

ORDINANCE NO 67
ORDINANCE ANNEXING TERRITORY INTO THE CORPORATE LIMITS OF
THE CITY OF UNDERWOOD MINNESOTA

WHEREAS, the City of Underwood, Minnesota, has received from Petitioners Ricky Jacobson, Marie A. Jacobson, Jeremy Jacobson, Eric William Gronner, Linda K. Gronner, and Daniel R. Hertel, a Petition for Annexation dated May 31, 2003, together with an Amended Petition for Annexation relating back to said date, petitioning the City of Underwood, Minnesota, to annex to the City of Underwood and extend its corporate limits to include the following described territory:

Government Lot Four (4) and that part of Government Lot Five (5) described as follows: Commencing at a point on the West line 183.65 feet South from the northwest corner of said Lot 5; thence East and parallel with the North line 448 feet; thence due South 725 feet, more or less, to the lakeshore; thence westerly along the shore to the West line of Lot 5; thence North on said line 810.35 feet to place of beginning, all in Section 32, Township 133, Range 41;

and

WHEREAS, the City of Underwood, Minnesota, has received from Petitioners Eric William Gronner and Linda K. Gronner a Petition for Annexation date May 31, 2005, petitioning the City of Underwood, Minnesota, to annex to the City of Underwood and extend its corporate limits to include the following described territory:

Lot 1, of Section 31, Township 133, Range 41, EXCEPT THE FOLLOWING:

1. Tract deeded to Richard J. Thompson and Kathi Thompson in Warranty Deed dated July 13, 1978, and recorded in Book 499 of Deeds, on page 807, and described as follows: That part of Government Lot 1, Section 31, Township 133, Range 41, Otter Tail County, Minnesota, described as follows: Commencing at the Northeast corner of the said Section 31; thence on an assumed bearing of South 00 degrees 03 minutes 25 seconds West on the Easterly line thereof for a distance of 1883.57 feet; thence South 87 degrees 23 minutes 40 seconds West 1159.62 feet to point of beginning of tract to be described; thence continuing South 87 degrees 23 minutes 40 seconds West 200 feet more or less to the

Westerly line of said Government Lot 1; thence southerly on said Westerly line for a distance of 245 feet more or less to the shoreline of Bass Lake; thence Easterly on said shoreline to the intersection with a line projected at a bearing of South 00 degrees 30 minutes East from the point of beginning; thence North 00 degrees 30 minutes West 220 feet more or less to the point of beginning, containing 1.1 acres, more or less, subject to the right of the public in Township Road over the Northerly 33.00 feet thereof.

2. Tract deeded to Richard Scheel and Jan Scheel in Warranty Deed dated June 21, 1988 and recorded as Document No. 677182, and described as follows: All that part of Government Lot 1, Section 31, Township 133, Range 41, Otter Tail County, Minnesota, described as follows: Commencing at the Northeast corner of said Section 31; thence on an assumed bearing of South along the East line of said Section 31, a distance of 984.62 feet to the point of beginning of the land to be described; thence continuing South 87 degrees 20 minutes 25 seconds East a distance of 215.00 feet more or less to the shoreline of Bass Lake; thence southeasterly along said shoreline to the intersection with a line which bears South 00 degrees 33 minutes 25 seconds East from the point of beginning; thence North 00 degrees 33 minutes 25 seconds West a distance of 272.00 feet more or less to the point of beginning, containing 1. 03 acres more or less, subject to the township road over the northerly 33.00 feet thereof:

and

WHEREAS, the City of Underwood, Minnesota, has received from Petitioners Scott E. Moen and Christine L. Moen a Petition for Annexation dated June 2, 2005, petitioning the City of Underwood, Minnesota, to annex to the City of Underwood and extend its corporate limits to include the following described territory:

All that part of Government Lot One (1) and the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 31, Township 133, Range 41, Otter Tail County, Minnesota, described as follows:

Commencing at the northeast corner of said Section 31; thence on an assumed bearing of South along the east line of said Section 31, a distance of 936.58 feet to a point to be hereinafter referred to as Point "A"; thence continuing on a bearing of South along said east line, a distance of 946.99 feet; thence South 87 degrees 20 minutes 15 seconds West a distance of 984.62 feet to the point of beginning of the land to be described; thence North 87 degrees 20 minutes 15 seconds East a distance of 395.92; thence North 06 degrees 20 minutes 05 seconds West a distance of 286.34 feet; thence South 88 degrees 02 minutes 02 seconds West a distance of 151.74 feet; thence North 03 degrees 45 minutes 38 seconds West a distance of 279.60 feet; thence North 29 degrees 40 minutes 22 seconds West a distance of 257.95 feet; thence North 04 degrees 01 minute 42 seconds West a distance of 190.23 feet to the intersection with a line which bears South 89 degrees 52 minutes 20 seconds West from the above reference Point "A"; thence North 89 degrees 52 minutes 20 seconds

East a distance of 348.17 feet; thence South 00 degrees 42 minutes 36 seconds East a distance of 427.33 feet; thence North 84 degrees 32 minutes 40 seconds East a distance of 579.87 feet to said east line of Section 31; thence South 84 degrees 32 minutes 40 seconds West a distance of 429.80 feet; thence South 26 degrees 56 minutes 58 seconds West a distance of 149.00 feet; thence South 84 degrees 07 minutes 08 seconds West a distance of 86.01 feet; thence South 06 degrees 20 minutes 05 seconds East a distance of 326 feet more or less to the shoreline of Bass Lake; thence southwesterly along said shoreline to the intersection with a line which bears South 0 degrees 33 minutes 25 seconds East from the point of beginning; thence North 0 degrees 33 minutes 25 seconds West a distance of 272 feet more or less to the point of beginning. Containing 7.02 acres more or less;

and

WHEREAS, Petitioners are the fee owners of the above-described territory which they seek to have annexed; and

WHEREAS, the land abuts the municipality and the area to be annexed is 60 acres or less; and

WHEREAS, the areas is not presently served by the public sewer facilities or public sewer facilities are not other wise available; and

WHEREAS, the municipality has received a Petition for Annexation from the property owners of the land; and

WHEREAS, the City of Underwood has held public hearings on August 15, 2003, and August 1, 2005, and has given the requisite 30 days written notice by certified mail to Sverdrup Township and to all landowners within and contiguous to the area to be annexed pursuant to Minn. Stat. 414.033, Subd. 2(b); and

WHEREAS, the Township of Sverdrup, Otter Tail County, Minnesota, was properly served and has no objection to the annexation; and

WHEREAS, the above described property is not presently within the corporate limits of any incorporated city; and

WHEREAS, the above described territory is deemed to be urban or suburban in character or about to become so; and

WHEREAS, the population of the area to be annexed is 12; and

WHEREAS, the number of acres to be annexed is approximately 51.5; and

WHEREAS, all the requirements for annexation by ordinance pursuant to Minn. Stat. 414.033 have been fulfilled.

THIS ORDINANCE was introduced on September 6, 2005, and adopted by the City Council of the City of Underwood, Minnesota, on the 6th day of September, 2005 by the following vote:

AYES: 4

NAYES: 0

ATTEST:

APPROVED:

Clerk

Mayor

Published in the Battle Lake Review on_____.