

***IN THE MATTER OF THE PETITION OF CHS INC. FOR
ANNEXATION TO THE CITY OF HERMAN, MINNESOTA
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 5***

PETITIONER FOR ANNEXATION

TO: Council of the City of Herman, Minnesota

AND

Office of Administrative Hearings
Municipal Boundary Adjustments
300 Centennial Office Building
658 Cedar Street
St. Paul, MN 55155

PETITIONER STATES:

1. The Petitioner, CHS Inc., a Minnesota Corporation, has commenced this action pursuant to and in compliance with Minnesota Statutes 414.033, Subd. 5.
2. It is hereby requested by CHS Inc., the sole property owner of the area proposed for annexation, to annex certain property described herein lying in the Township of Logan to the City of Herman, County of Grant, Minnesota. The area proposed for annexation is real property in Grant County, Minnesota, described as follows:

That part of the East Half (E½) of the Northeast Quarter (NE¼) of Section Fourteen (14), Township One Hundred Twenty-seven (127) North, Range Forty-four (44) West of the Fifth Principal Meridian for Minnesota, except railroad right-of-way, described as follows: Commencing at the east quarter corner of said Section Fourteen (14); thence North 00 degrees 00 minutes 00 seconds East, a distance of 905.30 feet to the point of beginning of the tract to be described; thence continuing North 00 degrees 00 minutes 00 seconds East a distance of 1008.29 feet to a point on the southwesterly right of way of the Great Northern Railroad main line; thence North 31 degrees 41 minutes 14 seconds West, along said southwesterly right of way, a distance of 891.91 feet to a point on the north line of the Northeast Quarter (NE¼) of said Section; thence North 89 degrees 43 minutes 37 seconds West, along said north line, a distance of 852.66 feet to the northwest corner of the East Half of the Northeast Quarter (E½NE¼) of said Section; thence South 00 degrees 15 minutes 04 seconds East,

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along the west line of said East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), a distance of 1794.00 feet; thence North 89 degrees 00 minutes 37 seconds East a distance of 1313.49 feet to the point of beginning. Said tract contains 49.74 acres more or less and is subject to easements of record,

together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: Covenants, conditions, restrictions, declarations, and easements of record, if any; and building, zoning and subdivision laws and regulations.

3. There is one property owner in the area proposed for annexation, which is the Petitioner herein.

4. A duly authorized agent and representative of the property owner, a Minnesota Corporation, has signed this Petition.

5. Said property is unincorporated, abuts on the city's north and west boundaries, and is not included within any other municipality.

6. The area of land proposed for annexation is 49.74 unplatted acres.

7. The reason for requested annexation is so that appropriate city services including infrastructure and perhaps future sewer and water service can be extended to the parcel. Without annexation, Petitioner does not believe that adequate infrastructure, including routine upkeep thereof, would be available to this parcel for its intended use.

8. The area proposed for annexation will be zoned commercial.

9. The Petitioner waives any notice concerning Minnesota Statute 414.033, Subd. 13, regarding utility services and costs.

10. All of the area proposed for annexation is or is about to become urban or suburban in character.

11. The area to be annexed is not included in any other boundary adjustment proceeding pending before the Office of Administrative Hearings-Municipal Boundary Adjustments.

12. The area proposed for annexation is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325.


WHEREFORE, PETITIONER REQUESTS that pursuant to Minnesota Statutes 414.033, the property described herein by annexed to and included within the City of Herman, Minnesota.

Dated: June 26, 2007

REC'D BY
AMR

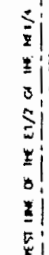
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CHS Inc.


By: John McEnroe, Senior Vice President

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Kratochwill & Anderson, P.A.
18 East Division, P.O. Box 1014
Elbow Lake, MN 56531-1014
Tele. 218.685.5353
Fax: 218.685.5258

Part of the West Half of the Northwest Quarter of Section 13
and part of the East Half of the Northeast Quarter of Section 14,
Township 127 North, Range 44 West, Grant County, Minnesota



4-11-07
Date

