

PETITION FOR ANNEXATION

TO THE HONORABLE MEMBERS OF THE STILLWATER CITY COUNCIL:

1. The undersigned Petitioner,

Gilbert J. Benson, a single person
1002 Pine Tree Trail
Stillwater, Minnesota 55082

is the owner of land in Stillwater Township legally-described on Exhibit "A" attached hereto and made a part hereof by this reference.

2. The Petitioner's land is adjoining and contains, collectively, 1.58 acres, more or less.

3. The Petitioner brings this Petition for the reason that the annexation of his said lands to the City of Stillwater is in the best interest of those lands because:

- (a) Fifty percent (50%) of the said land is bordered by the City of Stillwater and fifty percent (50%) of the said land is surrounded by the Town of Stillwater.
- (b) The abutting lands in the City of Stillwater are developed for residential purposes and the City is providing to both those abutting lands and the Petitioner's said lands (such municipal services include sanitary sewer and municipal water service) to both those abutting lands and Petitioner's said land.
- (c) Petitioner's said lands are subject to deferred assessment for said services.
- (d) The availability of such municipal services will permit the highest and best use of Petitioner's lands consistent with regional and local land use planning - namely, urban density residential use with all necessary and desirable municipal services.

4. The Petitioner's property proposed for annexation is, now,

urban in character.

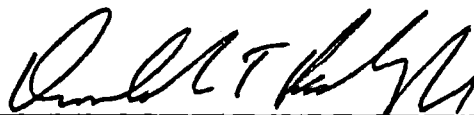
5. The Town of Stillwater can continue to carry on the function of government without undue hardships as a result of the proposed annexation.

WHEREFORE, Petitioner respectfully requests that the City Council of the City of Stillwater adopt an ordinance, under the provisions of Section 414.033, Subdivision 5 of the Minnesota Statutes finding and determining that the Petitioner's said lands are now urban in character and annexing the said lands to the City of Stillwater.

Dated this 7th day of April, 1986.



Gilbert J. Benson



Donald T. Raleigh (89621), for
LAWSON, RALEIGH & MARSHALL, P.A.
Attorneys for Petitioner
3880 Laverne Avenue North
Lake Elmo, Minnesota 55042

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EXHIBIT "A"

LEGAL DESCRIPTION OF GILBERT J. BENSON PROPERTY

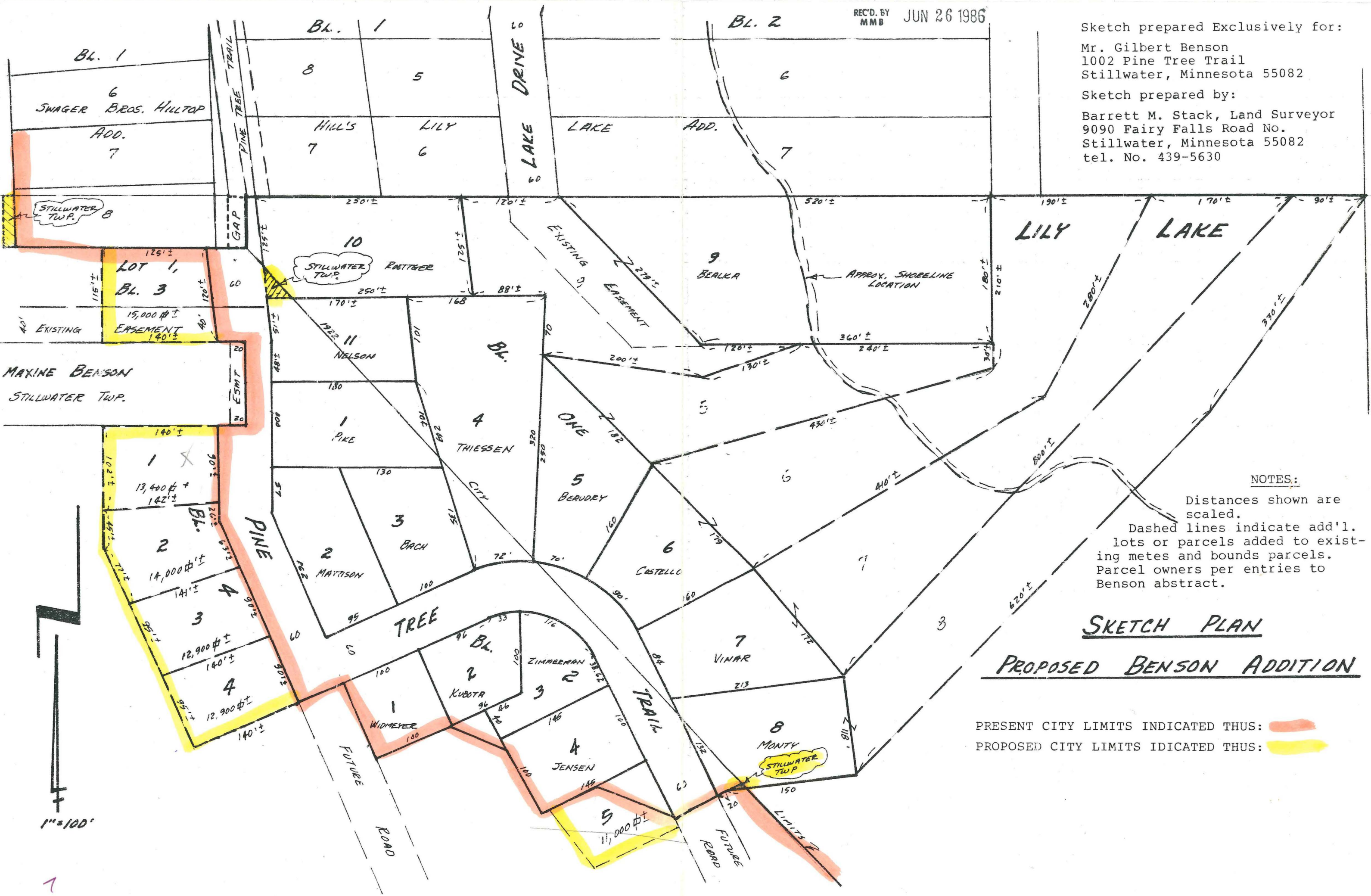
All that part of the Northeast Quarter of Section Thirty-two (32), Township Thirty (30) North, Range Twenty (20) West, Washington County, Minnesota, lying southerly southwesterly and westerly of the City limits of the City of Stillwater, as established by District Court Decree dated January 19, 1922, a certified copy of which, together with attached blue print showing said City limits, is on file and of record in Book 93 of Deeds, Page 574, Washington County Records Office, more particularly described as follows, to-wit:

Commencing at the northeast corner of said Northeast Quarter, thence South 01 degree 13 minutes 23 seconds East, assumed bearing, along the easterly line thereof 561.66 feet; thence North 89 degrees 22 minutes 01 seconds West, parallel with the northerly line of said Northeast Quarter 1665.40 feet; thence South 01 degree 13 minutes 23 seconds East, parallel with said easterly line 61.8 feet to a point on said City limits line as established by said District Court Decree and to the point of beginning of the parcel being described; thence North 89 degrees 22 minutes 01 seconds West, parallel with said northerly line 168.82 feet; thence South 00 degrees 37 minutes 00 seconds West 360.16 feet; thence South 22 degrees 21 minutes 56 seconds East 262.58 feet; thence North 67 degrees 38 minutes 04 seconds East 200.00 feet; thence South 22 degrees 21 minutes 56 seconds East 100.00 feet; thence North 67 degrees 38 minutes 04 seconds East 149.86 feet; thence South 25 degrees 36 minutes 56 seconds East 140.00 feet; thence North 64 degrees 23 minutes 04 seconds East 145.00 feet; thence South 25 degrees 36 minutes 56 seconds East 111.38 feet; thence North 64 degrees 23 minutes 04 seconds East 60.00 feet; thence North 25 degrees 36 minutes 56 seconds West 33.90 feet; thence North 64 degrees 23 minutes 04 seconds East 20.00 feet; thence North 83 degrees 55 minutes 24 seconds East 11.52 feet, more or less, to the southwesterly line of said City limits as established by District Court Decree; thence northwesterly along said line to the point of beginning.

Excepting therefrom all that part thereof as described in Book 253 of Deeds, Page 137, as the same is on file and of record in the said Office of the County Recorder, also excepting therefrom all that part thereof heretofore annexed to said City of Stillwater by Ordinance number 391, Ordinance number 422 and Ordinance number 545, as the same are on file at the Stillwater City Hall, Stillwater, Minnesota.

Sketch prepared Exclusively for:
Mr. Gilbert Benson
1002 Pine Tree Trail
Stillwater, Minnesota 55082

Sketch prepared by:
Barrett M. Stack, Land Surveyor
9090 Fairy Falls Road No.
Stillwater, Minnesota 55082
tel. No. 439-5630



NOTES:

Distances shown are scaled.
Dashed lines indicate add'l. lots or parcels added to existing metes and bounds parcels. Parcel owners per entries to Benson abstract.

SKETCH PLAN

PROPOSED BENSON ADDITION

PRESENT CITY LIMITS INDICATED THUS:
PROPOSED CITY LIMITS INDICATED THUS: