

RESOLUTION NO. 2004- 04

**JOINT RESOLUTION
OF
THE CITY OF FREEPORT AND THE TOWNSHIP OF OAK
REGARDING THE ORDERLY ANNEXATION
OF
PROPERTY FROM THE TOWN INTO THE CITY**

WHEREAS, the Town of Oak ("Township") and the City of Freeport ("City") enter into this Resolution in the spirit of joint cooperation; and

WHEREAS, the real property consisting of approximately 28.41 acres and legally described in the attached **Exhibit A** ("Property") is located in the Township and is adjacent and contiguous to the current border of the City; and

WHEREAS, because of the Property's nature and quality, close proximity and contiguity with the City, and potential to be impacted by future growth, development, and urban expansion, the owners of the Property will benefit from, and enhance the City by, being members of, and participating in, the City; and

WHEREAS, the Township and the City agree that it is desirable that the Property be located within the City's municipal limits and that annexation by joint resolution is in the best interest of all parties involved,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FREEPORT AND THE BOARD OF SUPERVISORS OF THE TOWN OF OAK THAT:


1. The Property as described in the attached **Exhibit A** is designated as being in need of orderly annexation under and pursuant to the provisions of Minnesota Statutes Chapter 414.0325, as amended. Pursuant to Minnesota Statutes Chapter 414, jurisdiction is hereby conferred to approve this agreement and annex the Property pursuant to this agreement.
2. The Township and the City mutually agree that no alteration of the boundaries of the orderly annexation area is necessary or appropriate.
3. The City and Township mutually agree that the Property should be immediately annexed to the City upon approval of this Resolution by both the City and the Township. No consideration of this Joint Resolution or the conditions of annexation

by Minnesota Planning, Minnesota Boundary Adjustments is necessary. The Board (Minnesota Planning) may review and comment, but shall, within 30 days, order the annexation of the Property in accordance with the terms of this Resolution.

- 4. The Town and the City mutually agree that the reason for designating the Property for orderly annexation is that it has been found desirable, because of its nature and quality, as well as its close proximity to the City, that the owners of the Property should be afforded the opportunity to participate politically as members of the City, representing their own interests, which otherwise would not be considered in the course of the City's growth, development, and urban expansion.

Adopted by the Supervisors of the Town of Oak this 12th day of JULY, 2004.

Town of Oak



 Chair

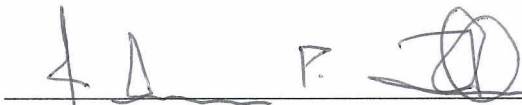
ATTEST:



 Town Clerk

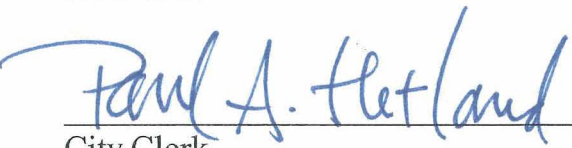
Adopted by the Council of the City of Freeport this 14 day of JULY, 2004.

City of Freeport



 Mayor

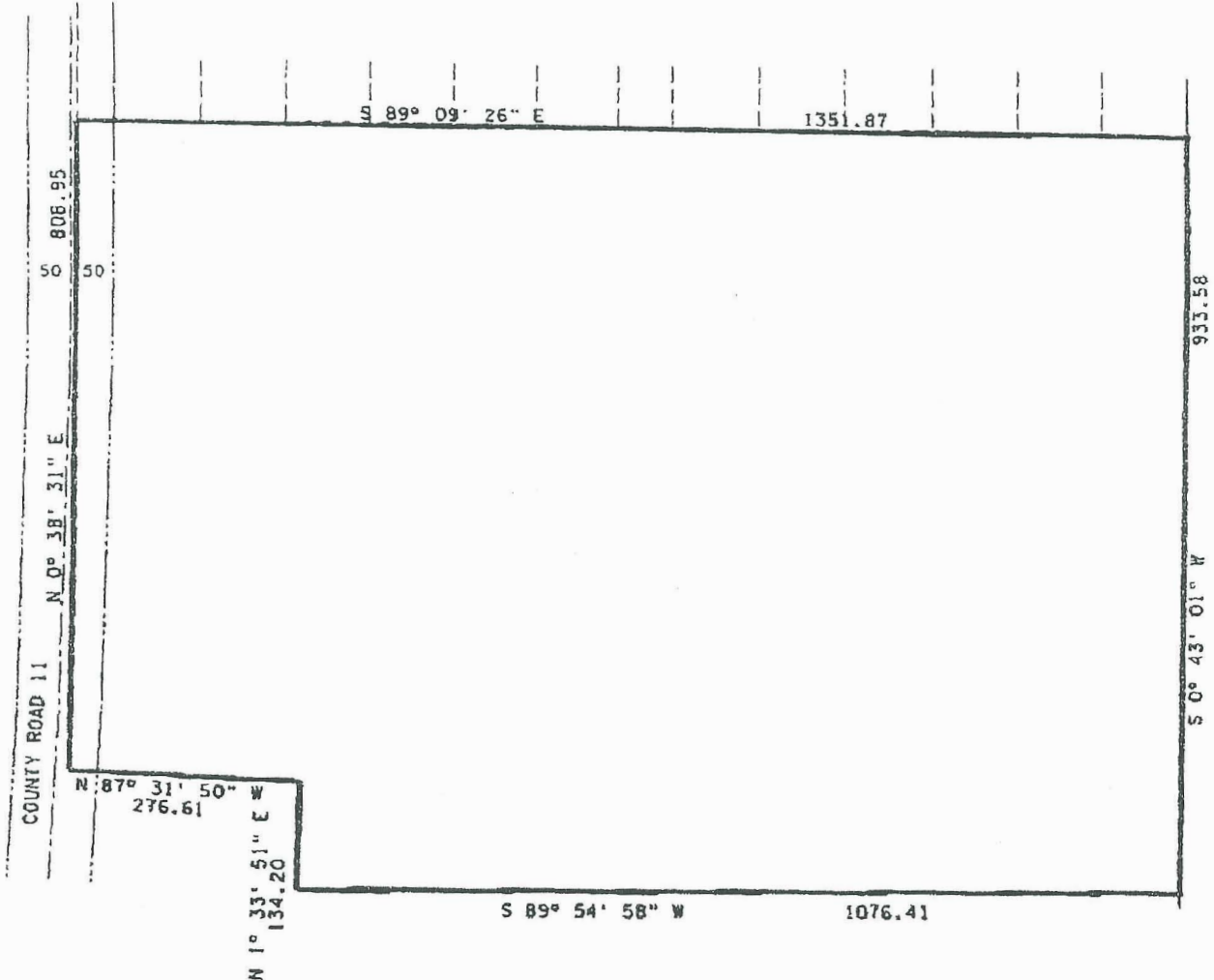
ATTEST:



 City Clerk

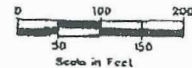
REC'D BY
MMB

AUG 03 2004



NEW BOUNDARY DESCRIPTION

Part of the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) Section 10, Township 125, Range 32, Stearns County, Minnesota described as follows: Commencing at the northeast corner of said NE 1/4 NE 1/4; thence South 00 degrees 43 minutes 01 seconds West, assumed bearing, along the east line of said NE 1/4 NE 1/4, a distance of 366.00 feet to the southeast corner of Lot 6, Block 3, WELLE ESTATES, according to the recorded plat thereof; thence North 89 degrees 09 minutes 26 seconds West along the south line of said WELLE ESTATES 1351.87 feet to the southwest corner of said WELLE ESTATES, said point is on the west line of said NE 1/4 NE 1/4 and is the point of beginning of the parcel to be described; thence South 89 degrees 09 minutes 26 seconds East along said south line of WELLE ESTATES 1351.87 feet; thence South 00 degrees 43 minutes 01 seconds West along the east line of said NE 1/4 NE 1/4 a distance of 933.58 feet; thence South 89 degrees 54 minutes 58 seconds West 1076.41 feet; thence North 01 degrees 33 minutes 51 seconds East 134.20 feet; thence North 87 degrees 31 minutes 50 seconds West 276.61 feet to a point on the west line of said NE 1/4 NE 1/4; thence North 00 degrees 38 minutes 31 seconds East along said west line 808.95 feet to the point of beginning. Said parcel contains 28.41 acres and is subject to a road easement over the west part thereof and any other easements of record.



1200 25TH AVE. SO.
P.O. BOX 177
ST. CLOUD, MN 56302-177

13201 229-4300

A-PILOT 0401.00

EXHIBIT

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