PETITION FOR ANNEXATION

TO THE CITY COUNCIL OF THE CITY OF BROWNTON McLEOD COUNTY, MINNESOTA:

The undersigned, the fee owner of the territory described below, hereby requests a Petition that the said land be annexed to the City of Brownton and the City of Brownton boundaries be extended to include the same, and for that purpose, respectfully state as follows:

1.

That the territory to be annexed consists entirely of unplatted lands of approximately <u>90.6</u> acres in any area lying exclusively in Sumter Township, McLeod County, Minnesota, described as follows, to-wit:

See attached Exhibit "A"

That said lands abut the West boundary line of the present corporate limits of the City of Brownton (See attached Exhibit "B").

11.

Sumter Township is entitled to notice of these proceedings pursuant to Minnesota Statute Section 414.033.

III.

The reason for this request for annexation is that said property is urban in character and will require municipal services to be provided by the City of Brownton, to-wit: water and sanitary sewer and other services which this request for annexation will permit.

The undersigned acknowledges that prior to the city adopting the ordinance annexing said property, the owner be required to enter into a Development Agreement acceptable to both parties with respect to all issues regarding the development of the property, including the installation of streets, utilities, zoning, subdivisions, and all related matters including the payment for all costs associated therewith.

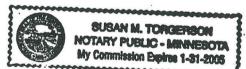
IV.

Dated this / s day of September , 2000.

James M. Kelley, as trustee, under a Trust Agreement dated May 1, 2000, Great River West Trust

STATE OF MINNESOTA **COUNTY OF McLEOD**

On this day of September, 2000, before me, a notary public within and for said County, personally appeared James M. Kelley, as trustee, under a Trust Agreement dated May 1, 2000, Great River West Trust, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed,



THIS INSTRUMENT DRAFTED BY: THEIS & LONG, P.A. 703 East 11th Street Glencoe, MN 55336

Exhibit "A"

Legal Description

Tract I.

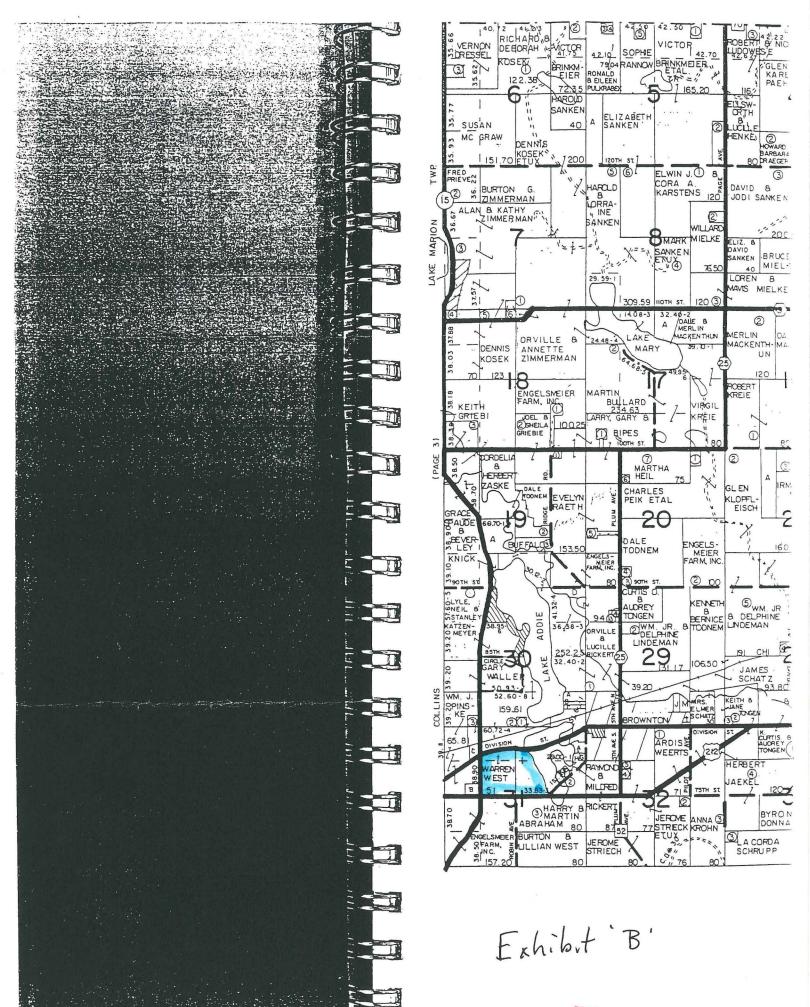
Lot 3, Section 31; and that part of Lot 4, Section 31, described as follow: Commencing at a point on the South line of said Lot 4, 80 rods East of the Southwest corner of said Lot 4, thence East on the South line of said Lot 4 to the Meander Line of Lake Addie, thence Northwesterly along the Meander Line of Lake Addie to the South line of Trunk Highway #212 as now located over and across said Lot 4, thence Westerly and Southerly along said Trunk Highway to a point directly North of point of beginning, thence South to point of beginning, all in Township 115 North, Range 29 West, also described as follows: Beginning at a point which is the center point in Section 31, thence East to the Meander Line of Lake Addie; thence in a Northerly direction on the meandered line of Lake Addie to U.S. Highway #212; thence in a Southwesterly direction along said highway to a point directly North of the point of beginning; thence South to the point of beginning all in Township 115 North of Range 29 West.

PID #13-031-1300

Tract II.

The Southeast Quarter of the Northwest Quarter; Also all that part of Government Lot 4, described as follows, to-wit: Beginning at the Southwest corner of said Government Lot 4; thence East 80 rods; thence North to the center of Old U.S. Highway No. 212; thence in a Southwesterly direction to a point on the West line of said Government Lot 4; which said point is due North of the point of beginning; and thence Southerly along the West line of said Government Lot 4; to the point of beginning, being all that part of U.S. Government Lot 4 lying and being South of the center line of Minnesota Trunk Highway No. 212 (meaning thereby Old Trunk Highway No. 212 a concrete paved highway crossing the said Government Lot 4 in an easterly and westerly direction) and lying West of the North and South center line of Section 31, all the above described parcels being in Section 31, Township 115 North of Range 29 West EXCEPT That part of the Southeast Quarter of the Northwest Quarter and Government Lot 4, both in Section 31, Township 115 North, Range 29 West, shown as Parcel 207 on Minnesota Department of Transportation Right of Way Plat Number 43-9 as the same is on file and of record in the office of the County Recorder in and for McLeod County, Minnesota, containing 0.71 acre, more or less.

PID # 13-031-2100



MAY 3 1 2001