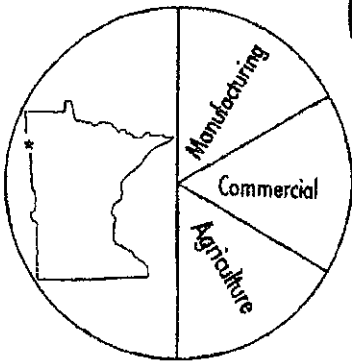


REC'D FEB 05 2008 643734

City of East Grand Forks

"Center of the Rich Red River Valley"

EAST GRAND FORKS, MINNESOTA 56721



January 24, 2008

RONALD I. GALSTAD
 City Attorney
 P.O. Box 386
 East Grand Forks, MN 56721
 Phone: 218-773-9729
 Fax: 218-773-8950

EXHIBIT A-1

Michelle M. Cote
 Polk County Recorder
 612 North Broadway, Suite 213
 P.O. Box 397
 Crookston, MN 56716-0397

RE: **City Ordinance No. 302 3rd Series**

Dear Michelle:

Enclosed please find a certified copy of City of East Grand Forks Ordinance No. 302 3rd Series annexing into the City a portion of the NE1/4 of the SE1/4 of Section 27, Township 152 North of Range 50 West of the 5th Principal Meridian in Grand Forks Township, Polk County, Minnesota more specifically described as follows:

31-123 The easterly 65 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th principal Meridian, Polk County, Minnesota, containing 1.97 acres or 85,955 square feet more or less.

I am also enclosing my firm's check in the amount of ~~646.00~~ \$46.00 recording fee.

A000643734

POLK COUNTY RECORDER
 POLK COUNTY, MINNESOTA

CERTIFIED, FILED, AND
 RECORDED ON

01/31/2008 09:00AM

PAGES: 7

REC FEES: \$46.00

MICHELLE M. COTE
 POLK COUNTY RECORDER

By *[Signature]* Deputy

Galstad # 10771 46-



2087

643734

MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

600 North Robert Street
Saint Paul, Minnesota 55101

Mailing Address:
P.O. Box 64620
St. Paul, Minnesota 55164-0620

Voice: (651) 361-7900
TTY: (651) 361-7878
Fax: (651) 361-7936

December 20, 2007

REC'D DEC 31 2007

Robert Brooks
City Administrator/Clerk
East Grand Forks City Hall
600 Demers Avenue N.W.
P.O. Box 373
East Grand Forks, MN 56721-0373

Docket Number: A-7579

City of East Grand Forks
M.S. 414.033, Subd. 2(3)
Ordinance No. 302

Dear Mr. Brooks:

On December 20, 2007, the Office of Administrative Hearings approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure. The annexation is final upon the date the ordinance is approved.

Pursuant to Minn. Stat. 414.036, reimbursement to the Town of Grand Forks is in accordance with the provision in the above-referenced ordinance.

The law requires that a copy of the annexation ordinance must be delivered immediately by the governing body of the municipality to the appropriate county auditor or auditors, and filed with the township. We recommend that you also file the annexation ordinance with the County Recorder. *This office will file a copy of the ordinance with the Secretary of State.* However, you must now complete the election precinct boundary change process in coordination with the Office of the Secretary of State.

3081 643734

Robert Brooks
December 20, 2007
Page Two

If you have any questions, please contact this office.

Sincerely,

Christine M. Scotillo

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

CMS:sjh

c: County Auditor
~~Township Clerk~~
✓ Ronald Galstad, City Attorney
State Demographer's Office
Secretary of State

4057

ORDINANCE NO.302 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING A PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP ONE HUNDRED FIFTY-TWO (152), NORTH OF RANGE FIFTY (50), WEST OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation is being passed and adopted pursuant to the provisions of Minnesota Statute § 414.033 subd. 2 clause 3.

Section 2. The City of East Grand Forks, Minnesota (hereinafter referred to the "City") was petitioned by the land owners Scott Wurden, Valerie Wurden, and Susan Wagner (hereinafter "Wurdens") along with Grand Forks Township by and through the Township Board of Commissioners, (hereinafter "Township")

Section 3. The land abuts the City of East Grand Forks and the area to be annexed is 60 acres or less and the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available.

Section 4. That the Notice requirement for the Public hearing of Minnesota Statute § 414.033 subd. 2b has been met or waived as all interested parties that were required to receive notice are the petitioners and the City of East Grand Forks. Further, the Public hearing required under Minnesota Statute § 414.033 subd. 2b has been held.

Section 5. That Minnesota Statute § 414.033 subd. 3 does not apply because it is appropriate for annexation under Minnesota Statute § 414.033 subd. 2, clause 3.

Section 6. That the area to be annexed is unplatted and unpopulated property.

5087 643734

Section 7. That the petitioners waived the 30 day notice required by Minnesota Statute § 414.033 subd. 13 that the cost of electric utility service to the Petitioners may change if the subject real property is annexed into the City.

Section 8. The City hereby annexes real property situated in the County of Polk, State of Minnesota, legally described as follows, to wit:

The easterly 65 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th principal Meridian, Polk County, Minnesota, containing 1.97 acres or 85,955 square feet more or less.

Section 9. Reimbursement of the property taxes to the Town shall be based on the property taxes collected by the Town in the last year it collected taxes on the annexed area, in a total amount equivalent to that payable under the former law, but adjusted to be paid in substantially equal payments over two to eight years in accordance with the 2006 amendments to Minn. Stat. §414.036.

Section 10. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein and there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

Section 11. The City Administrator/Clerk Treasurer is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, Grand Forks Township, Polk county Auditor, and the Minnesota Secretary of State.

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643734

Section 12. City Code Chapter 10 entitled Definitions and General Provisions Applicable to the Entire City Code Including Penalty for violation" is hereby adopted in its entirety, by reference, as repeated verbatim herein.

Section 13. This ordinance shall take effect and be in force from and after its passage and publication and be given number 302, 3rd series, and after its approval by the Minnesota Municipal Board.

VOTING AYE: Vetter, Grassel, Buckalew, Tweten, Gregoire, Gauder, & Leigh
VOTING NAY: None
ABSENT: None

The President declared the Ordinance passed.

ATTEST:

PASSED: August 21, 2007

[Signature]
Clerk-Treasurer/City Administrator

[Signature]
President of Council

I hereby approve the foregoing Ordinance this 21st day of August, 2007.

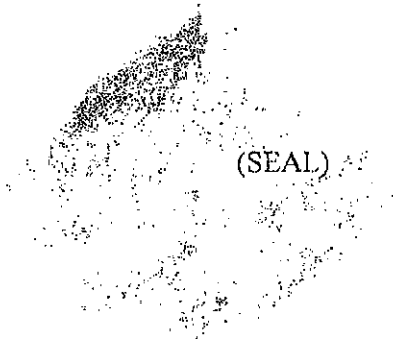
[Signature]
Mayor

7087

643734

STATE OF MINNESOTA)
)
COUNTY OF POLK) SS.
)
CITY OF EAST GRAND FORKS)

I hereby certify that the foregoing Ordinance No. 302 3rd Series is a true and correct copy of the Ordinance presented to and adopted by the City of East Grand Forks at a duly authorized meeting thereof held on the 21st day of August, 2007 as shown by the minutes of said meeting in my possession.

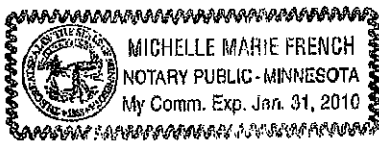


Jerry D. Skyberg

Jerry D. Skyberg
Interim City Administrator-Clerk-Treasurer
East Grand Forks, Minnesota

STATE OF MINNESOTA)
)
COUNTY OF POLK) SS
)
CITY OF EAST GRAND FORKS)

The foregoing instrument was acknowledged before me this 30th day of January, 2008, by Jerry D. Skyberg.



Michelle Marie French

Notary Public
My Commission Expires: Jan. 31, 2010

CITY OF EAST GRAND FORKS

ORDINANCE NO. 302

ORDINANCE NO. 302 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING A PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP ONE HUNDRED FIFTY-TWO (152), NORTH OF RANGE FIFTY (50), WEST OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS

Section 1. This annexation is being passed and adopted pursuant to the provisions of Minnesota Statute § 414.033 subd. 2 clause 3.

Section 2. The City of East Grand Forks, Minnesota (hereinafter referred to as the "City") was petitioned by the land owners Scott Wurdén, Valerie Wurdén, and Susan Wagner (hereinafter "Wurdéns") along with Grand Forks Township by and through the Township Board of Commissioners, (hereinafter "Township").

Section 3. The land abuts the City of East Grand Forks and the area to be annexed is 60 acres or less and the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available.

Section 4. That the Notice requirement for the Public hearing of Minnesota Statute § 414.033 subd. 2b has been met or waived as all interested parties that were required to receive notice are the petitioners and the City of East Grand Forks. Further, the Public hearing required under Minnesota Statute § 414.033 subd. 2b has been held.

Section 5. That Minnesota Statute § 414.033 subd. 3 does not apply because it is appropriate for annexation under Minnesota Statute § 414.033 subd. 2, clause 3.

Section 6. That the area to be annexed is unplatted and unpopulated property.

Section 7. That the petitioners waived the 30 day notice required by Minnesota Statute § 414.033 subd. 13 that the cost of electric utility service to the Petitioners may change if the subject real property is annexed into the City.

Section 8. The City hereby annexes real property situated in the County of Polk, State of Minnesota, legally described as follows, to wit:

The easterly 65 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th principal Meridian, Polk County, Minnesota, containing 1.97 acres or 85,955 square feet more or less.

Section 9. The City Administrator/Clerk-Treasurer is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, Grand Forks Township, Polk county Auditor, and the Minnesota Secretary of State.

Section 10. City Code Chapter 10 entitled "Definitions and General Provisions Applicable to the Entire City Code Including Penalty for violation" is hereby adopted in its entirety, by reference, as repeated verbatim herein.

Section 11. This ordinance shall take effect and be in force from and after its passage and publication and be given number 302 3rd series, and after its approval by the Minnesota Municipal Board.

Adopted this 21st day of August, 2007 and effective on August 29, 2007.

Robert L. Brooks
City Administrator/Clerk-Treasurer
City of East Grand Forks, Minnesota
(August 29, 2007)

STATE OF MINNESOTA
County of Polk

Affidavit of Publication

ollin Bergman, being duly sworn on oath says that he is the publisher of the newspaper known as THE EXPONENT, and has full knowledge of the facts which are stated below:

) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute § 331A.02, 331A.07, and other applicable laws as amended.

) The printed notice which is attached was cut from the columns of the newspaper, and was printed and published on August 29, 2007. Below is a copy of the lower case alphabet from A to Z, both including and excluding which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice

abcdefghijklmnopqrstuvwxyz

Missy Thompson
Manager

scribed and sworn to before me on this
day of August, 2007.

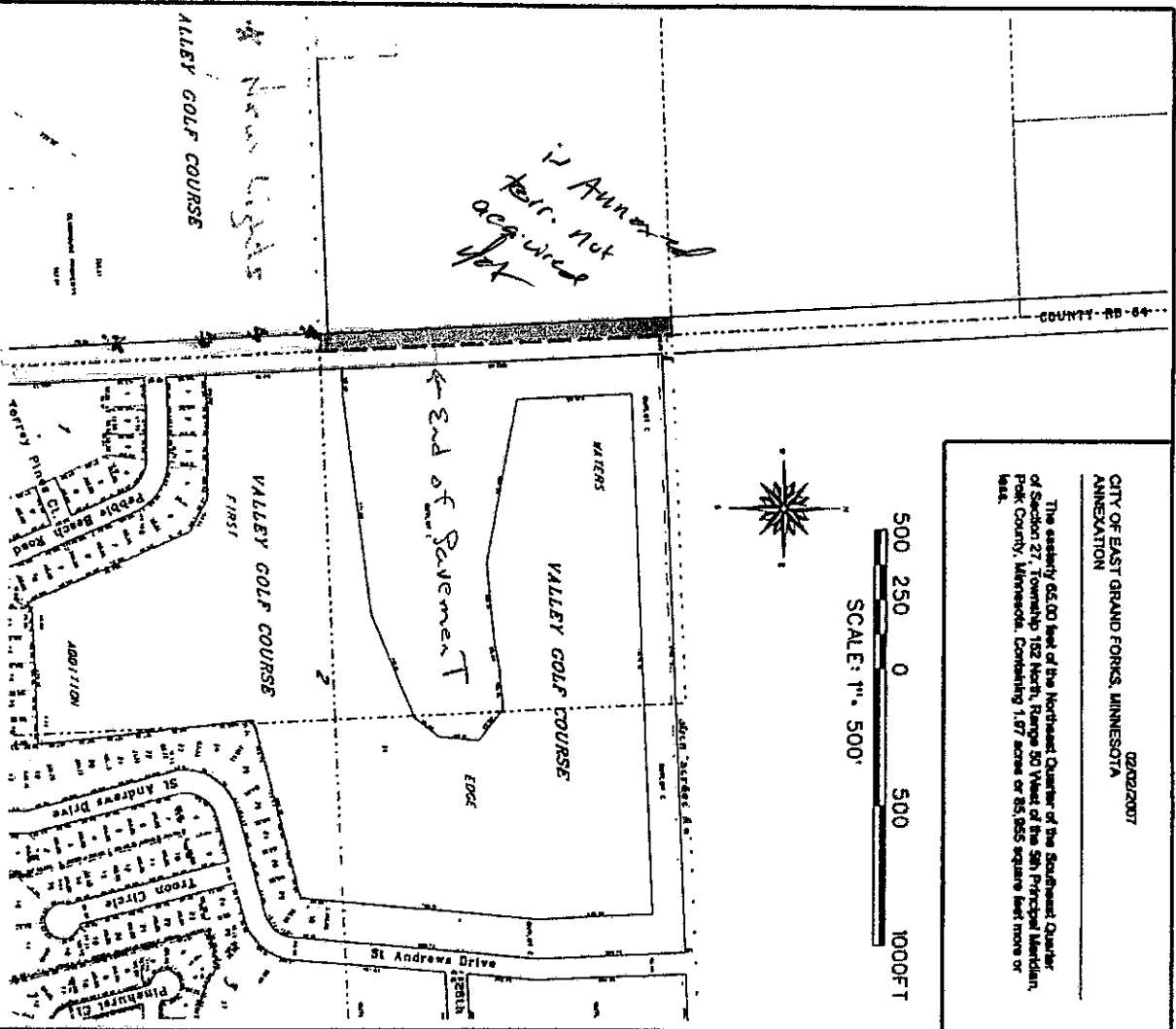
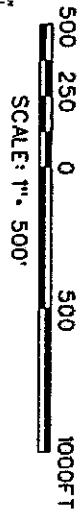
otary Public:

JULIE MILDRED NORDINE BERGMAN
NOTARY PUBLIC-MINNESOTA
My Commission Expires JAN. 31, 2010

Regular Rates:
Classified Rate \$19.00
Display Rates \$6.00
Legal rate \$8.99
Discounted city rates for legal printing:
City Legal Rate \$6.47
City Legal Rate Proceedings \$2.75

02/02/2007
 CITY OF EAST GRAND FORKS, MINNESOTA
 ANNEXATION

The easterly 65.00 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 102 North, Range 50 West of the 5th Principal Meridian, Polk County, Minnesota. Containing 1.87 acres or 85,985 square feet more or less.



DRAWN BY: MJA

DATE: 3/2/2007

DGN: 07_0700x_cr-64.dgn

MODEL NAME: 07_0700x.dwg

PROJECT:

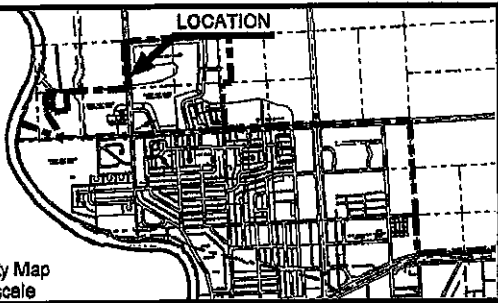
2007 Annexation
 East Grand Forks, Minnesota
 County Road 64 (River Road)

SHEET:

1 of 1

PATH: N:\ECP\p\opoad-estdite\07_0700x_cr-64.dgn





**CITY OF EAST GRAND FORKS, MINNESOTA
WATER & LIGHT DEPARTMENT
SERVICE TERRITORY ACQUISITION**

The easterly 65.00 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th Principal Meridian, Polk County, Minnesota. Containing 1.97 acres or 85,955 square feet more or less.

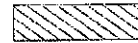


Scale in Feet



LEGEND

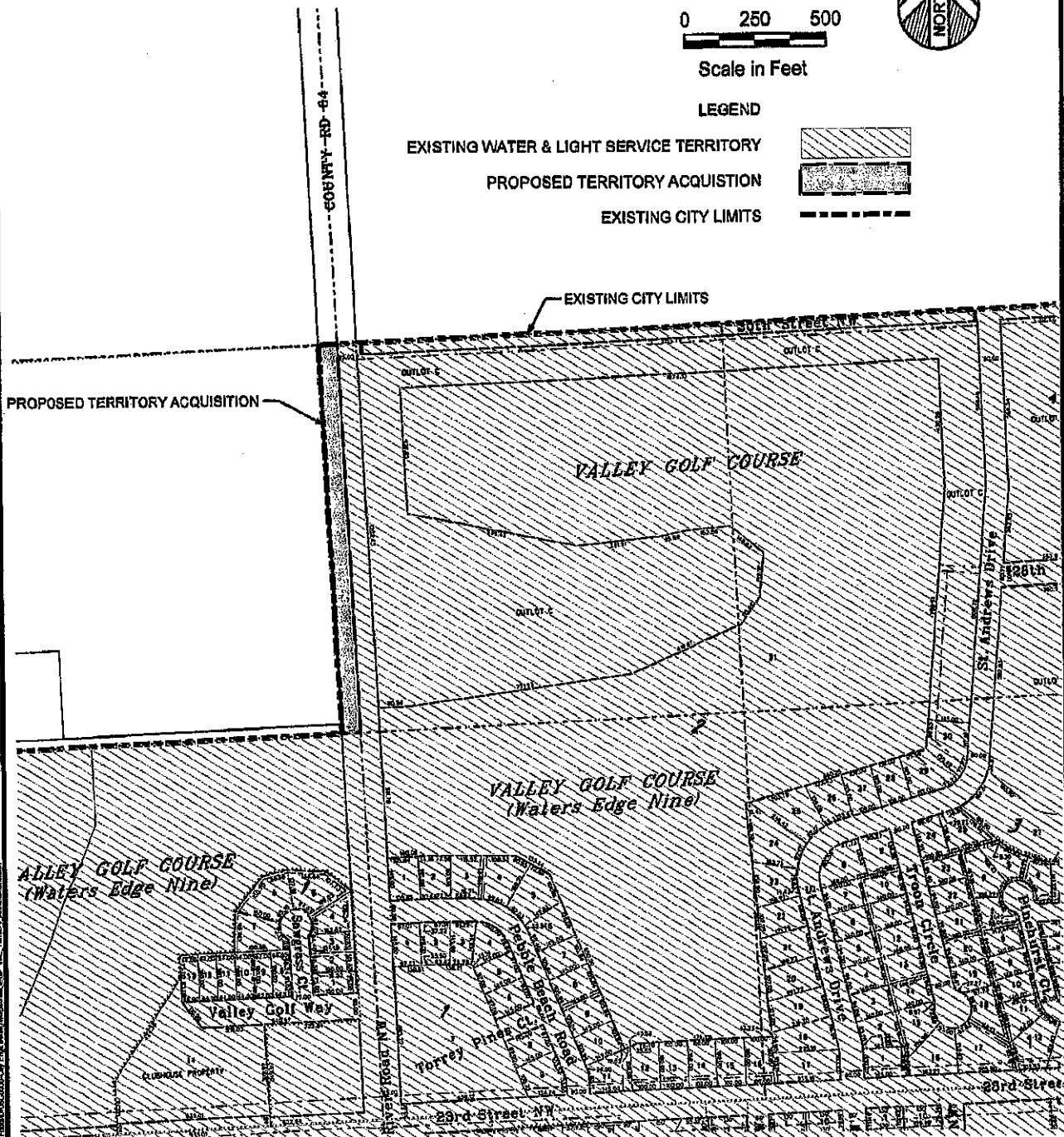
EXISTING WATER & LIGHT SERVICE TERRITORY



PROPOSED TERRITORY ACQUISITION



EXISTING CITY LIMITS



ALLEY GOLF COURSE
(Waters Edge Nine)

VALLEY GOLF COURSE
(Waters Edge Nine)

VALLEY GOLF COURSE



WIDSETH SMITH NOLTING
Engineering | Architecture | Surveying | Environmental

DATE: 01/16/17
SCALE: As Shown
DRAWN BY: MBA
CHECKED BY:
JOB NUMBER: 0700g0000.000

Service Territory Acquisition
East Grand Forks, Minnesota
Water & Light Department
Acquisition Map - Ord. # 302 3rd Series

SHEET NO.: OR302.3
SHEET 1 OF 1

(EXHIBIT A-2)

9 PAGES TOTAL

**SPECIAL ASSESSMENT PROPERTY TAX AGREEMENT BETWEEN THE CITY OF
EAST GRAND FORKS AND GRAND FORKS TOWNSHIP, MINNESOTA**

IN THE MATTER OF ANNEXATION OF LAND FROM GRAND FORKS TOWNSHIP TO
THE CITY OF EAST GRAND FORKS, MINNESOTA PURSUANT TO MINNESOTA
STATUTES § 414.033, SUBD. 2(3)

WHEREAS, Johnson Farms a North Dakota partnership petitioned the City requesting that the City join in the request to annex property located in Grand Forks Township into the City of East Grand Forks. Johnson Farms was approached by a developer to build multi-family housing units to accommodate the Northland Community and Technical College student population.

WHEREAS, the real property situated in Grand Forks Township, County of Polk, State of Minnesota, is legally described as follows:

Southeast Quarter of the Southeast Quarter (SE1/4SE1/4), Section Twenty-six (26), Township One Hundred Fifty-two (152) North, Range Fifty (50) West of the Fifth Principal Meridian, Polk County, Minnesota containing approximately 40 acres.

WHEREAS, the City Council determined that it was in the best interest of the City to annex the parcel into the City so that it can have access to all City utilities and services for the multi-family housing development;

WHEREAS, the notice and public hearing requirements of Minnesota Statute § 414.033 subd. 2b were provided to the Grand Forks Township and a public hearing was held on June 16, 2015;

WHEREAS, Grand Forks Township did not object to the proposed annexation;

WHEREAS, the City annexed the property into the city by ordinance pursuant to Minnesota Statute § 414.033 subd. 2(3);

WHEREAS, it is a requirement of Minnesota Statute § 414.036 that the City enter into an agreement to reimburse to the Township to annex taxable property;

WHEREAS, the City must provide reimbursement for all or part of the taxable property and shall pay the Township in substantially equal payments as property tax reimbursement over not less than two nor more than eight years from the time of annexation.

WHEREAS, the property taxes due to the Township for the entire Quarter section that contains the 40 acre parcel that was annexed is \$407.30 per year;

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:

The City of East Grand Forks shall pay to Grand Forks Township as reimbursement of real estate property taxes the amount of \$407.30 per year for a total of \$814.60. Payment will be made by March 1 in each calendar year 2016 and 2017 for full, final and complete reimbursement of the City's obligation as set forth in Minn.Stat. § 414.036.

DATED 12-15-15

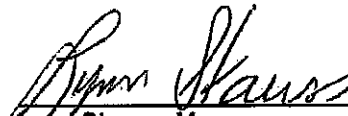
DATED 12-17-15

GRAND FORKS TOWNSHIP


CITY OF EAST GRAND FORKS



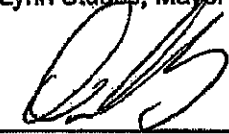
Greg Stocker, Chairman



Lynni Stauss, Mayor



David Thompson, Clerk



David Murphy, City Administrator

ORDINANCE NO. 15 4th SERIES – AMENDED - CORRECTED

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4SE1/4), SECTION TWENTY-SIX (26), TOWNSHIP ONE HUNDRED FIFTY-TWO (152) NORTH, RANGE FIFTY (50) WEST OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation is being passed and adopted pursuant to the provisions of Minnesota Statute § 414.033 subd. 2 clause 3.

Section 2. Johnson Farms a North Dakota partnership petitioned the City requesting the City join in the request to annex the above described property into the City of East Grand Forks. Johnson Farms made said request as it has been approached by a developer that wants to build Multi-family housing units to accommodate the Northland Community and Technical College student population.

Section 3. The land abuts the City of East Grand Forks, is urban or suburban in character and is owned by the City and Johnson Farms.

Section 4. That the City Council has determined that it is the best interest of the City that said parcel is to be annexed into the City so that it can have access to all City utilities and services to the area for the multi-family housing development

Section 5. That the notice and public hearing requirements of Minnesota Statute § 414.033 subd. 2b have been provided and a public hearing was held on August 18, 2015.

Section 6. That Minnesota Statute § 414.033 subd. 3, does not control because it is appropriate for annexation under Minnesota Statute § 414.033 subd. 2, clause 3.

Section 7. That the area to be annexed is unplatted and unpopulated property.

Section 8. That electric utility service notice of Minnesota Statute § 414.033 subd. 13, is not applicable as there are no electrical services presently provided in the proposed area.

Section 9. The City hereby annexes the real property situated in the County of Polk, State of Minnesota, legally described as follows, to wit:

Southeast Quarter of the Southeast Quarter (SE1/4SE1/4), Section Twenty-six (26), Township One Hundred Fifty-two (152) North, Range Fifty (50) West of the Fifth Principal Meridian, Polk County, Minnesota containing approximately 40 acres.

Section 10. That said land is not in the floodplain or shoreland area.

Section 11. The City Administrator/Clerk Treasurer is hereby directed to file certified copies of this ordinance with the Chief Administrative law Judge, Municipal Boundary Adjustments Division of the state Office of Administrative Hearings (Minnesota Municipal Board), Grand Forks Township, Polk County Auditor, and the Minnesota Secretary of State. A copy of the annexation ordinance must be delivered immediately to the Polk County auditor upon approval of the chief administrative law judge.

Section 12. City Code Chapter 10 entitled Definitions and General Provisions Applicable to the Entire City Code Including Penalty for violation" is hereby adopted in its entirety, by reference, as repeated verbatim herein.

Section 13. This ordinance shall take effect and be in force from and after its passage and publication and be given number 15 4th Series, and after its approval by the Minnesota Municipal Board.

Voting Aye:

Voting Nay:

Absent:

The President declared the Ordinance passed.

ATTEST:

PASSED: April 19, 2016

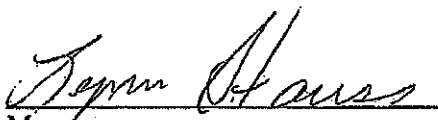


Clerk-Administrator

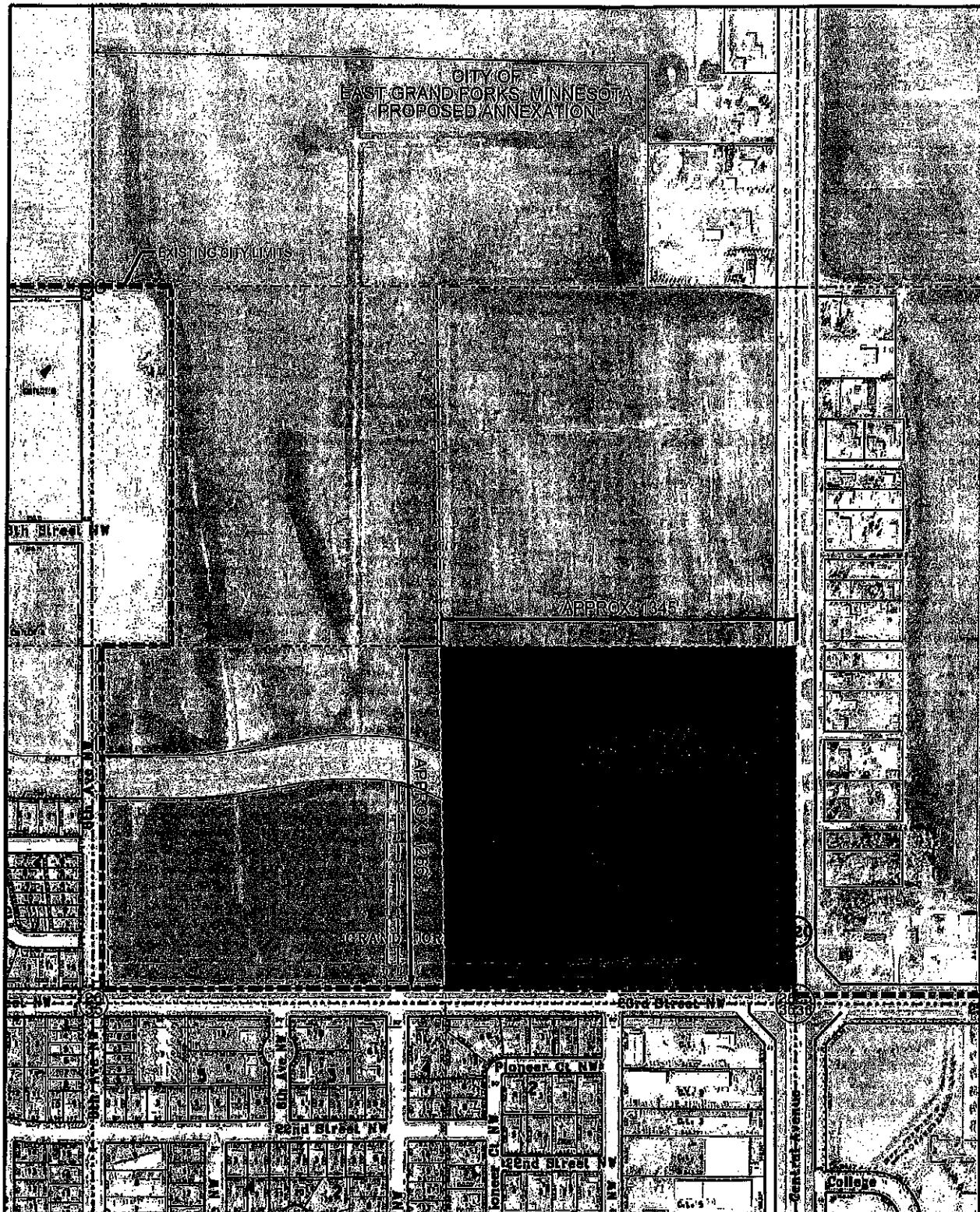


President of Council

I hereby approve the foregoing Ordinance this 19th day of April, 2016.



Mayor



0 250 500

Scale In Feet

SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER,
SECTION 26, TOWNSHIP 152 NORTH, RANGE 50 WEST
OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY,
MINNESOTA CONTAINING APPROXIMATELY 38.8 ACRES.



A000702943

**OFFICE OF THE COUNTY RECORDER
POLK COUNTY, MINNESOTA
CERTIFIED, FILED, AND
RECORDED ON**

6/2/2016 1:31:36 PM

PAGES: 3

REC FEES: 46.00

**MICHELLE M COTE
POLK COUNTY RECORDER**

BY ALK Dep

WELL CERTIFICATE RECEIVED _____

TRANSFER ENTERED THIS 2nd
DAY OF June, 2016
Roberta Johnson
Polk County

ORDINANCE NO. 15 4TH SERIES - AMENDED - CORRECTED

This page was added by the Polk County Recorder for recording purposes and is now a permanent part of the recorded document.

Galstad Law - cash \$46.00

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
East Grand Forks from Grand Forks
Township (MBAU Docket A-7998)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On April 19, 2016, the City of East Grand Forks (City) adopted Ordinance Number 15, 4th Series (Ordinance) annexing certain real property (Property) owned by Johnson Farms and the City legally described as follows:

Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section Twenty-six (26), Township One Hundred Fifty-two (152) North, Range Fifty (50) West of the Fifth Principal Meridian, Polk County, Minnesota containing approximately 40 acres.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to agreement by the City and Grand Forks Township (Township), and as allowed by Minn. Stat. § 414.036 (2014), the City will reimburse the Township \$407.30 in 2016 and 2017 as stated in the Special Assessment Property Tax Agreement signed by the City on December 17, 2015, and the Township on December 15, 2015.

Dated: May 12, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Minn. Stat. § 414.033, subd. 7 requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Polk County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at star.holman@state.mn.us or 651-361-7909.