

RESOLUTION NUMBER 3250, SECOND SERIES

IN THE MATTER OF THE AMENDMENT TO THE JOINT RESOLUTION
FOR ORDERLY ANNEXATION BETWEEN THE TOWN OF LAKE MARSHALL
AND THE CITY OF MARSHALL, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.0325, SUBD. 1

TO: Office of Administrative Hearings
Municipal Boundary Adjustments
P. O. Box 64620
St. Paul, MN 55164-0620
651-361-7900

The Town of Lake Marshall and the City of Marshall hereby jointly agree that the Joint Resolution Between the Town of Lake Marshall and the City of Marshall designating an area for Orderly Annexation dated January 18, 1982 be amended to include the property legally described in Exhibit A.

Both the Town and the City agree that the above-referenced Joint Resolution be amended to include, in addition to the lands originally designated; and the immediate annexation of the property legally described in Exhibit B.

The area being annexed is owned by the City of Marshall, and the City of Marshall has requested annexation of the property legally described in Exhibit B.

Both the Town and the City agree that no alteration of the stated boundaries of this agreement is appropriate. Furthermore, both parties agree that no consideration by the director is necessary. Upon receipt of this resolution, the director may review and comment, but shall, within 30 days, order the annexation of the following-described property in accordance with the terms of the joint resolution.

Both the Town and the City agree, pursuant to Minnesota Statutes, Section 414.036, that with respect to property taxes payable on the area legally described, hereby annexed, the City of Marshall shall make a lump sum cash payment to the Town of Lake Marshall in the amount of \$6.70.

In the event there are errors, omissions or any other problems with the legal descriptions provided in Exhibit A and/or Exhibit B in the judgment of the Office of Administrative Hearings, the City and Township agree to make such corrections and file any additional documentation, including a new Exhibit A and/or Exhibit B making the corrections requested or required by the Office of Administrative Hearings as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution.

With respect only to the area legally described in Exhibit A and/or Exhibit B, which is attached hereto and incorporated herein by reference, the terms and conditions of this Joint Resolution, shall constitute the entire agreement between the parties hereto superseding all prior agreements and negotiations between the parties hereto, but only with respect to the area legally described in Exhibit A and/or Exhibit B.

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Passed, adopted, and approved by the Township Board of Supervisors of the Township of Lake Marshall, Lyon County, Minnesota, this 9 day of June, 2009.

TOWNSHIP OF LAKE MARSHALL

By: Joe Verkinderen
Joe Verkinderen, Chair

ATTEST:

James Doty
James Doty, Township Clerk

Passed, adopted, and approved by the City Council of the City of Marshall, Lyon County, Minnesota, this 23rd day of June, 2009

CITY OF MARSHALL

By: Robert J. Byrnes
Robert J. Byrnes, Mayor

ATTEST:

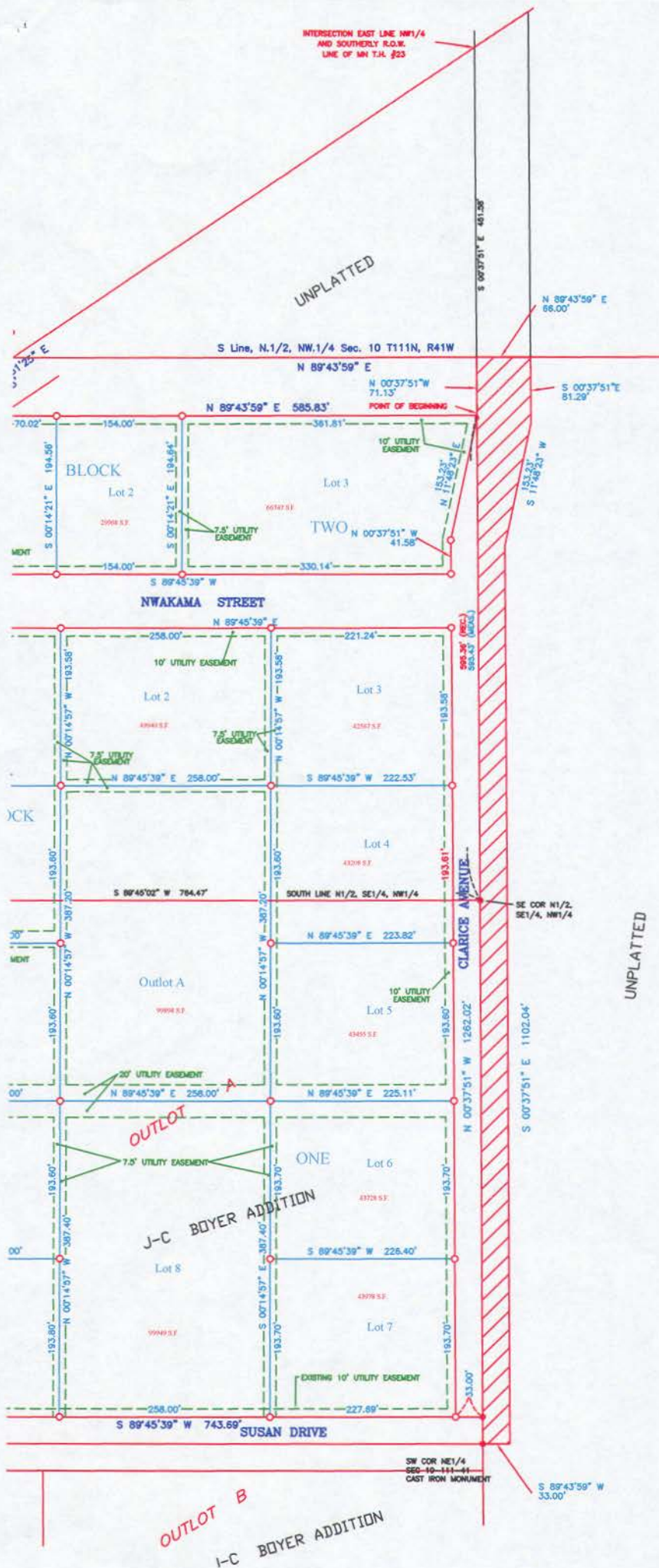
Thomas M. Meulebroeck
Thomas M. Meulebroeck, City Clerk

EXHIBIT A

All that part of the Northeast Quarter, Section 10, Township 111 North, Range 41 West, located in the County of Lyon, State of Minnesota, being more particularly described as follows:

Beginning at the northeast corner of Lot 3, Block 2, Nwakama Addition as platted in the City of Marshall, Minnesota; thence North 00 degrees 37 minutes 51 seconds west, a distance of 71.13 feet to a point on the south line of the North Half of said Northwest Quarter, Section 10; thence North 89 degrees 43 minutes 59 seconds East, along said south line, a distance of 66.00 feet; thence South 00 degrees 37 minutes 51 seconds East, a distance of 81.29 feet; thence South 11 degrees 48 minutes 23 seconds West, a distance of 153.23 feet; thence South 00 degrees 37 minutes 51 seconds East, a distance of 1102.04 feet to a point on the south line of the Northeast Quarter of Section 10, Township 111 North, Range 41 West; thence South 89 degrees 43 minutes 59 seconds West, along said south line, a distance of 33.00 feet to the southwest corner of said Northeast Quarter; thence North 00 degrees 37 minutes 51 seconds West along the west line of said Northeast Quarter, a distance of 1262.02 feet to the point of beginning. Said tract containing 1.13 acres more or less.

REC'D BY
MBA JUL 15 2009



Not to Scale

LEGEND

These standard symbols will be found in the drawing.

- MONUMENTS FOUND
- MONUMENTS SET - 5/8" IRON W/SEAL #43844

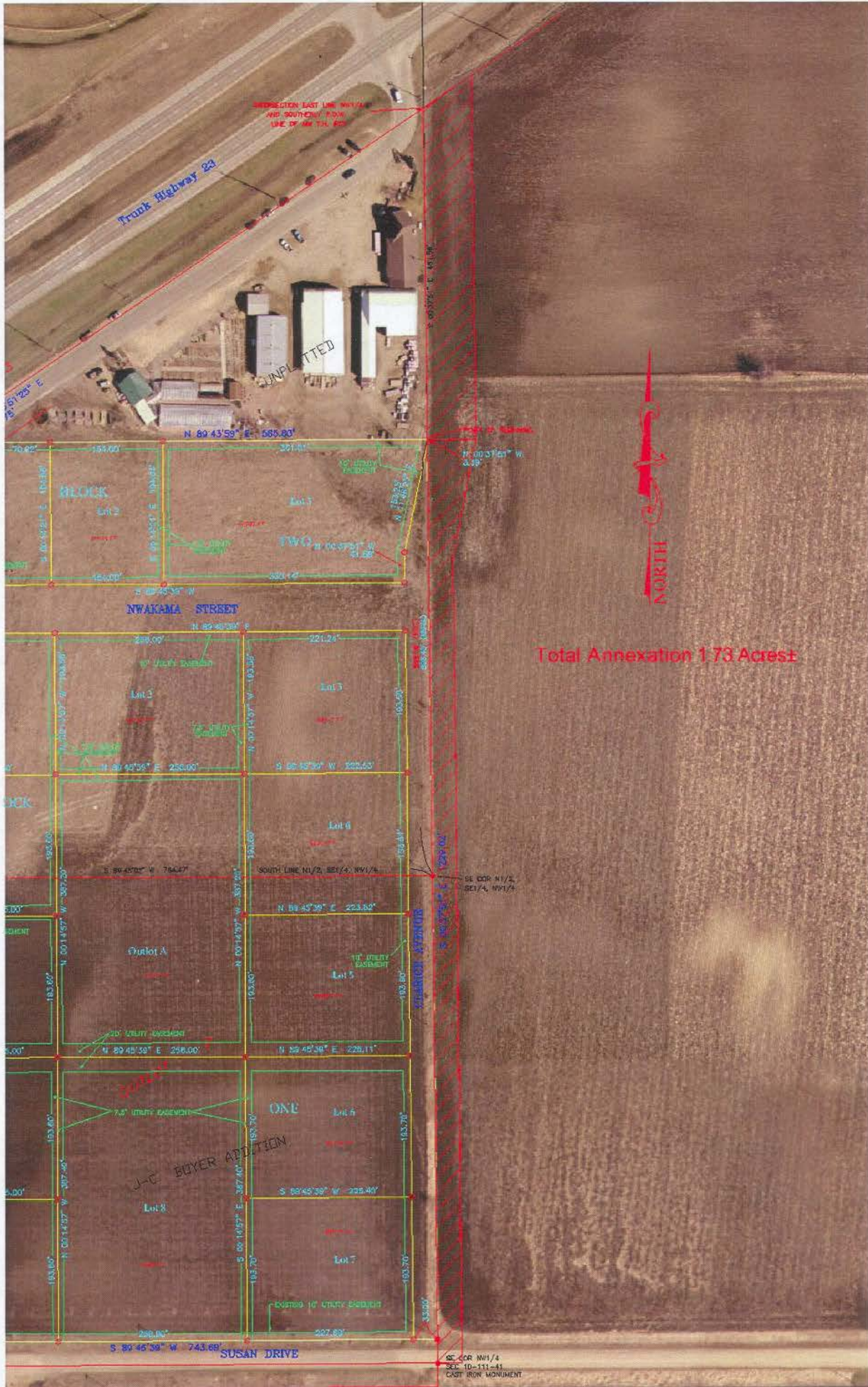
▨ Area 1.13 Acres ±

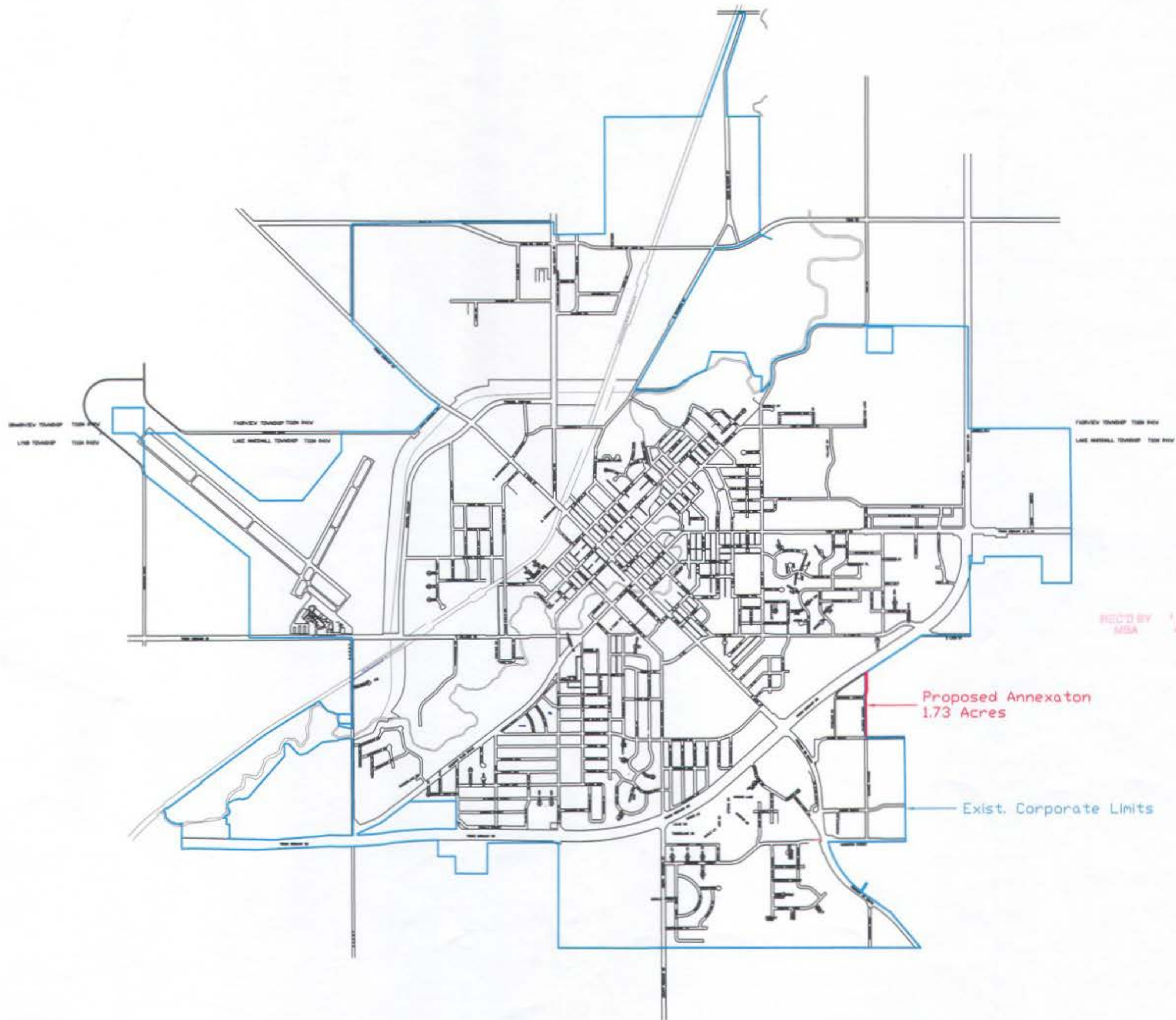
REC'D BY
MBA
JUL 15 2009

EXHIBIT B

All that part of the Northeast Quarter of Section 10, Township 111 North, Range 41 West, located in the County of Lyon, State of Minnesota, being more particularly described as follows:

Beginning at the intersection of the southeast right-of-way line of Trunk Highway 23 and the westerly line of the Northeast Quarter of Section 10, Township 111 North, Range 41 West; thence South 00 degrees, 37 minutes, 51 seconds East along the westerly line of the Northeast Quarter (also the current City of Marshall Corporate Limits Line) a distance of 1715.15 feet to the southwest corner of the Northeast Quarter of Section 10, Township 111 North, Range 41 West; thence North 89 degrees 43 minutes 59 seconds East along the south line of the Northeast Quarter (also the current City of Marshall Corporate Limits Line) a distance of 33.00 feet; thence North 00 degrees, 37 minutes, 51 seconds West, a distance of 505.90 feet to the southerly right-of-way line of Trunk Highway 23 (also the current City of Marshall Corporate Limits Line); thence South 55 degrees 51 minutes 25 seconds West along the southerly right-of-way line of Trunk Highway 23 (also the current City of Marshall Corporate Limits Line), a distance of 79.16 feet to the point of beginning. Said tract containing 1.73 acres more or less.





REC'D BY
MISA JUL 15 2009

Proposed Annexation
1.73 Acres

Exist. Corporate Limits