

**JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND  
AND THE IMMEDIATE ANNEXATION OF ENTIRE DESIGNATED AREA**

IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN  
THE CITY OF NELSON AND OSAKIS TOWNSHIP  
PURSUANT TO MINNESOTA STATUTES §414.0325

**WHEREAS**, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

**WHEREAS**, the City of Nelson and Osakis Township jointly agree to designate and request the immediate annexation of the following described land located within Osakis Township to the City of Nelson, County of Douglas, Minnesota:

See attached Exhibit A (2.26 acres); and

**WHEREAS**, the City of Nelson and Osakis Township are in agreement as to the orderly annexation of the unincorporated land described; and

**WHEREAS**, Minnesota Statutes §414.0325 provides a procedure whereby the City of Nelson and Osakis Township may agree on a process of orderly annexation of a designated area; and

**WHEREAS**, the City of Nelson and Osakis Township have agreed to all the terms and conditions for the annexation of the above-described lands; 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 Nelson and the Township Board of Osakis Township as follows:

1. **Property.** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

See attached Exhibit A.

2. **Acreage/Population/Usage.** That the orderly annexation area consists of approximately 2.26 acres, the population in the area is 0, and the land use type is agricultural.

3. **Jurisdiction.** That Osakis Township and the City of Nelson, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **Municipal Reimbursement.** Minnesota Statutes §414.036.

**Reimbursement to Towns for lost taxes on annexed property.** See attached Exhibit B regarding the reimbursement to be paid by the City of Nelson to Osakis Township subsequent to the annexation. No special assessments have been assigned or debt has been incurred by the Township with respect to the acreage involved in the annexation.

5. **Review and Comment.** The City of Nelson and Osakis Township agree that upon receipt of this resolution, passed and adopted by each party, 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.

Adopted by affirmative vote of all the members of the Osakis Township Board of Supervisors this 11 day of August, 2014.

OSAKIS TOWNSHIP

By: [Signature]  
Chairperson  
Board of Supervisor

ATTEST:

By: [Signature]  
Township Clerk

Adopted by affirmative vote of the City Council of Nelson this 21<sup>st</sup> day of August, 2014.

CITY OF NELSON

By: [Signature]  
Mayor

ATTEST:

By: [Signature]  
City Administrator

Approved this 12<sup>th</sup> day of August, 2014.

That part of Lots C, D, E and F, AUDITOR'S SUBDIVISION OF SW1/4 OF SEC 19 T128N R36W, according to the recorded plat thereof, described as follows:

Commencing at the southwest corner of said Section 19;

thence on an assumed bearing of North 00 degrees 07 minutes 03 seconds West along the west line of said Section 19 a distance of 1307.69 feet to the southwest corner of Lot B, said AUDITOR'S SUBDIVISION OF SW1/4 OF SEC 19 T128N R36W;

thence South 89 degrees 22 minutes 00 seconds East along the south line of said Lot B and along the north line of said Lot C 855.20 feet to the point of beginning of the land to be described;

thence South 00 degrees 38 minutes 00 seconds West 234.00 feet;

thence North 77 degrees 10 minutes 32 seconds East 673.86 feet to the southerly right of way line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 21-33, according to the recorded plat thereof;

thence North 67 degrees 50 minutes 58 seconds West along said southerly right of way line 364.52 feet to the west line of said Lot E;

thence South 00 degrees 31 minutes 52 seconds West along said west line of Lot E 56.53 feet to the southwest corner of said Lot E;

thence North 89 degrees 22 minutes 00 seconds West along said north line of Lot C 316.35 feet to the point of beginning.

Containing 2.26 acres more or less.

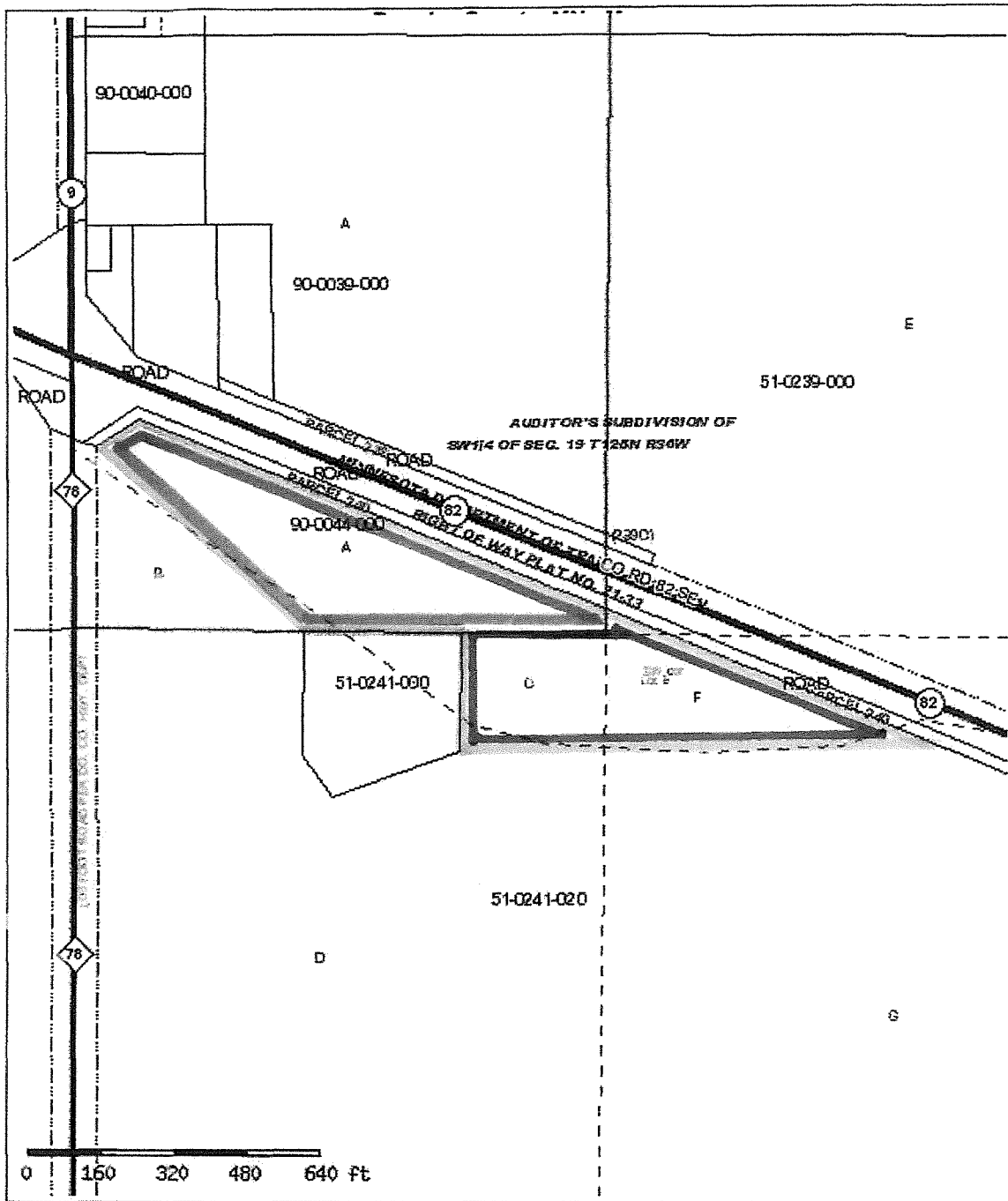
EXHIBIT B

The City of Nelson shall, upon approval of the annexation by the Office of Administrative Hearings, pay Osakis Township the sum of \$80 in reimbursement for real estate tax revenue, which sum of \$80 represents estimated loss of tax revenue for a period of eight (8) years in respect of the annexed property.

REC'D BY  
M&P

SEP 15 2014

### Douglas County, MN - Map



Disclaimer: Douglas County does not warrant or guarantee the accuracy of the data.  
The data is meant for reference purposes only and should not be used for official decisions.  
If you have questions regarding the data presented in this map, please contact the Douglas County GIS Department.

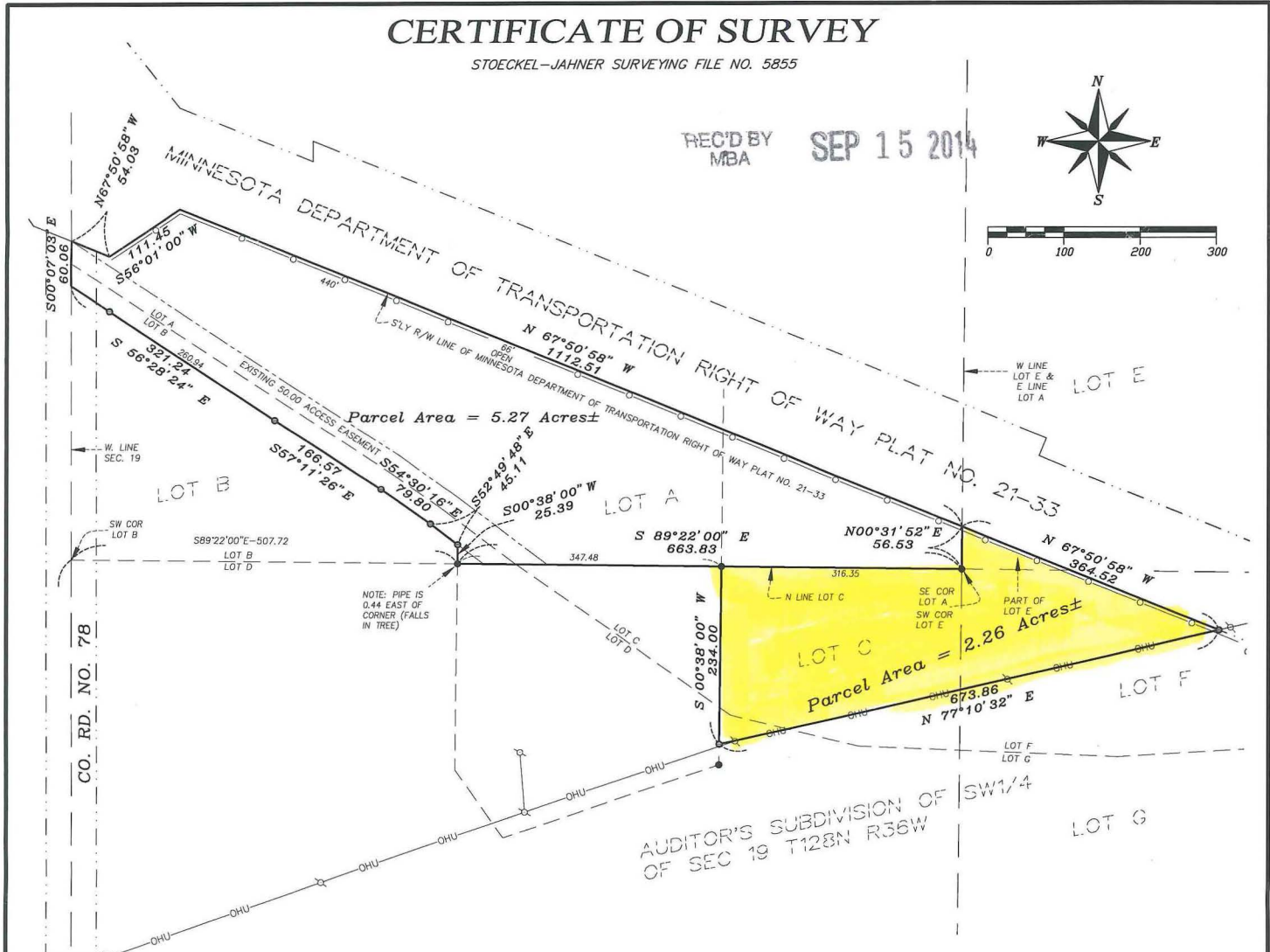
Map created on Jun 17, 2014 2:37. This information is to be used for reference purposes only.  
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# CERTIFICATE OF SURVEY

STOECKEL-JAHNER SURVEYING FILE NO. 5855

REC'D BY **MBA** SEP 15 2014



### 5.27 ACRE PARCEL (City of Nelson)

That part of Lots A and B, AUDITOR'S SUBDIVISION OF SW1/4 OF SEC 19 T128N R36W, according to the recorded plat thereof, described as follows:

Commencing at the southwest corner of said Section 19;

- thence on an assumed bearing of North 00 degrees 07 minutes 03 seconds West along the west line of said Section 19 a distance of 1307.69 feet to the southwest corner of said Lot B;
- thence South 89 degrees 22 minutes 00 seconds East along the south line of said Lot B 507.72 feet to the point of beginning of the land to be described;
- thence continuing South 89 degrees 22 minutes 00 seconds East along said South line of Lot B and along the south line of said Lot A 663.83 feet to the southeast corner of said Lot A;
- thence North 00 degrees 31 minutes 52 seconds East along the east line of said Lot A 56.53 feet to the southerly right of way line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 21-33, according to the recorded plat thereof;
- thence North 67 degrees 50 minutes 58 seconds West along said southerly right of way line 1112.51 feet;
- thence South 56 degrees 01 minutes 00 seconds West along said southerly right of way line 111.45 feet;
- thence North 67 degrees 50 minutes 58 seconds West along said southerly right of way line 54.03 feet to the west line of said Lot A;
- thence South 00 degrees 07 minutes 03 seconds East along said west line of Lots A & B 60.06 feet;
- thence South 56 degrees 28 minutes 24 seconds East 321.24 feet;
- thence South 57 degrees 11 minutes 26 seconds East 166.57 feet;
- thence South 54 degrees 30 minutes 16 seconds East 79.80 feet;
- thence South 52 degrees 49 minutes 48 seconds East 45.11 feet;
- thence South 00 degrees 38 minutes 00 seconds West 25.39 feet to the point of beginning.

Containing 5.27 acres more or less. Subject to an existing County Road No. 78 easement of record over the westerly portion thereof and further subject to an existing access easement of record.

### 2.26 ACRE PARCEL (Douglas County)

That part of Lots C, D, E and F, AUDITOR'S SUBDIVISION OF SW1/4 OF SEC 19 T128N R36W, according to the recorded plat thereof, described as follows:

Commencing at the southwest corner of said Section 19;

- thence on an assumed bearing of North 00 degrees 07 minutes 03 seconds West along the west line of said Section 19 a distance of 1307.69 feet to the southwest corner of Lot B, said AUDITOR'S SUBDIVISION OF SW1/4 OF SEC 19 T128N R36W;
- thence South 89 degrees 22 minutes 00 seconds East along the south line of said Lot B and along the north line of said Lot C 855.20 feet to the point of beginning of the land to be described;
- thence South 00 degrees 38 minutes 00 seconds West 234.00 feet;
- thence North 77 degrees 10 minutes 32 seconds East 673.86 feet to the southerly right of way line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 21-33, according to the recorded plat thereof;
- thence North 67 degrees 50 minutes 58 seconds West along said southerly right of way line 364.52 feet to the west line of said Lot E;
- thence South 00 degrees 31 minutes 52 seconds West along said west line of Lot E 56.53 feet to the southwest corner of said Lot E;
- thence North 89 degrees 22 minutes 00 seconds West along said north line of Lot C 316.35 feet to the point of beginning.

Containing 2.26 acres more or less.

### LEGEND

- 1/2" PIPE SET MARKED LS 44493
- 1/2" PIPE FOUND IN PLACE
- POWER POLE
- OHU— OVERHEAD UTILITIES
- CONTROLLED ACCESS / MNDOT R/W PLAT NO. 21-33

### REVISED 07-17-14 (LEGALS)

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.

44493 License No.      07-17-14 Date

**STOECKEL  
JAHNER**  
SURVEYING INC.

PREPARED FOR: **GARY MAANUM**

MARK F. JAHNER - LICENSE NO. 44493  
1206 3rd Avenue East P.O. Box 366 Alexandria, MN 56308  
Phone 320-763-8855 Fax 320-763-6341  
Website: mnsurveying.com Email: mark@mnsurveying.com

SEC. TWP. RNG: 19-128-36  
DATE: 07-16-14  
DRAWN BY: JN  
CHECKED BY: MFJ  
FILE NUMBER: 5855

NOTE: A Title Opinion and/or Title Commitment were not provided for the benefit of this survey. Easements may exist which are not shown herein.



W 1/4 Cor.

C.S.A.H.

33' 33'

78

NO.

ROAD

COUNTY

SW. Cor.

SECT. 19 H.T.M.

See S. 1/2 Sec. 24-128-37

