

MAR 21 1974

JOINT RESOLUTION OF THE TOWNSHIP OF LAKE MARSHALL
AND THE TOWNSHIP OF FAIRVIEW AND THE CITY OF MAR-
SHALL DESIGNATING AN UNINCORPORATED AREA AS IN
NEED OF ORDERLY ANNEXATION AND CONFERRING JURIS-
DICTION OVER SAID AREA TO AND UPON THE MINNESOTA
MUNICIPAL COMMISSION

OA-104
Marshall

WHEREAS, Certain property now located within the Township of Lake Marshall and the Township of Fairview is in need of orderly annexation to the City of Marshall pursuant to the provisions of M.S.A., Chapter 414, as amended; and

WHEREAS, The property is shown on the plat attached hereto, marked Exhibit "A" and made a part hereof, and situate in the County of Lyon, State of Minnesota, and described as follows, to-wit:

That part of the NW $\frac{1}{4}$ of Section 5, T111N, R41W, lying W'ly of the West right-of-way line of the Redwood River Diversion Channel.

That part of the SW $\frac{1}{4}$ of Section 5, T111N, R41W, lying between the West right-of-way line of the Redwood River Diversion Channel, except the W'ly 664 feet thereof.

That part of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 6, T111N, R41W, described as follows: Commencing at a point approximately 1,440 feet East of the center of said Section 6; thence E'ly to the East line of said Section 6; thence N'ly on the East line of said Section 6 approximately 2,180 feet; thence South-westerly to the point of beginning.

The N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 7, T111N, R41W.

The N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, T111N, R41W.

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, T111N, R41W, except that part lying West of the following described line: Commencing at the intersection of the North line of the above-described property and the center of the Redwood River; thence upstream on the center of the Redwood River to a point of intersection with the South line of said S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, T111N, R41W.

The E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 7, T111N, R41W.

That part of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 8, T111N, R41W, lying North and West of the Redwood River Diversion Channel right-of-way and South of the North right-of-way line of the Burlington-Northern Railroad.

That portion of the SW $\frac{1}{4}$ of Section 8, T111N, R41W, described as follows: Commencing at the intersection of the South right-of-way line of Country Club Drive with the North-South Quarter line of said Section 8; thence South to the SE corner of said SW $\frac{1}{4}$ of said Section 8; thence West to the SW corner of said SW $\frac{1}{4}$ of Section 8; thence North to the intersection with the NW'ly line of Country Club Drive; thence NE'ly to the South corner of Lot 1, Block 5, Westwood Acres; thence at right angles across Country Club Drive to the South right-of-way line;

thence, NE'ly on the South right-of-way line from Country Club Drive to the point of beginning.

The S½ of the SE¼ of Section 8, T111N, R41W.

That part of the NW¼ of the SE¼ of Section 8, T111N, R41W, described as follows: Commencing at the intersection of the South right-of-way line of Country Club Drive and the North-South Quarter line of Section 8; thence NE'ly on the said South right-of-way line approximately 291.7 feet; thence South approximately 148.1 feet; thence East approximately 726 feet to the West right-of-way line of Cheryl Avenue; thence South on the said West right-of-way line to the South line of said NW¼ of the SE¼ of Section 8; thence West to the North-South Quarter line of said Section 8; thence North to the point of beginning.

The N½ of the NW¼ of Section 17, T111N, R41W.

The N½ of the NE¼ of Section 17, T111N, R41W.

The NE¼ of the NE¼ of Section 18, T111N, R41W.

That part of the E½ of the NW¼ of Section 9, T111N, R41W, described as follows: Commencing at the center of said Section 9; thence North to a point 33 feet East of the Southeast corner of Lot 2, Block 7, Viking Addition; thence West 811.3 feet to the Southwest corner of Lot 2, Block 4, Viking Addition; thence South 1,171 feet; thence West 135 feet; thence South 48 feet; thence West 390 feet; thence South to the East-West Quarter line; thence East to the point of beginning.

The E½ of the SW¼ of Section 9, T111N, R41W.

The SW¼ of the SW¼ of Section 9, T111N, R41W.

The NE¼ of the SE¼ of Section 9, T111N, R41W, lying S'ly of the NW'ly Right-of-Way Line of Trunk Highway No. 23 and E'ly of the SW'ly Right-of-Way Line of the Chicago & Northwestern Railroad.

That part of the SE¼ of the NE¼ of Section 9, T111N, R41W, described as follows: Commencing at a point of intersection of the East-West Quarter line of said Section 9 and the W'ly right-of-way line of the Chicago & Northwestern Railroad; thence Northwesterly along the Westerly right-of-way line of said railroad 339 feet; thence at right angles 192 feet; thence Southerly 126 feet; thence E'ly 345 feet to the point of beginning.

That part of the NW¼ of the SW¼ of Section 9, T111N, R41W, described as follows: Commencing at a point 33 feet East of the Southeast corner of Lot 8, Block 6, Nielsen's 7th Addition; thence West to the Southeast corner of Lot 7, Block 5, Nielsen's 7th Addition; thence South along the East line of Freedom Park 656 feet; thence West along the South line of Freedom Park 592 feet; thence South to the South line of said NW¼ of the SW¼ of Section 9; thence East to the Southeast corner of said NW¼ of the SW¼ of Section 9; thence North to the point of beginning.

The N½ of the NW¼ of Section 16, T111N, R41W.

The N½ of the NE¼ of Section 16, T111N, R41W.

The N½ of the NW¼ of Section 15, T111N, R41W.

The SW¼ of Section 10, T111N, R41W.

The E½ of the NW¼ of Section 10, T111N, R41W.

The N½ of the NE¼ of Section 10, T111N, R41W.

That part of the W½ of the NW¼ of Section 10, T111N, R41W, described as follows: Commencing at the SW corner of said NW¼ of Section 10; thence N'ly to the NW'ly right-of-way line of Trunk Highway No. 23; thence NE'ly to the SW'ly right-of-way line of Trunk Highway No. 59; thence NW'ly on the SW'ly right-of-way line of Trunk Highway No. 59 to the West line of said Section 10; thence Northerly on the West line of said Section 10 to the SW corner of Lot 1, Block 6, Neuse Addition; thence E'ly to the SE corner of Lot 1, Block 3, Neuse Addition; thence N'ly to a point 51 feet North to the NE corner of Lot 1, Block 1, Neuse Addition; thence W'ly to a point 125 feet East of the West line of said Section 10; thence North 100 feet; thence West 125 feet to the West line of said Section 10; thence North to the Northwest corner of said Section 10; thence E'ly to the East line of the W½ of the NW¼ of said Section 10; thence S'ly to the East-West Quarter line of said Section 10; thence W'ly to the point of beginning.

The E½ of the SW¼ of the SW¼ of Section 3, T111N, R41W.

The SE¼ of the SW¼ of Section 3, T111N, R41W.

The S½ of the SE¼ of Section 3, T111N, R41W.

The NW¼ of the SW¼ of Section 2, T111N, R41W; except the North 580.8 feet thereof.

The NE¼ of the SW¼ of Section 2, T111N, R41W.

The SW¼ of the SW¼ of Section 2, T111N, R41W.

The S½ of the NW¼ of Section 2, T111N, R41W, except the East 325.0 feet of the West 1598.35 feet of the S'ly 754.61 feet.

The NW¼ of the NW¼ of Section 2, T111N, R41W.

The W½ of the SW¼ of Section 35, T112N, R41W.

The SE¼ of Section 34, T112N, R41W, lying North of County Ditch No. 62 as now located.

That part of the SW¼ of Section 34, T112N, R41W, lying W'ly of the E'ly right-of-way line of Country Road No. 67.

The North 440 feet of the South 525 feet of the West 433 feet of the SW¼ of Section 34, T112N, R41W.

The NE¼ of Section 33, T112N, R41W, lying E'ly of the W'ly right-of-way line of North Seventh Street. (Township Road)

The SE¼ of Section 33, T112N, R41W, except a parcel of land 3.18 acres in area presently in use as a Natural Gas facility and located at the intersection of North Fourth Street and Bruce Street; and except the West 1050 feet, more or less, lying South of the North right-of-way line of the Redwood River Diversion Channel and West of the original Redwood River Natural Channel.

That part of the SW¼ of Section 33, T112N, R41W, lying North of the North right-of-way line of the Redwood River Diversion Channel and East of the E'ly right-of-way line of the Burlington-Northern Railroad.

The North 330.0 feet of the NW¼ of the NW¼ of Section 33, T112N, R41W.

The South 475 feet of the North 1077 feet of the West 565.3 feet and the South 240 feet of the North 1317 feet of the West 300 feet of the NW $\frac{1}{4}$ of Section 33, T112N, R41W.

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, T112N, R41W.

The SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29, T112N, R41W.

The E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 32, T112N, R41W.

That part of the SE $\frac{1}{4}$ of Section 32, T112N, R41W, lying North of the North right-of-way line of the Redwood River Diversion Channel.

That part of the SW $\frac{1}{4}$ of Section 32, T112N, R41W, lying North and West of the NW'ly right-of-way line of the Redwood River Diversion Channel.

NOW, THEREFORE, BE IT RESOLVED, That upon adoption of this joint resolution by the Town Board of the Township of Lake Marshall and the Town Board of the Township of Fairview and the Common Council of the City of Marshall (1) jurisdiction to order annexations within the above-described area be and the same is hereby conferred upon the Minnesota Municipal Commission and (2) said parties to this resolution hereby agree to review the described area as in need of orderly annexation at the expiration of five years from the execution of this resolution.

PASSED AND ADOPTED by the Town Board of the Township of Lake Marshall this 4th day of March, 1974.

TOWNSHIP OF LAKE MARSHALL

By Francis DeMay
Its Chairman
By Emil E Doon
Its Clerk

PASSED AND ADOPTED by the Town Board of the Township of Fairview this 4th day of March, 1974.

TOWNSHIP OF FAIRVIEW

By Norman T. Carlow
Its Chairman
By Donald Unkhardt
Its Clerk

PASSED AND ADOPTED by the Common Council of the City of Marshall this 4th day of March, 1974.

CITY OF MARSHALL

By W. DeMay
Its Mayor
By Joseph M. Sells
Its City Administrator

BE IT FURTHER RESOLVED, That, in order for the City of Marshall more effectively to exercise planning and zoning authority within the area designated as in need of orderly annexation, (1) The County of Lyon agrees to exclude the designated area from its zoning ordinances; (2) The City of Marshall agrees to extend its planning and zoning regulations to include the entire orderly annexation area as provided in M.S.A. 462.357 Subd. 1, and M.S.A. 414.068; and (3) The Lyon County Board of Commissioners agrees to recommend the appointment of two non-Marshall residents of Lyon County, one from the Township of Lake Marshall, and one from the Township of Fairview, to serve on the Marshall Planning Commission, with full voting rights, when planning and zoning applications are received and reviewed from the area designated as in need of orderly annexation.

PASSED AND ADOPTED by the Board of Commissioners of Lyon County this 5th day of March, 1974.

COUNTY OF LYON

By Chas. R. R. R. R.
Chairman of its Board of County
Commissioners

By Walter B. R. R. R.
Its Auditor

PASSED AND ADOPTED by the Common Council of the City of Marshall this 4th day of March, 1974.

CITY OF MARSHALL

By W. R. R. R.
Its Mayor

By Joseph M. R. R.
Its City Administrator

ATTEST:

W. R. R. R.
City Clerk