

Certified, Filed and or Recorded on  
MAY 16, 2007 AT 12:52PM

Signed: CK  
MARILYN J NOVAK G V I  
BENTON COUNTY MINNESOTA  
MARILYN J NOVAK  
COUNTY RECORDER

**BENTON COUNTY ORDINANCE NO. 411**

WHEREAS, the Benton County Department of Development instituted proceedings to amend the Benton County Ordinance 185; and,

WHEREAS, on May 1<sup>st</sup> and May 2<sup>nd</sup>, 2007, Notice of Public Hearing and intent to amend Benton County Ordinance was published in the official newspapers of the county; and,

WHEREAS, on April 24, 2007, the Benton County Planning Commission recommended approval of the proposed ordinance; and,

WHEREAS, on May 15, 2007, the Benton County Board of Commissioners held a public hearing and approved the proposed ordinance amendment; and,

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS: that Sections of the Benton County Ordinance 185 be amended as follows:

Amend the paragraph below in Section 10.6 Administrative Land Splits to read as follows:

A. Mortgages

Subdivision for the purpose of securing a mortgage may be allowed provided that a Deed Restriction accompanies the mortgage stating that both tracts (mortgage and residual) are restricted so that neither tract can be conveyed separately unless platted. The lots shall be considered as a single lot for zoning purposes. A survey of the lots shall not be required.

Amend Section 10.14.2 Certifications i-j to read as follows:

(i) Document Number \_\_\_\_\_

I hereby certify this instrument was filed in the office of the Benton County Recorder for record on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_ .M.

Signed \_\_\_\_\_  
County Recorder, Benton County, MN

(j) If property being platted is in the Torrens Systems, use the following:

Document Number \_\_\_\_\_

I hereby certify this instrument was filed in the office of the Registrar of Titles for record on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

Signed \_\_\_\_\_  
Registrar of Titles, Benton County, MN

This ordinance shall be effective upon publication.

Approved and adopted by the Benton County Board of Commissioners this 15<sup>th</sup> day of May in the year of 2007.

*Richard J. Soyka*  
\_\_\_\_\_  
Richard J. Soyka, Chair  
Benton County Board of Commissioners

ATTEST:

*Montgomery Headley*  
\_\_\_\_\_  
Montgomery Headley  
Benton County Administrator