

OA-109-7 Fergus Falls
Resolution Signed by
City and Town 12-12-94.

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chair
John W. Carey	Vice Chair
Dorothy E. Kobs	Commissioner
Harley Windels	Ex-Officio Member
Malcolm Lee	Ex-Officio Member

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF FERGUS)
FALLS AND THE TOWN OF FERGUS FALLS) O R D E R
PURSUANT TO MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Fergus Falls and the Town of Fergus Falls in 1974; and

WHEREAS, a resolution of the City of Fergus Falls for annexation of certain lands to the City of Fergus Falls was filed with the Minnesota Municipal Board on September 12, 1994; and

WHEREAS, a hearing was convened on said resolution for annexation of certain land to the City of Fergus Falls on November 3, 1994 and was continued; and

WHEREAS, the City of Fergus Falls, the petitioner herein, has requested that the Municipal Board allow the withdrawal of said resolution for annexation of certain land to the City of Fergus Falls and cancel the hearing scheduled for December 14, 1994;

IT IS HEREBY ORDERED: That the above-entitled resolution is withdrawn and the continued hearing is cancelled.

WHEREAS, an amendment to the joint resolution was received

from the City of Fergus Falls and the Town of Fergus Falls requesting that certain property be annexed to the City of Fergus Falls pursuant to M.S. 414.0325, Subdivision 1; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Minnesota Municipal Board may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on December 15, 1994, the Minnesota Municipal Board has reviewed and accepted the amendment to the joint resolution for orderly annexation;

IT IS FURTHER ORDERED: That the following described property is hereby annexed to the City of Fergus Falls, Minnesota, the same as if it had originally been made a part thereof:

The Northwest Quarter (NW $\frac{1}{4}$), the North Half of the Southwest Quarter (N $\frac{1}{2}$ of SW $\frac{1}{4}$), all in Section Twenty-five (25); and that portion of the East Half (E $\frac{1}{2}$) of Section Twenty-six (26) not presently within the corporate limits of City and excepting therefrom that portion of the plat of Woodland Heights Second Addition, all in Township One Hundred Thirty-three (133) North, Range Forty-three (43) West (Fergus Falls Township), Otter Tail County, Minnesota.

Except that part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twenty-five (25), Township One Hundred Thirty-three (133) North, Range Forty-three (43) West, Otter Tail County, Minnesota, described as follows: Commencing at the South quarter section corner of said Section Twenty-five (25); thence North 00 degrees 15 minutes 57 seconds East (assumed bearing) along the North-South quarter section line of said Section Twenty-five (25) a distance of 1333.02 feet to the Southeast corner of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$), said point being the point of beginning; thence South 89 degrees 59 minutes 24 seconds West along the South line of said Northeast Quarter of

the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) a distance of 275.00 feet; thence North 00 degrees 15 minutes 57 seconds East a distance of 500.00 feet; thence North 89 degrees 59 minutes 24 seconds East a distance of 275.00 feet to the East line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$); thence South 00 degrees 15 minutes 57 seconds West along said East line a distance of 500.00 feet to the point of beginning. (David Spies has petitioned for annexation of this described tract separately and this was sent to the Municipal Board in December 1994).

IT IS FURTHER ORDERED: That the population of the City of Fergus Falls is increased by 126.

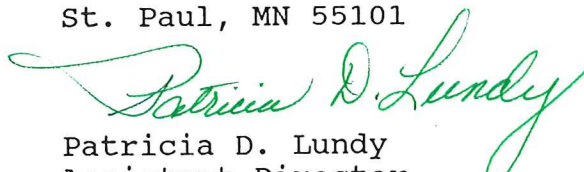
IT IS FURTHER ORDERED: That the population of the Town of Fergus Falls is decreased by 126.

IT IS FURTHER ORDERED: That the tax rate of the City of Fergus Falls on the property described above shall be pursuant to the Joint Resolution, dated December 12, 1994, of the City of Fergus Falls and the Town of Fergus Falls, paragraph 7A, which states, "Tax Rate. The annual real property tax levy charged to property owners in the entire annexed area will, for five full fiscal years after annexation, remain the same as the levy charged by the Township to other property owners in those particular years."

IT IS FURTHER ORDERED: That the effective date of this order is December 15, 1994.

Dated this 15th day of December, 1994.

MINNESOTA MUNICIPAL BOARD
475 McColl Building
St. Paul, MN 55101


Patricia D. Lundy
Assistant Director