

**TOWN OF JAMESTOWN
BLUE EARTH COUNTY, MINNESOTA
CITY OF MADISON LAKE
BLUE EARTH COUNTY, MINNESOTA**

REC'D BY
MEA

NOV 19 2009

RESOLUTION #2009-448

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF MADISON LAKE AND JAMESTOWN TOWNSHIP
PURSUANT TO MINNESOTA STATUTE § 414.0325**

WHEREAS, all owners have petitioned the City of Madison Lake for annexation of the following described real property legally described, to-wit:

All that part of the Northeast Quarter of the Southwest Quarter of Section 34, Township 109 North, Range 25 West, Blue Earth County, Minnesota, described as follows:

Commencing at the Southeast corner of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on a straight line between the Southeast corner and the Northeast corner of the Southwest Quarter as historically monumented, a distance of 1316.16 feet to the South line of the Northeast Quarter of the Southwest Quarter; thence South 89 degrees 20 minutes 20 seconds West on said South line, a distance of 444.50 feet; thence North 00 degrees 25 minutes 39 seconds West, 132.84 feet; thence North 89 degrees 20 minutes 20 seconds East, 6.17 feet to the point of beginning; thence continuing North 89 degrees 20 minutes 20 seconds East, 100.00 feet to the West line of the East 338.33 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 152.53 feet; thence continuing North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 234.85 feet; thence North 89 degrees 34 minutes 21 seconds East on a line 1835 feet North of the Southeast corner of the Southwest Quarter, a distance of 1.33 feet; thence North 00 degrees 25 minutes 39 seconds West on the West line of the East 337 feet of the Northeast Quarter of the Southwest Quarter, a distance of 94.79 feet to the North line of the South 615 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East on said North line, a distance of 139.70 feet to the West line of the East 197.3 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 220.80 feet to the North line of the South 835.8 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East, on said North line, a distance of 197.30 feet to the East line of the Southwest Quarter as historically monumented; thence North 00 degrees 25 minutes 39 seconds West on said East line, a distance of 480.35 feet to the Northeast Corner of the Southwest Quarter as historically monumented; thence South 89 degrees 24 minutes 02 seconds West on the North line of the Southwest Quarter as historically monumented, a distance of 239.20 feet to the Northwestern right-of-way of Trunk Highway Number 60, said point being on a circular curve which center of radius bears South 23 degrees 07 minutes 44 seconds East; thence southwesterly, along said Northwestern right-of-way, along a 1837.95 foot radius curve, central angle = 6 degrees 55 minutes 14 seconds, an arc distance of 222.00 feet to the point of intersection with a line which bears North 00 degrees 25 minutes 39 seconds West from the point of beginning;

thence South 00 degrees 25 minutes 39 seconds East, 1086.56 feet to the point of beginning. Containing 6.96 acres; and

WHEREAS, the City of Madison Lake and Jamestown Township have agreed to all the terms and conditions for the annexation of the above-described land within this document and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Madison Lake and the Township Board of Jamestown Township as follows:

1. That the following described real estate legally described as follows, to-wit:

All that part of the Northeast Quarter of the Southwest Quarter of Section 34, Township 109 North, Range 25 West, Blue Earth County, Minnesota, described as follows:

Commencing at the Southeast corner of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on a straight line between the Southeast corner and the Northeast corner of the Southwest Quarter as historically monumented, a distance of 1316.16 feet to the South line of the Northeast Quarter of the Southwest Quarter; thence South 89 degrees 20 minutes 20 seconds West on said South line, a distance of 444.50 feet; thence North 00 degrees 25 minutes 39 seconds West, 132.84 feet; thence North 89 degrees 20 minutes 20 seconds East, 6.17 feet to the point of beginning; thence continuing North 89 degrees 20 minutes 20 seconds East, 100.00 feet to the West line of the East 338.33 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 152.53 feet; thence continuing North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 234.85 feet; thence North 89 degrees 34 minutes 21 seconds East on a line 1835 feet North of the Southeast corner of the Southwest Quarter, a distance of 1.33 feet; thence North 00 degrees 25 minutes 39 seconds West on the West line of the East 337 feet of the Northeast Quarter of the Southwest Quarter, a distance of 94.79 feet to the North line of the South 615 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East on said North line, a distance of 139.70 feet to the West line of the East 197.3 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 220.80 feet to the North line of the South 835.8 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East, on said North line, a distance of 197.30 feet to the East line of the Southwest Quarter as historically monumented; thence North 00 degrees 25 minutes 39 seconds West on said East line, a distance of 480.35 feet to the Northeast Corner of the Southwest Quarter as historically monumented; thence South 89 degrees 24 minutes 02 seconds West on the North line of the Southwest Quarter as historically monumented, a distance of 239.20 feet to the Northwestern right-of-way of Trunk Highway Number 60, said point being on a circular curve which center of radius bears South 23 degrees 07 minutes 44 seconds East; thence southwesterly, along said Northwestern right-of-way, along a 1837.95 foot radius curve, central angle = 6 degrees 55 minutes 14 seconds, an arc distance of 222.00 feet to the point of intersection with a

line which bears North 00 degrees 25 minutes 39 seconds West from the point of beginning; thence South 00 degrees 25 minutes 39 seconds East, 1086.56 feet to the point of beginning. Containing 6.96 acres;

shall be allowed to annex itself to the City of Madison Lake.

2. That Jamestown Township and the City of Madison Lake by submission of this joint resolution to the Municipal Boundary Adjustment of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge to accomplish said orderly annexation in accordance with the terms of this resolution.

3. That the above-described property is about to become urban, and since the City of Madison Lake is capable of providing services to this area, the annexation would be in the best interest of the area.

4. That Jamestown Township and the City of Madison Lake mutually state that no alterations by the Municipal Boundary Adjustment of the boundaries of the area designated herein for merger and orderly annexation is appropriate.

5. That the City of Madison Lake shall reimburse Jamestown Township for lost property taxes on said annexed property for a period of five years. Lost property taxes shall be calculated based upon the property taxes collected on said property by Jamestown Township payable in the year 2009. The City of Madison Lake shall reimburse Jamestown Township on or before December 31 of each reimbursable year. The reimbursable year and dollar amount is established as follows:

2010	\$81.66
2011	\$65.33
2012	\$49.00
2013	\$32.66
2014	\$16.33

6. That Jamestown Township and the City of Madison Lake mutually state that this Joint Resolution sets forth all conditions for the annexation of the area designated herein for such orderly annexation, and that no consideration by the Municipal Boundary Adjustment Board is necessary. The Municipal Boundary Adjustment Board may review and comment, but shall within thirty (30) days of receipt of this Joint Resolution, order the annexation in accordance with the terms of this resolution.

Adopted by affirmative vote of the Jamestown Township Board of Supervisors this
15th day of October, 2009

JAMESTOWN TOWNSHIP

By: [Signature]
Chairperson
Board of Supervisor

ATTEST:

By: [Signature]
Township Clerk

Adopted by affirmative vote of the City Council of the City of Madison Lake this 19 day of
October, 2009

CITY OF MADISON LAKE

By: [Signature]
Mayor

ATTEST:

By: [Signature]
City Administrator

MADISON LAKE SQUARE FIRST ADDITION

CITY OF MADISON LAKE
BLUE EARTH COUNTY, MINNESOTA

INSTRUMENT OF DEDICATION

Now all men by these presents that I, Cheryl M. Machol Traka, a single person, owner of the following described property to wit:

All that part of the Northeast Quarter of the Southwest Quarter of Section 34, Township 105 North, Range 55 West, Blue Earth County, Minnesota, described as follows:
Commencing at the Southeast corner of the Southwest Quarter; thence North 00 degrees 25 minutes 30 seconds East on a straight line between the Southeast corner and the Northeast corner of the Northeast Quarter as historically monumented, a distance of 1366.16 feet to the South line of the Northeast Quarter of the Southwest Quarter; thence South 88 degrees 20 minutes 20 seconds East on said South line, a distance of 244.50 feet; thence North 20 degrees 25 minutes 30 seconds West, 130.84 feet; thence North 89 degrees 20 minutes 20 seconds East, 6.7 feet to the point of beginning; thence continuing North 89 degrees 20 minutes 20 seconds East, 100.00 feet to the West line of the East 138.33 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 30 seconds East on said West line, a distance of 584.50 feet; thence North 88 degrees 34 minutes 21 seconds East on a line 1635 feet North of the Southeast corner of the Southwest Quarter, a distance of 1.23 feet; thence North 00 degrees 25 minutes 30 seconds East on the West line of the East 137 feet of the Northeast Quarter of the Southwest Quarter, a distance of 36.79 feet to the North line of the South 818 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East on said North line, a distance of 200.00 feet to the North line of the South 818 feet of the Northeast Quarter of the Southwest Quarter; thence North 88 degrees 20 minutes 20 seconds East, on said North line, a distance of 197.30 feet to the East line of the Southwest Quarter as historically monumented; thence North 00 degrees 25 minutes 30 seconds East on said East line, a distance of 460.35 feet to the Northeast Corner of the Southwest Quarter as historically monumented; thence South 89 degrees 24 minutes 02 seconds East on the North line of the Southwest Quarter as historically monumented, a distance of 239.20 feet to the Northeastly right-of-way of Trunk Highway Number 60; said point being on a circular curve which center of radius bears South 23 degrees 00 minutes 44 seconds East; thence southeasterly, along said Northeasterly right-of-way, along a 1627.85 foot radius curve, centered angle = 8 degrees 25 minutes 14 seconds, on one distance of 722.20 feet to the point of intersection with a line which bears North 00 degrees 25 minutes 30 seconds East from the point of beginning; thence South 00 degrees 25 minutes 29 seconds East, 1056.56 feet to the point of beginning. Containing 6.95 acres.

do hereby declare that I have caused the above described property to be surveyed and plotted and monuments to be set, that I have caused said plotted area MADISON LAKE SQUARE FIRST ADDITION, and that I dedicate to the public use the easements shown herein.

Dated this _____ day of _____, 2009 by Cheryl M. Machol Traka, a single person.

Cheryl M. Machol Traka

SOTARY CERTIFICATES

State of Minnesota
County of Blue Earth

On this the _____ day of _____, 2009, before me a Notary Public within and for said County, personally appeared Cheryl M. Machol Traka, a single person, known to me to be the person named in the foregoing instrument and who did acknowledge the same to be her free act and deed.

Notary Public

SURVEYOR'S CERTIFICATE

I, Warren P. Smith, Professional Land Surveyor, do hereby certify that I have surveyed or directly supervised the survey of the property described on this plat; prepared this plat or directly supervised the preparation of this plat of MADISON LAKE SQUARE FIRST ADDITION; that said plat is a correct representation of the boundary survey; that all mathematical data and labels are correctly designated on this plat; that all monuments indicated on this plat have been, or will be, correctly set within one year; that all water boundaries and wet lands, as defined in Minnesota Statutes, Section 305.01, Sub. 3, as of the date of the surveyor's certification are shown and labeled on this plat; and all public ways are shown and labeled on this plat.

Dated this _____ day of _____, 2009.

Warren P. Smith, Professional Land Surveyor
Minnesota License No. 14701

On this the _____ day of _____, 2009, before me a Notary Public in and for said County, personally appeared Warren P. Smith, and being duly sworn did say that he has executed the foregoing instrument.

Notary Public

It is known that on this the _____ day of _____, 2009, the Planning Commission of the City of Madison Lake did duly review this plat of MADISON LAKE SQUARE FIRST ADDITION.

Chair Person: _____ Secretary: _____
Do it known that on this the _____ day of _____, 2008, the City Council of the City of Madison Lake did duly approve this plat of MADISON LAKE SQUARE FIRST ADDITION.

Mayor: _____ Clerk: _____

TITLE OPINION

I, David P. Lamm, licensed attorney, State of Minnesota, do hereby certify that the owners as indicated hereon represents all ownership interest in the land encompassed by this plat.

David P. Lamm, Licensed Attorney

TAXPAYER SERVICES DEPARTMENT

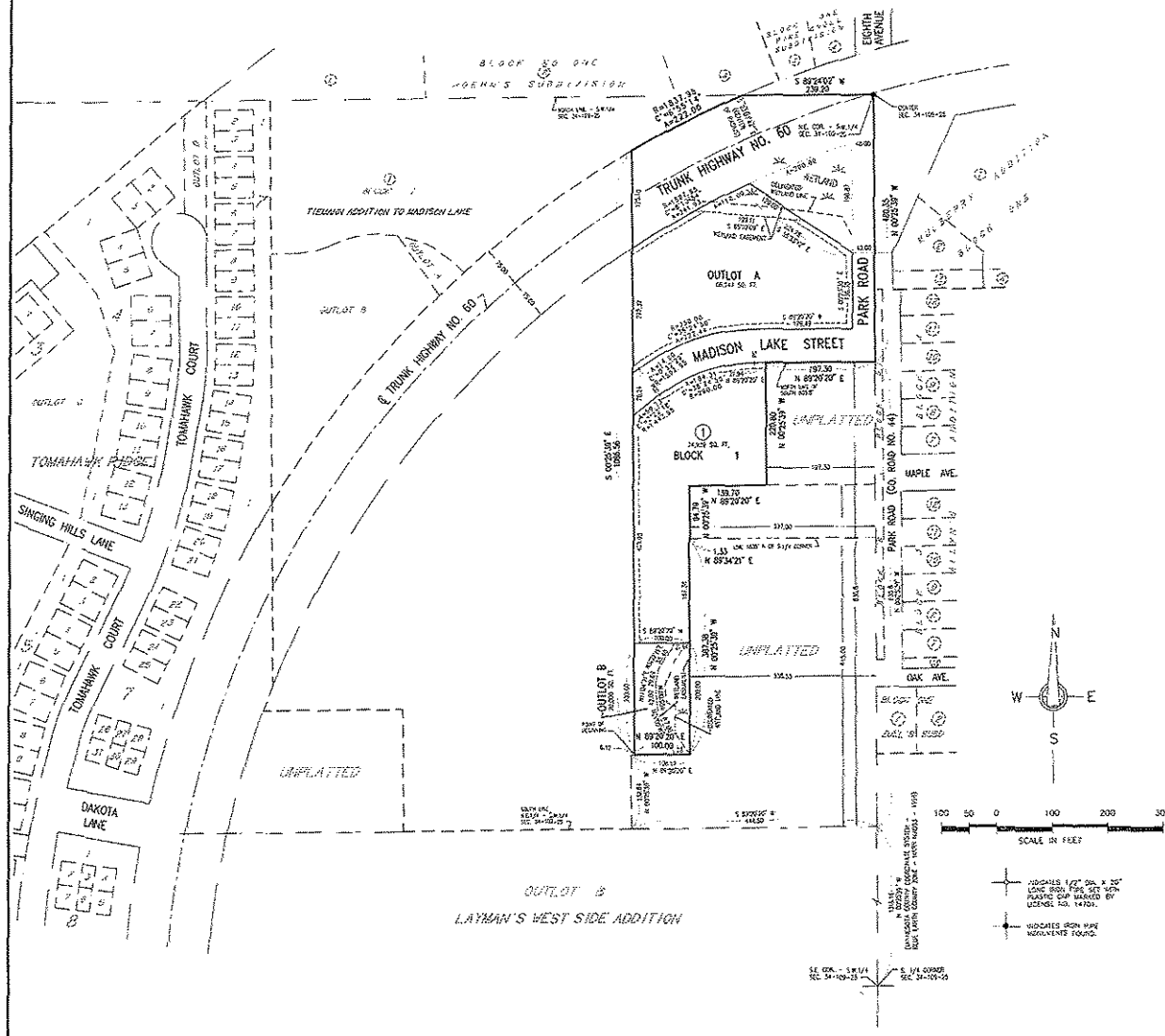
I hereby certify that there are no delinquent taxes and/or delinquent special assessments, that the current taxes have been paid and the transfer has been entered on the land described herein on the _____ day of _____, 2009.

Taxpayer Services Director

COUNTY RECORDER

I hereby certify that this instrument was filed in my office for record on this the _____ day of _____, 2009, at _____ o'clock, _____ M., and that it was duly recorded on _____ Plat, _____

County Rec. _____
7455 PREPARED BY SURVEY SERVICES, INC.



REC'D BY
MBA

NOV 19 2008