



## Clearwater (Minn.). Records

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*Hall, Byers, Hanson, Steil & Weinberger*

PROFESSIONAL ASSOCIATION

ATTORNEYS AT LAW

P. O. BOX 966

201 HALL BUILDING

921 1ST STREET NORTH

ST. CLOUD, MINNESOTA 56301

LAWRENCE M. HALL (1908-1973)

GEORGE BYERS

L. M. HALL, JR.

LEE W. HANSON

PAUL W. STEIL

STANLEY J. WEINBERGER, JR.

GEOFFREY J. GEMPELER

EDWARD J. LAUBACH, JR.

ROBERT L. KALENDA

SAM V. CALVERT

TELEPHONE

ST. CLOUD (612) 252-4414

MINNEAPOLIS (612) 336-1541

August 31, 1979

State of Minnesota  
Office of the Secretary of State  
180 State Office Building  
St. Paul, MN 55155

ATTN: Ms. Donna Scott

RE: City of Clearwater - Annexation, Docket No. A-3074  
Our File No. 4440

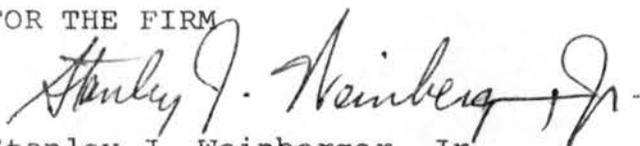
Dear Ms. Scott:

Pursuant to your request dated August 24, 1979, I am enclosing for filing an executed copy of the Ordinance Annexing the Unplatted Property referred to in Docket No. A-3074 by the City of Clearwater. Please send confirmation of filing to my attention at the above address.

If you have any questions or comments regarding this matter, please contact me at your earliest convenience.

Sincerely,

FOR THE FIRM



Stanley J. Weinberger, Jr.

SJW Jr: jac

Enclosure

cc: City of Clearwater

c/o Geraldine Moorhouse, City Clerk



STATE OF MINNESOTA  
MUNICIPAL BOARD

Suite 165 Metro Square  
7th & Robert Streets  
St. Paul, Minnesota 55101

October 7, 1977

Ms. Geraldine Moorhouse  
City Clerk  
City Hall  
Clearwater, MN 55320

Re: Docket Number A-3074 Ordinance Number Adopted 6/6/77

Ladies and Gentlemen:

*The Minnesota Municipal Board acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.*

*According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)*

*Please refer to the above docket and ordinance numbers in any future reference to this annexation.*

*Sincerely yours,*

MUNICIPAL BOARD

Patricia D. Lundy  
Assistant Executive Secretary

PDL:es

c.c. Secretary of State  
County Auditor  
Township  
Attorney  
Municipality

*Hall, Byers, Hanson, Steil & Weinberger*

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LAWRENCE M. HALL (1908-1973)  
GEORGE BYERS  
L. M. HALL, JR.  
LEE W. HANSON  
PAUL W. STEIL  
STANLEY J. WEINBERGER, JR.

June 8, 1977

Town of Clearwater  
Mr. Waldo Schacht  
Rural Route  
Annandale, MN 55302

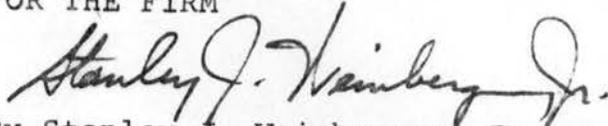
RE: City of Clearwater

Dear Mr. Schacht:

I am enclosing a copy of an Ordinance passed by the City of Clearwater annexing the Lemke property to the City. As you remember, we met on this annexation and it was agreed that you would not oppose it on the understanding that the City would cooperate with the Town on any future planning activities which it may undertake. It is the hope of the City that this spirit of cooperation will spread to all areas of mutual concern.

Sincerely,

FOR THE FIRM



By Stanley J. Weinberger, Jr.

SJWJr:dlb

Enclosure

cc Mr. William Radzwill  
Mrs. Gerri Moorhouse ✓

WAIVER

TO: Minnesota Municipal Board  
165 Metro Square Building  
7th & Robert Streets  
Saint Paul, Minnesota 55101

Re: MMB Docket Number A-3074

Proposed Annexation to the City of Clearwater

Gentlemen:

The Town Board of Clearwater Township, Wright County, pursuant to a resolution duly adopted by the town board on 1/27/77 hereby states that Clearwater Township has no objection to the annexation of the following described land to the City of Clearwater and hereby waives the 60 days before a city ordinance can be adopted.

(PROPERTY DESCRIPTION)

Date 2/9/77

SIGNATURE Waldo Schacht Clerk

PLEASE NOTE: WAIVERS SHOULD ALSO BE FILED WITH THE CITY

Part of Section 2, Township 122 North, Range 27 West, Wright County, Minnesota, described as follows: Commencing at the northwest corner of said Section 2; thence S 89° 27' 15" E (assumed bearing) along the north line of the Northwest Quarter of said Section 2 a distance of 860.30 feet to the point of beginning of the tract to be described; thence S 00° 30' 15" E 989.64 feet to the northeasterly right-of-way line of Interstate 94; thence S 52° 22' 00" E along said right-of-way line 358.00 feet; thence S 89° 32' 57" E 1,717.82 feet; thence S 89° 42' 15" E 610.24 feet to the easterly right-of-way line of a road; thence N 13° 08' 15" W along last described right-of-way line 1,237 feet, more or less, to the north line of the Northeast Quarter of said Section 2; thence westerly along said north line of the Northeast Quarter 549 feet, more or less, to the northeast corner of the Northwest Quarter of said Section 2; thence N 89° 27' 15" W along the north line of said Northwest Quarter 1,790.63 feet to the point of beginning. Containing 67.68 acres, more or less.

*copy of waiver sent to Minnesota Municipal Board*

PROPOSAL

Donald J. Lemke proposes to petition the City of Clearwater for annexation of property owned by him into the City upon agreement by the City to the following terms:

1. The City will assume one-half (1/2) of the cost incurred by him in having a survey made of the land to be annexed and the cost of obtaining Quit Claim Deeds to establish the boundaries of the land.
  2. The City will assume all costs incurred during the annexation proceeding.
  3. That the area on the map shown as Outlot A be permitted to hook into the sewer line running from the main North-South interceptor along a proposed road to Bittersweet Drive at no charge.
  4. That the City direct the City Engineers to include all portions of the annexed land within the present sewer system to be constructed, this inclusion being conditioned upon approval by FHA.
  5. That the City approve the following plot plans:
    - a. Block 1, Lot 1 approved for multiple dwelling.
    - b. Block 3, Lot 2 approved for multiple dwelling.
    - c. Block 3, Lot 1 approved for multiple dwelling.
    - d. Outlot A approved for use as either multiple dwelling or single family dwelling.
- provided that the combined total number of units on the above listed property shall not exceed 100 units.
6. That of the total amount that will need to be borrowed from FHA or other sources for the completion of the sewer project, not more than Fifty Thousand (\$50,000.00) Dollars of the total amount owed will be paid out of general real estate funds.
  7. That the City include the creation of the proposed road running to the North of Outlot A connecting with Bittersweet Drive in the road improvement work being done in connection with the sewer project, conditioned upon approval by FHA.

8. That Donald Lemke will donate to the City for park purposes a plot of land approximately two and one-half (2 1/2) acres in size lying between Old State Highway #152 and the proposed roadway connecting with Bittersweet Drive, said parcel of land being marked "Park" on the map.

9. That Donald Lemke will construct all roads in the new area to the same standards set for other roads within residential areas in the City or to FHA specifications.

*Donald Lemke*

*Accepted by Clearwater Council  
at Regular meeting 12-6-76*

*Walter Heater  
Mayor*

*Geraldine M. ...  
Clerk*

STATE OF MINNESOTA)

) ss.  
COUNTY OF WRIGHT )

AFFIDAVIT OF SERVICE BY MAIL

Geraldine Moorhouse of the Village of Clearwater, County of Wright, in the State of Minnesota, being duly sworn says that on the 30 day of July, 1975, she served the annexed AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE VILLAGE OF CLEARWATER TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 200 ACRES ABUTTING UPON THE VILLAGE LIMITS on the Minnesota Municipal Commission, the Secretary of State, and the Wright County Auditor by mailing to said Minnesota Municipal Commission, Secretary of State, and Wright County Auditor a copy thereof enclosed in an envelope, postage prepaid, and by depositing the same in the Post Office at the Village of Clearwater, Minnesota, directed to said Minnesota Municipal Commission, at Capitol Square Building, St. Paul, MN, and the secretary of State at 180 State Office Building, St. Paul, MN, and the Wright County Auditor at Wright County Courthouse, Buffalo, MN.

Geraldine Moorhouse  
Geraldine Moorhouse

Subscribed and sworn to  
before me this 31  
day of July, 1975.

Irma Kloeppner  
Notary Public

IRMA KLOEPPNER  
Notary Public, Wright County, Minn.  
My Commission Expires Dec. 8, 1978

COTTON FIBER CONTENTS  
U.S.A.  
BOND  
(CORRASABLE)  
EATONS

(CORRASABLE)  
BOND  
USA  
COTTON FIBER CONTENT

STATE OF MINNESOTA )  
COUNTY OF WRIGHT )  
VILLAGE OF CLEARWATER )

ss.

AFFIDAVIT

I, the undersigned, being duly qualified and acting clerk of the Village of Clearwater, Minnesota, do hereby certify that I have carefully compared the attached resolution with the original minute of a regular meeting of the Village of Clearwater held on the 2nd day of December, 1974, at 7:00 o'clock p.m., which is on file and of record in my office and the same is a full, true and complete transcript therefrom of AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE VILLAGE OF CLEARWATER TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE VILLAGE LIMITS.

WITNESS MY HAND AS SUCH CLERK AND THE OFFICIAL SEAL OF THE VILLAGE THIS 30<sup>th</sup> DAY OF July, 1975.

Geraldine Moorhouse  
Geraldine Moorhouse, Village Clerk

SEAL

EATON'S  
(CORRASABLE)

LAW OFFICES

**BRUNSVOLD & WEYLAND**

POST OFFICE BOX 591

15 NORTH EIGHTH AVENUE

ST. CLOUD, MINNESOTA 56301

BEN E. BRUNSVOLD  
JOHN L. WEYLAND

TELEPHONE  
(612) 253-6881

July 29, 1975

Mrs. Gerry Moorhouse  
Clearwater City Hall  
Clearwater, MN 55320

Dear Mrs. Moorhouse:

Enclosed are the originals and copies of the annexation Ordinance, Affidavit and Affidavit of Service by Mail. Please have the originals executed.

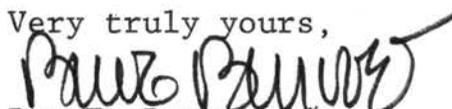
Also enclosed are letters to the Minnesota Municipal Commission, Secretary of State, and Wright County Auditor attached to copies of the Ordinance and Affidavit. The letters should be signed by you and the Affidavits dated and signed.

Also enclosed for your signature is a letter to the St. Cloud Times requesting publication of the Ordinance.

The letter to the Minnesota Municipal Commission should also have enclosed the copy of the land survey and your check for \$25.00.

If you have any questions please call my office.

Very truly yours,

  
Ben E. Brunsvold

BEB/pat  
Encs.



STATE OF MINNESOTA  
MUNICIPAL COMMISSION

304 Capitol Square Building  
10th & Cedar Streets  
St. Paul, Minnesota 55101  
July 16, 1975

Ms. Geraldine H. Moorhouse, Clerk  
City Hall  
Clearwater, Minnesota 55320

Re: Docket Number A-2628 Clearwater  
Smith Distributing Co., Inc. Annexation

Dear Sir:

The Minnesota Municipal Commission has had pending for over six months the above proposed annexation. We call to your attention that the following requirements we have checked must be met before the Commission may proceed with the filing of this annexation:

X Petition must be accompanied by a certification showing the petition was also filed with the affected township and county and the date filed.

X Send a map or plat showing the property in relationship to municipality or specifically \_\_\_\_\_

X Filing fee of \$1.00 per acre with a minimum of \$25 and a maximum of \$200.

\_\_\_\_\_ Please amend petition to include abutting roads and right of way and refile with all concerned governmental units.

\_\_\_\_\_ The property description does not agree with state records, if incorrect, amend petition and refile with all concerned.

X City Ordinance has not been received (Ordinance should be filed with County, Township, Minnesota Municipal Commission and Secretary of State).

MUNICIPAL COMMISSION

*[Signature]*  
Patricia D. Lundy  
Asst. Executive Secretary

PL/mg



STATE OF MINNESOTA  
MUNICIPAL COMMISSION

304 Capitol Square Building  
10th & Cedar Streets  
St. Paul, Minnesota 55101

Jan. 7, 1975

Ms. Geraldine H. Moorhouse, Clerk  
City Hall  
Clearwater, Minnesota 55320

Re: Docket Number A-2628 Clearwater  
Smith Distributing Co., Inc. Annexation

Dear Sir:

The Minnesota Municipal Commission has had pending for over six months the above proposed annexation. We call to your attention that the following requirements we have checked must be met before the Commission may proceed with the filing of this annexation:

- Petition must be accompanied by a certification showing the petition was also filed with the affected township and county and the date filed.
- Send a map or plat showing the property in relationship to municipality or specifically \_\_\_\_\_
- Filing fee of \$1.00 per acre with a minimum of \$25 and a maximum of \$200.
- \_\_\_\_\_ Please amend petition to include abutting roads and right of way and refile with all concerned governmental units.
- \_\_\_\_\_ The property description does not agree with state records, if incorrect, amend petition and refile with all concerned.
- \_\_\_\_\_
- City Ordinance has not been received (Ordinance should be filed with County, Township, Minnesota Municipal Commission and Secretary of State).

MUNICIPAL COMMISSION

  
Patricia D. Lundy  
Asst. Executive Secretary

PL/mg



LAW OFFICES

**BRUNSVOLD & WEYLAND**

POST OFFICE BOX 591

15 NORTH EIGHTH AVENUE

ST. CLOUD, MINNESOTA 56301

BEN E. BRUNSVOLD  
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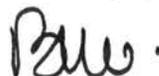
September 23, 1975

Mrs. Gerry Moorhouse  
Clearwater City Hall  
Clearwater, MN 55320

Dear Mrs. Moorhouse:

Enclosed herewith are an original and one copy of an Affidavit of Service by Mail pertaining to the annexation of land to the City of Clearwater. You can keep one of these in your file and mail the other fully executed Affidavit to the Municipal Commission. If you have any other questions, please call.

Very truly yours,



Ben E. Brunsvold

BEB/blf  
Enclosures



STATE OF MINNESOTA  
MUNICIPAL COMMISSION

304 Capitol Square Building  
10th & Cedar Streets  
St. Paul, Minnesota 55101

September 2, 1975

Ms. Geraldine H. Moorhouse, Clerk  
City Hall  
Clearwater, Minnesota 55320

Re: Clearwater Annexation A-2628  
Smith Distributing Company, Inc.

Dear Ms. Moorhouse:

It appears there has been some misunderstanding on what is required concerning the certification of filing.

Our office still requires an affidavit from you showing on what date a copy of the petition was filed with the township (we have affidavits showing the date of filing of the ordinance only).

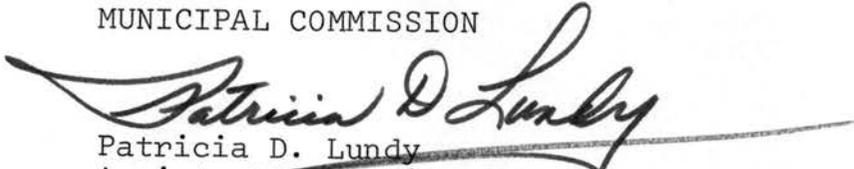
The law requires this certification so that our office knows the township has received the petition and has had 60 days to object to the annexation if they so desire.

Would you please therefore send a certification showing on what date the petition was filed with Clearwater township? If it was not filed with them, the Commission would accept a signed waiver stating they have no objections to the annexation (a copy of a suggested format is enclosed.)

Please contact me if you have any questions.

Sincerely yours,

MUNICIPAL COMMISSION

  
Patricia D. Lundy  
Assistant Executive Secretary

PDL/eas

Enclosure

c.c. Clearwater Township Clerk