow, pursuant to Minnesota Statute 414.036, shall make cash payment to Ransom Township in accordance with in following schedule:

- a. \$52.00 the first year following the year in which the City first levies on the annexed area.
- b. \$52.00 the second year.

Section 6. The City Clerk is directed to file certified copies of this ordinance with the Office of Administrative Hearings, Ransom Township, the Nobles County Auditor-Treasurer, and the Minnesota Secretary of State.

Section 7. This ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section 6 and approval of the ordinance by the Office of Administrative Hearings..

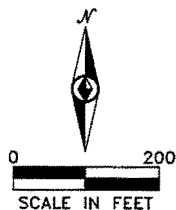
Passed by the Council this 1<sup>st</sup> day of May, 2019.

Steven Gdombiecki  
Mayor

ATTEST: Dalonne K. Prins  
City Clerk

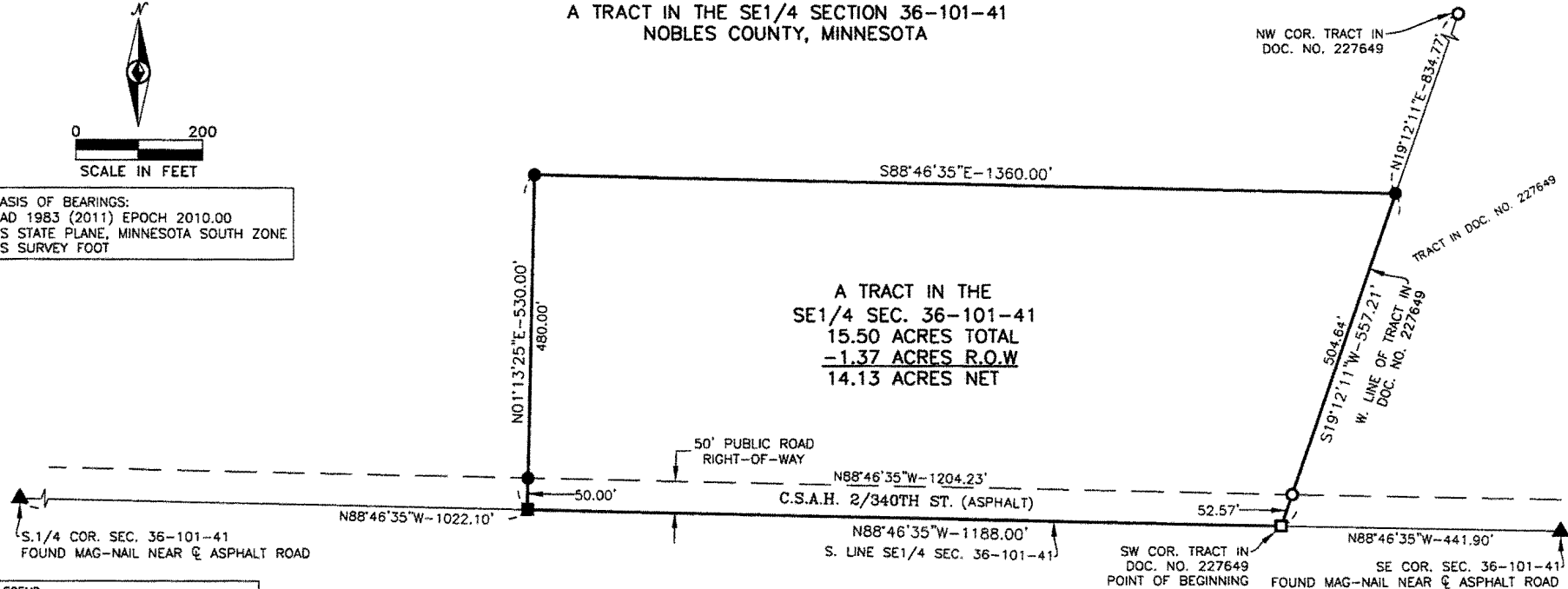


**CERTIFICATE OF SURVEY**  
**A TRACT IN THE SE1/4 SECTION 36-101-41**  
**NOBLES COUNTY, MINNESOTA**



**BASIS OF BEARINGS:**  
 NAD 1983 (2011) EPOCH 2010.00  
 US STATE PLANE, MINNESOTA SOUTH ZONE  
 US SURVEY FOOT

**A TRACT IN THE**  
**SE1/4 SEC. 36-101-41**  
**15.50 ACRES TOTAL**  
**-1.37 ACRES R.O.W**  
**14.13 ACRES NET**



**LEGEND**

- ▲ SECTION CORNER AS NOTED
- SET 1/2" X 24" REBAR WITH RED SURVEYOR'S I.D. CAP NO. 51727
- SET MAG-NAIL
- FOUND 1/2" DIA. REBAR WITH YELLOW SURVEYOR'S I.D. CAP NO. 17518
- FOUND MAG-NAIL

**DESCRIPTION - A TRACT IN THE SE1/4 36-101-41**

That part of the Southeast Quarter (SE1/4) of Section Thirty-Six (36), Township 101 North, Range 41 West of the 5th P.M., Nobles County, Minnesota, described as follows:

Commencing at the Southeast Corner of said Section 36; thence North 88°46'35" West on the south line of said SE1/4 for a distance of 441.90 feet to the Southwest Corner of a tract described in Document Number 227649 and to the Point of Beginning; thence continuing North 88°46'35" West on said south line for a distance of 1,188.00 feet; thence North 01°13'25" East for a distance of 530.00 feet; thence South 88°46'35" East for a distance of 1,360.00 feet to the northwest corner of said tract; thence South 19°12'11" West on the west line of said tract for a distance of 557.21 feet to the Point of Beginning, containing 15.50 acres, inclusive of 1.37 acres of public road right-of-way on the south side thereof.

SUBJECT TO EASEMENTS, IF ANY, OF RECORD OR APPARENT.



I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

By: *Adam Wiersma* 2-19-19  
 Adam N. Wiersma, L.S. License No. 51727 (Date)  
 My license renewal date is June 30, 2020  
 Sheets covered by this seal: THIS SHEET ONLY



**DGR ENGINEERING**  
 Rock Rapids, Iowa 712-472-2531  
 Sioux City, Iowa  
 Ankeny, Iowa  
 Sioux Falls, South Dakota

Date 2-19-19  
 Drawn By ANW  
 Approved ANW  
 Revised

**PROJECT NO. 369023**

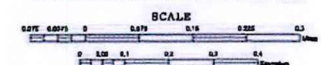
DWG. # P:\03\069\023\369023\DWG\369023BOUNDARY.DWG



# MUNICIPALITY OF BIGELOW

PREPARED BY THE  
MINNESOTA DEPARTMENT OF TRANSPORTATION  
OFFICE OF TRANSPORTATION SYSTEM MANAGEMENT

IN COOPERATION WITH  
U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL HIGHWAY ADMINISTRATION



1 in = 400 ft  
2018

Projection:  
Transverse Mercator  
NAD 83  
UTM Zone 15



North Arrow Data  
at 1983



Population (U.S. Census 2010) 235

