

RECD BY
MMB

SEP 25 2007



OFFICE OF COUNTY RECORDER
Sibley County, Minnesota

I hereby certify that this document was filed in this office on 8/29/2007 at 10:00:00 AM and was duly recorded as document number A-210992
KATHY DIETZ - County Recorder, by _____ Deputy.

Well Certificate: Received Not Required

Abstr. - yes no

Fees:

REC'G PROCESS COMPLIANCE	\$11.00
RECORDER TECHNOLOGY FUND	10.00
STATE TREASURY GENERAL	10.50
GENERAL ABSTRACT	14.50
Total	\$46.00

Received from/return to:
HENDERSON CITY OF
600 MAIN STREET
PO BOX 433
HENDERSON, MN 56044

ORDINANCE NO. 219

A-210992

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF
HENDERSON TO INCLUDE CERTAIN LAND NOT EXCEEDING 60 ACRES IN AN
AREA ABUTTING UPON THE CITY LIMITS

WHEREAS, effective August 8, 2007 the area described as *all that part of the Northeast Quarter of the Southwest Quarter of Section 11, Township 112 North, Range 26 West, Sibley County, Minnesota described as follows:*

X Commencing at the southeast corner of the Northeast Quarter of the Southwest Quarter of said Section 11; thence North 00 degrees 25 minutes 01 seconds East (assumed bearing), on the east line of the Southwest Quarter of said Section 11, a distance of 742.72 feet; thence North 89 degrees 00 minutes 00 seconds West, 297.60 feet, thence South 26 degrees 55 minutes 52 seconds West, 403.22 feet; thence South 28 degrees 22 minutes 17 seconds East, 476.86 feet to a point on the south line of the Northeast Quarter of the Southwest Quarter of said section 11; thence South 88 degrees 53 minutes 03 seconds East, on said south line, a distance of 307.88 feet to the point of beginning

currently owned by Steve and Glenna Fries; no part of which is included within the limits of an incorporated city, village, or borough is currently; and

WHEREAS, Subdivision 2, clause 3 of Section 414.033., Annexation by ordinance, of Minnesota State Statutes provides for a municipality to annex such property if it meets this condition.

NOW THEREFORE THE CITY COUNCIL OF HENDERSON, MINNESOTA does hereby ordain that:

Section 1. The City Council hereby determines (1) that the annexation will be in the best interests of the City and the area to be annexed; (2) that the property described herein abuts the City limits and is about to become urban or suburban in character; and (3) that none of said property is now included within the limits of any city, village, or borough.


Section 2. The corporate limits of the City of Henderson are hereby extended to include the area to be annexed described as the east 7.2 acres of land in Section 11, Range 26 of Henderson Township (112), Sibley County which is currently owned by Steve and Glenna Fries as shown on the attached plat, the same is hereby annexed to and included within the City of Henderson as if it had originally been a part thereof.

Section 3. The City Clerk-Administrator is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Boundary Adjustments group of the Department of Administration, Henderson Township, the Secretary of State, and the Sibley County Auditor.

Section 4. This Ordinance shall take effect 30 days after its passage, publication and filing of certified copies as directed in Section 3 above and approval by the Municipal Boundary Adjustments group of the Department of Administration.


Adopted by the City Council of Henderson, Minnesota this 8thth day of August 2007.

A-210992



Keith Swenson, Mayor

SEAL:

Attest:


Lon R. Berberich, City Clerk-Administrator

REC'D BY
MMB

NOV 19 2007

ANNEXATION AGREEMENT

THIS AGREEMENT entered into this 7th day of November, 2007 between the City of Henderson, a municipal corporation under the laws of the State of Minnesota ("CITY") and Henderson Township, a political subdivision of Sibley County, Minnesota ("TOWNSHIP")

WHEREAS, an Annexation Petition by Steve and Glenna Fries to annex approximately 7.2 acres located in Henderson Township, Sibley County Minnesota, which property is legally described as follows:

Description attached as Exhibit A

was considered and approved by the Henderson City Council on August 8, 2007; and

WHEREAS, after proper notice to Henderson Township, the Henderson Town Board, through its chairman, Marvin Petzel, consented to the annexation upon the payment of \$200.00 as and for reimbursement for loss of property tax revenue to Henderson Township resulting from the annexation; and

WHEREAS, the City of Henderson and Henderson Township desire to execute this agreement to memorialize their Agreement as to the annexation of the described property

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The parties hereby acknowledge that they are aware of the provisions of Minnesota Statute Section 414.036 addressing reimbursement of loss of property tax and special assessment revenue. The parties represent that they have agreed on a one time payment of \$200.00 for this reimbursement for loss of revenue and acknowledge that this Agreement is intentionally formatted in a manner different from the reimbursement schedule outline is said Minnesota Statute.
2. Henderson Township acknowledges receipt of the \$200.00 called for in this agreement. Henderson Township represents that there were no special assessments pending or outstanding on the subject property at the time of annexation.

IN WITNESS WHEREOF, the parties have hereunto signed this agreement this 7th day of November, 2007.

CITY OF HENDERSON

BY: Keith Swenson
Keith Swenson, Mayor

Lon R. Berberich
Lon R. Berberich

HENDERSON TOWNSHIP

REC'D BY NOV 19 2007
M M 3

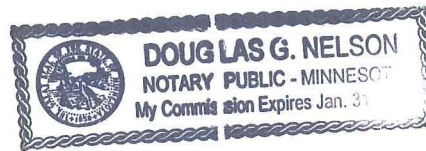
BY: Marvin Petzel
Marvin Petzel, Chairman

Rita Schultz
Rita Schultz, Clerk

STATE OF MINNESOTA)
COUNTY OF SIBLEY) SS.

The foregoing was acknowledged before me this 7th day of November, 2007, by Keith Swenson and Lon R. Berberich, the Mayor and City Administrator, respectively, of the City of Henderson, a municipal corporation under the laws of Minnesota, on behalf of the corporation.

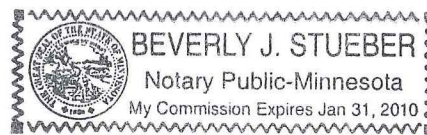
Doug Nelson
Notary Public



STATE OF MINNESOTA)
COUNTY OF SIBLEY) SS.

The foregoing was acknowledged before me this 7th day of November, 2007, by Marvin Petzel and Rita Schultz, the Chairman and Clerk, respectively, of Henderson Township, Sibley County, Minnesota., a political subdivision of Sibley County, Minnesota on behalf of the Township.

Beverly J. Stueber
Notary Public



This Instrument Drafted By:
Nelson & Jones, Ltd.
P.O. Box 65
Henderson, MN 56044
Phone 507-248-3245
ID # 77707

REC'D BY
MMB

NOV 19 2007

EXHIBIT "A"

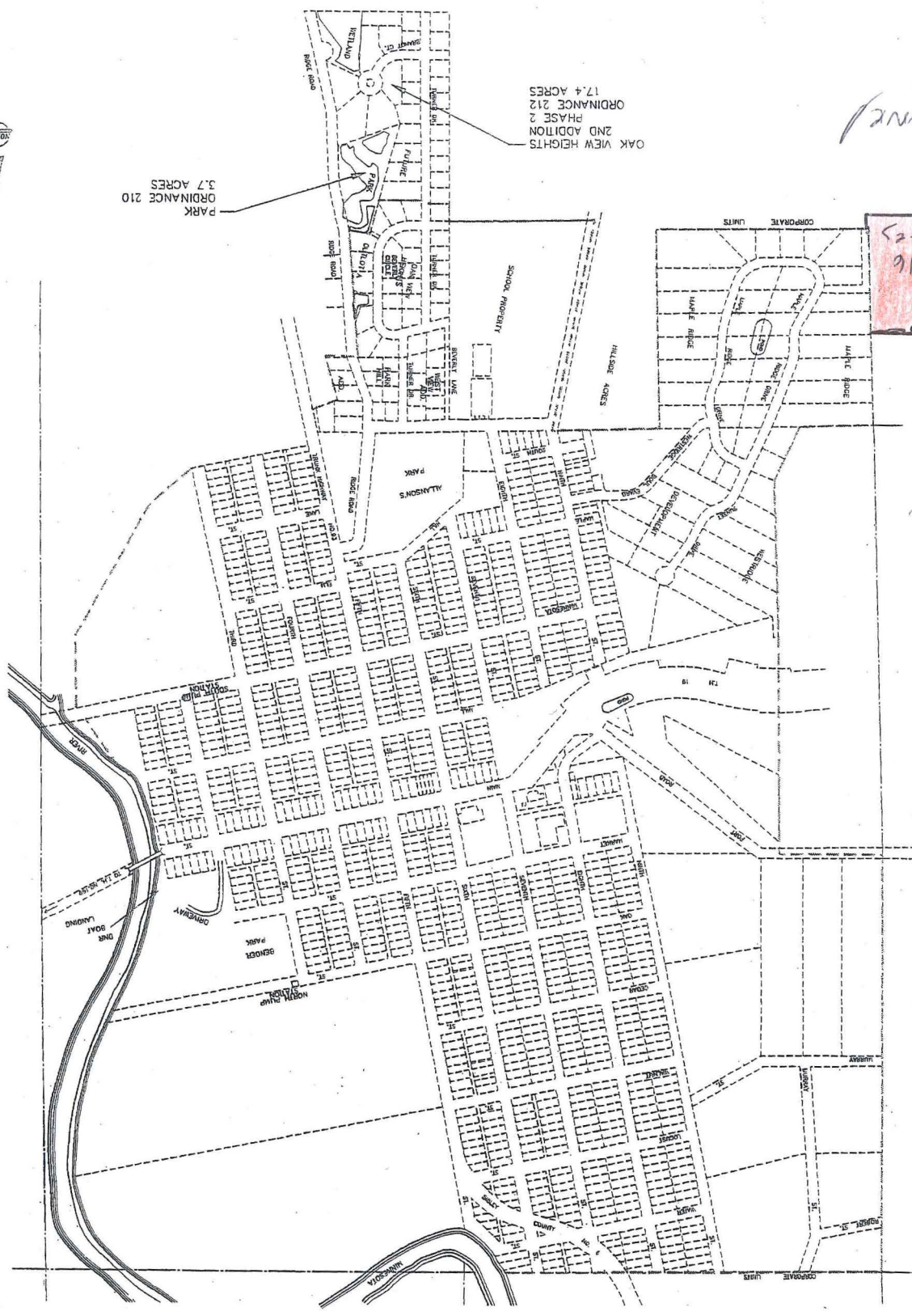
All that part of the Northeast Quarter of the Southwest Quarter of Section 11, Township 112 North, Range 26 West, Sibley County, Minnesota described as follows:

Commencing at the southeast corner of the Northeast Quarter of the Southwest Quarter of said Section 11; thence North 00 degrees 25 minutes 01 seconds East (assumed bearing), on the east line of the Southwest Quarter of said Section 11, a distance of 742.72 feet; thence North 89 degrees 00 minutes 00 seconds West, 297.60 feet, thence South 26 degrees 55 minutes 52 seconds West, 403.22 feet; thence South 28 degrees 22 minutes 17 seconds East 476.86 feet to a point on the south line of the Northeast Quarter of the Southwest Quarter of said Section 11; thence South 88 degrees 53 minutes 03 seconds East, on said south line, a distance of 307.88 feet to the point of beginning.



1110 Blue Creek Dr. • Suite 2100 • Minneapolis, MN 55433
 Phone: (612) 922-6972
 Fax: (612) 922-1153
 www.ci.henderson.mn.us
 Henderson, MN
 Hennepin, MN
 Hennepin, MN

Information on this map is primarily derived from the 2005 City of Henderson GIS. Please refer to the legend for more information.



to be zone R-3



New Annex 219

Ordinance

SIBLEY COUNTY, MINNESOTA

CITY OF HENDERSON

OFFICIAL CITY MAP

REC'D BY MMB SEP 25 2007

PROPOSED LEGAL DESCRIPTION:

All that part of the Northeast Quarter of the Southwest Quarter of Section 11, Township 112 North, Range 26 West, Sibley County, Minnesota described as follows:

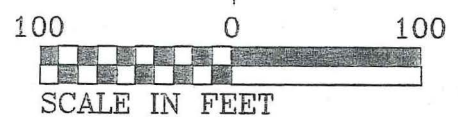
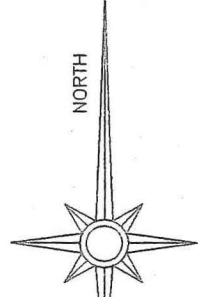
Commencing at the southeast corner of the Northeast Quarter of the Southwest Quarter of said Section 11; thence North 00 degrees 25 minutes 01 seconds East, (assumed bearing), on the east line of the Southwest Quarter of said Section 11, a distance of 742.72 feet; thence North 89 degrees 00 minutes 00 seconds West, 297.60 feet; thence South 36 degrees 55 minutes 52 seconds West, 403.22 feet; thence South 28 degrees 22 minutes 17 seconds East, 476.86 feet to a point on the south line of the Northeast Quarter of the Southwest Quarter of said Section 11; thence South 88 degrees 53 minutes 03 seconds East, on said south line, a distance of 307.88 feet to the point of beginning.

Said parcel contains 7.16 acres of land being subject to and together with any and all easements of record.

REC'D BY
M M P SEP 25 2007

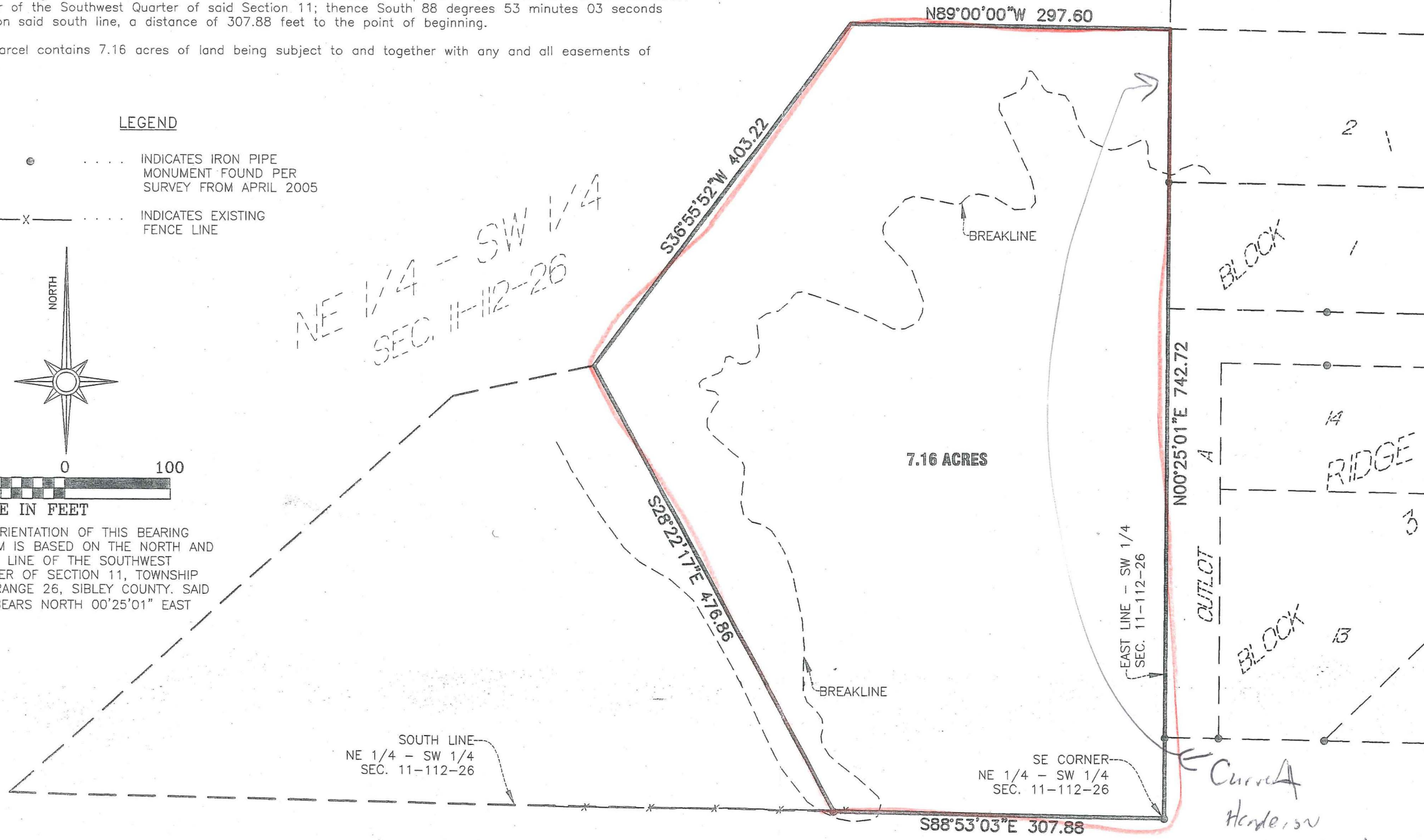
LEGEND

- INDICATES IRON PIPE MONUMENT FOUND PER SURVEY FROM APRIL 2005
- x — INDICATES EXISTING FENCE LINE



THE ORIENTATION OF THIS BEARING SYSTEM IS BASED ON THE NORTH AND SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 112, RANGE 26, SIBLEY COUNTY. SAID LINE BEARS NORTH 00'25'01" EAST

NE 1/4 - SW 1/4
SEC. 11-112-26



SOUTH LINE
NE 1/4 - SW 1/4
SEC. 11-112-26

SE CORNER
NE 1/4 - SW 1/4
SEC. 11-112-26

MAPLE

BLOCK

RIDGE

OUTLOT

BLOCK

N00°25'01"E 742.72

N89°00'00"W 297.60

S36°55'52"W 403.22

S28°22'17"E 476.86

7.16 ACRES

BREAKLINE

BREAKLINE

EAST LINE - SW 1/4
SEC. 11-112-26

Current
Henderson
city limits

SKETCH OF DESCRIPTION

All that part of the Northeast Quarter of the Southwest Quarter of Section 11, Township 112 North, Range 26 West, Sibley County, Minnesota

PROJ. NO. 07-10824
CLIENT: Steve Fries
32600 Stephens Point
Henderson, MN 56044
CAD FILE: 10824 Survey
DRAWN BY: JW
FIELD BOOK

I&S Engineers & Architects, Inc.

One firm - start to finish
Offices in Mankato and Faribault, Minnesota
Mankato: 507-387-6651
Faribault: 507-331-1500
Web: www.is-ea.com



Structural Civil Mechanical
Electrical Natural Resources Land Surveying
Interior Design Landscape Architecture

I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

DANIEL L. STUEBER

DATE 9/25/07 LICENSE NO. 43110