

*file
11/19/78*

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Gerald J. Isaacs	Chairman
Robert W. Johnson	Vice Chairman
Thomas J. Simmons	Member
C. A. Boyer	Ex-Officio Member
Cecil Bergquist	Ex-Officio Member

IN THE MATTER OF THE RESOLUTION)
FOR ANNEXATION OF CERTAIN LAND)
TO THE CITY OF DETROIT LAKES)

AMENDED ORDER

On February 13, 1978, the Municipal Board issued an order annexing an area within Lake View Township to the City of Detroit Lakes. The Board's decision included findings which, through clerical error, were not recorded accurately in the final order. The correct findings made by the Board in making their decision are as follows:

FINDINGS OF FACT

4. Geographic Features

- b. The total area of the City of Detroit Lakes is 3.07 square miles. The total area of the territory subject to annexation is ¹²²~~776~~ acres.

PROPERTY DESCRIPTION

The attached letter and attachment set forth an amended property description as well as the reasons for said amendment. The amended description shall be substituted for the property description in FINDINGS OF FACT 2. on page -1- of the order and the property description in the ORDER contained on page -5- of the February 13th order.

Dated this 23rd day of March, 1978.

MINNESOTA MUNICIPAL BOARD
Suite 165 Metro Square
St. Paul, Minnesota 55101

William A. Neiman
William A. Neiman
Executive Secretary

REC'D. BY
MMB

MAR 24 1978

City of Detroit Lakes

MINNESOTA 56501

OFFICE OF CLERK-TREASURER

106 East Holmes Street

Phone (218) 847-5658

March 22, 1978

Tourists' Paradise!

State of Minnesota
Municipal Board
Suite 165 Metro Square
7th and Robert Streets
St. Paul, Minnesota 55101

Attention: William A. Neiman, Executive Secretary

Dear Mr. Neiman:

In reviewing the Minnesota Municipal Board's Annexation Order of February 13, 1978, annexing certain lands to the City of Detroit Lakes, it was discovered that the description of the area to be annexed contained some erroneous and nonsense language which should be removed from the description. The language is obviously an error and if one traced out on the map the way line 21 and part of line 22 state, one would find himself going in a direction that is not possible. By deleting line 21 and part of line 22, the description corrects itself. In no way will the deletion of line 21 and part of line 22 add to or detract from the original area requested to be annexed.

I have enclosed a copy of the description as reviewed by our City Engineer, which also computes the acreage to be 122 acres. You will note that the description is initialed by R.P.P. (Robert P. Peterson), dated February 10, 1978. Mr. Peterson is the City Engineer for the City of Detroit Lakes.

Please refer to my letter of transmittal, dated July 9, 1976, which states that the area to be annexed consists of approximately 122 acres.

We are indeed sorry for any inconvenience this description error may cause, but please be assured that the description correction in no way changes the area to be annexed. It merely eliminates superfluous or nonsense language.

Very truly yours,

Wayne Lance
Wayne Lance
Clerk-Treasurer

WL:lj
enc.

MAR 24 1978

OA-121 Detroit Lakes

EXHIBIT "A"

Beginning at the point of intersection of C.S.A.H. #22 and the North line of the NE $\frac{1}{4}$ of Section 9, Township 138 North, Range 41 West; thence South along the centerline of C.S.A.H. #22 to its point of intersection with the centerline of County Highway No. 24; thence Easterly along the centerline of County Highway No. 24 to its point of intersection with the East line of the NE $\frac{1}{4}$ of Section 9, Township 138 North, Range 41 West; thence South along the East line of said Section 9 to the Southeast corner of said Section 9, also the Southwest corner of the NW $\frac{1}{4}$ of Section 10, Township 138 North, Range 41 West; thence East along the South line of the NW $\frac{1}{4}$ of said Section 10, Township 138 North, Range 41 West to the Southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 10; thence North to the NE corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 10; thence West along the North line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 10 to a point of intersection with the centerline of County Highway No. 114; thence Northeasterly along the centerline of County Highway No. 114 to the point of intersection with the North line of the NW $\frac{1}{4}$ of Section 10, Township 138 North, Range 41 West; thence East along the North line of the NW $\frac{1}{4}$ of said Section 10 and the North line of the NE $\frac{1}{4}$ of Section 10, Township 138 North, Range 41 West to its point of intersection with Lot 23 of City View Beach; thence North along the West line of said Lot 23 ~~to its point of intersection with the North line of Lot 23, City View Beach~~ ^{to} its point of intersection with the shoreline of Detroit Lake; thence Westerly along the shoreline of Detroit Lake to its point of intersection with the North line of the NE $\frac{1}{4}$ of Section 9, Township 138 North, Range 41 West; and thence West along the North line of the NE $\frac{1}{4}$ of said Section 9, Township 138 North, Range 41 West to the centerline of C.S.A.H. #22 and the point of beginning.

The above described area contains approximately 122 acres.

Corrected by G.H.
2/10/78

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