

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Lea De Souza Speeter    Chair  
Paul B. Double            Vice Chair  
Robert J. Ferderer       Vice Chair

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IN THE MATTER OF THE ORDERLY ANNEXATION    )  
AGREEMENT BETWEEN THE CITY OF MONTEVIDEO )                      ORDER  
AND THE TOWN OF SPARTA PURSUANT TO            )  
MINNESOTA STATUTES 414                            )

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WHEREAS, a joint resolution for orderly annexation was adopted by the City of Montevideo and the Town of Sparta; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Montevideo pursuant to M.S. 414.0325, Subd. 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 October 4, 1996, the Minnesota Municipal Board has reviewed and accepted the resolution for orderly annexation;

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

**ORDERLY ANNEXATION AREA I**  
**CITY OF MONTEVIDEO**

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**Revocable Inter Vivos Trust Agreement of Charles D. Porter and Rebecca S. Porter**

The Northwest Quarter (NW $\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117), Range Forty (40), except 83.84 acres sold.

**#17 Trustees of the Offerman Family Living Trust  
dated March 23, 1992**

A tract of land in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117), Range Forty (40) described as beginning at the northeast corner of said Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ), thence West 580 feet, thence South 200 feet, thence East 580 feet, thence North 200 feet to the place of beginning, containing 2.67 acres.

**#18 Harold and Edna Kragh**

A parcel of land in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117) North, Range Forty (40) West, Fifth Meridian, Minnesota, described as follows: Beginning at a point on the North line of said Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ ) a distance of Three Hundred (300.00') feet East of the Northwest corner of said Section Eight (8), which is the true point of beginning; thence continue East along the North line of said Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ ) a distance of Four Hundred Forty and Sixty Hundredths (440.60') feet; thence South, parallel to the West line of said Section Eight (8), a distance of Two Hundred (200.00') feet; thence West, parallel to the North line of said Section Eight (8), a distance of Three Hundred Forty and Sixty Hundredths (340.60') feet; thence North, parallel to the West line of said Section Eight (8), a distance of Ten (10.00') feet; thence West, parallel to the North line of said Section Eight (8), a distance of One Hundred (100.00') feet; thence North, parallel to the West line of said Section Eight (8), a distance of One Hundred Ninety (190.00') feet to the point of beginning. Containing Two (2.00) acres, more or less. Subject to Highway Right-of-Way located on the North side of parcel.

**#19 Bradley D. Himle**

All that part of the North One-half (N $\frac{1}{2}$ ) of the Southwest Quarter of the Northwest Quarter of Section Eight (8), Township One Hundred Seventeen (117) North, Range Forty (40), West of the Fifth Principal Meridian, Chippewa County, Minnesota, described by metes and bounds as follows: Beginning at a point two hundred eighty-one and eighty four one hundredths (281.84) feet north, and three hundred ninety two and thirty seven hundredths (392.37) feet east of the Southwest corner of said North One-half of said southwest quarter of the northwest quarter of said Section Eight (8); which point is also

the northwest corner of the six acre tract owned and occupied by Louis Brown; thence eastward along the north line of said six acre tract, four hundred ninety seven and eight tenths (497.8) feet; thence northerly parallel with the west line of said Section Eight (8) one hundred seventy five feet (175); thence westerly parallel with the north line of said six acre tract four hundred ninety-seven and eight tenths (497.8) feet; thence southerly parallel with the west line of Section Eight (8) one hundred seventy five (175) feet to the said point of beginning, and containing two (2) acres, more or less according to the survey thereof.

**#20 Kevin Berle Wittman**

A tract of land in the N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  beginning 890.17 feet East and 281.84 feet North of the Southwest corner; thence East 248.90 feet; thence North 175 feet; thence West 248.9 feet; thence South 175 feet to the point of beginning, all in Section 8, Township 117, Range 40.

**#21 Nick D. McCann  
Michael D. McCann  
Helen McCann**

All that portion of Government Sub-division known as the N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 8-117-40, comprised within the following described metes and bounds: Beginning on the south line of the subdivision at a point which is 392.37 feet east of the west line of said section, and running thence north 234.87 feet; thence east 927.33 feet to the east line of said Government subdivision; thence South 234.87 feet to the southeast corner of said Government subdivision; thence west 927.33 feet to the place of beginning, containing 5 acres of land. ALSO all that portion of Government subdivision known as the N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 8-117-40, comprised within the following described metes and bounds: Beginning at a point which is located 392.37 feet east of the west line of said section and also located 234.87 feet north of the south line of said subdivision and running thence north parallel with the west line of said section 46.97 feet; thence east parallel with the south line of said subdivision 927.33 feet to the east line of said subdivision; thence south along the east line of said subdivision 46.97 feet; thence west to the place of beginning, containing 1 acre of land.

**#22 Edward Miller  
Glen Herfurth  
Roger Kuhlmann  
Ronald Smith**

The South Half of the Southeast Quarter of the Northwest Quarter (S $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117), Range Forty (40), except the following described tracts: (1) Beginning at a point 441 feet North of the Southeast corner of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 8, Township One Hundred Seventeen (117), Range Forty (40); thence West 588 feet parallel to the South line of said NW $\frac{1}{4}$ ; thence north 222.2 feet

parallel with East line of said quarter section; thence East 588 feet parallel with south line of said Quarter Section to East line of said quarter section; thence South along quarter line of said quarter section to point of beginning, and (2) The West 600 feet of the said South Half of the Southeast Quarter of the Northwest Quarter ( $S\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$ ); being subject to a road easement across the easterly portion thereof.

**#32 Chester V. and Shirley Kalmoe**

A tract of land in the Northwest Quarter of the Southwest Quarter ( $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117) North, Range Forty (40) West described as follows: Beginning at the Northwest corner of said Northwest Quarter of the Southwest Quarter ( $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ ), thence South 191.2 feet, thence East 333 feet, thence South 260 feet, thence West 333 feet, thence South 330 feet, thence East 475 feet, thence North 781.2 feet, thence West 475 feet to the point of beginning.

**#33 Shirley Kalmoe**

A parcel of land in the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eight (8), Township One Hundred Seventeen (117) North, Range Forty (40) West, described as follows: Commencing at the northeast corner of said Southwest Quarter ( $SW\frac{1}{4}$ ) and running thence south along the east line of said Southwest Quarter ( $SW\frac{1}{4}$ ) to the intersection with a line one hundred twenty-seven and twelve hundredths feet (127.12') north of and parallel to the south line of now abandoned Windom Avenue extended easterly as said Windom Avenue is laid out and platted in Kohr's First Addition to the City of Montevideo; running thence west on said line one hundred twenty-seven and twelve hundredths feet (127.12') north of and parallel to said south line of Windom Avenue extended easterly three hundred ninety-eight and three-tenths feet (398.3'), thence south and parallel to the east line of said Southwest Quarter ( $SW\frac{1}{4}$ ) to a point two hundred forty-five feet (245') south of the south line of said Windom Avenue extended, thence West and parallel to the south line of said Windom Avenue extended to its intersection with a line two hundred feet (200') east of and parallel to the east line of Thirteenth Street as laid out and platted in said Kohr's First Addition to the City of Montevideo; thence north along said line which is two hundred feet (200') east of and parallel to the east line of said Thirteenth Street to a point which is two hundred ten feet (210') north of the north line of said Windom Avenue extended easterly; thence west and parallel to the said north line of Windom Avenue extended Easterly for a distance of two hundred feet (200') to the east line of said Thirteenth Street extended northerly; thence north along said east line of Thirteenth Street extended northerly to the north line of said Southwest Quarter ( $SW\frac{1}{4}$ ); and thence east along the north line of said Southwest Quarter ( $SW\frac{1}{4}$ ) to the point of beginning.

**#34 Luther Haven**

A parcel of land in the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eight (8),

Township One Hundred Seventeen (117) North, Range Forty (40) West of the Fifth Principal Meridian in the City of Montevideo described as commencing at a point on the east line of Thirteenth Street as said street is now laid out and platted in Kohr's First Addition to the City of Montevideo, which point is a distance of five hundred feet (500') south of the south line of the now vacated Windom Avenue as the same is now laid out and platted in said Kohr's First Addition; thence north along the east line of said Thirteenth Street and said east line extended north to a point on said east line extended north which is two hundred ten feet (210') north of the north line of said vacated Windom Avenue; thence east and parallel to said vacated Windom Avenue extended easterly for a distance of two hundred feet (200'); thence south and parallel to said east line of Thirteenth Street for a distance of seven hundred seventy feet (770'); thence west two hundred feet (200') to the point of beginning.

### **Rahson Description**

The East Half of the Northeast Quarter ( $E\frac{1}{2}$  of  $NE\frac{1}{4}$ ) of Section Seventeen (17), Township One Hundred Seventeen (117), Range Forty (40), except the North Eight Hundred Eighty (880') feet of said East Half ( $E\frac{1}{2}$ ) and also except that part described as Parcel 17-D and 17-E on Chippewa County Highway Department Right of Way Plat No. 53 and also except that part of the East Half of the Northeast Quarter of Section 17, Township 117 North, Range 40 West of the Fifth Principal Meridian, Sparta Township, Chippewa County, Minnesota, described as follows: Beginning at the southwest corner of the record plat entitled WAL-MART ADDITION, on file in the office of the Chippewa County Recorder; thence on an assumed bearing of North 89 degrees 10 minutes 55 seconds East, along the south line of said WAL-MART ADDITION, a distance of 370.00 feet; thence on a bearing of South 0 degrees 27 minutes 48 seconds East a distance of 479.42 feet to a point on the southerly line of Sheridan Avenue projected easterly, as shown on the record plat entitled MILLS EAST SIDE ESTATES, on file in the office of the Chippewa County Recorder; thence on a bearing of South 89 degrees 11 minutes 05 seconds West, along the southerly line of said Sheridan Avenue projected easterly, a distance of 370.00 feet to the east line of said record plat entitled MILLS EAST SIDE ESTATES; thence on a bearing of North 0 degrees 27 minutes 48 seconds West, along the east line of said record plat entitled MILLS EAST SIDE ESTATES, a distance of 479.40 feet to the point of beginning.

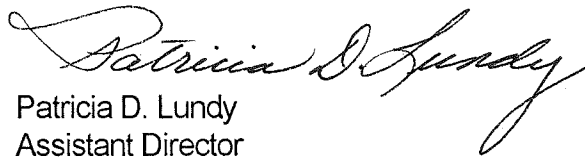
IT IS FURTHER ORDERED: That the tax rate of the City of Montevideo on the property herein ordered annexed shall be increased in substantially equal proportions over a period of six

years to equality with the tax rate of the property already within the city.

IT IS FURTHER ORDERED: That the effective date of this order is October 4, 1996.

Dated this 11th day of October, 1996.

MINNESOTA MUNICIPAL BOARD  
Suite 475 McColl Building  
366 Jackson Street  
St. Paul, MN 55101-1925

  
Patricia D. Lundy  
Assistant Director