

JOINT RESOLUTION**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF WINGER AND WINGER TOWNSHIP
PURSUANT TO MINNESOTA STATUTES § 414.0325**

WHEREAS, the City of Winger and Winger Township designate for orderly annexation, the following described lands located within Winger Township, County of Polk, Minnesota:

-----That part of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-three (23), Township One Hundred Forty-seven (147) North of Range Forty-two (42) West of the Fifth Principal Meridian, Polk County, Minnesota, described as follows: Commencing at the northwest corner of said Section 23; thence on an assumed bearing East along the north line of said Section 23 a distance of 575.0 feet to the point of beginning; thence due South a distance of 686.0 feet; thence North 79 degrees East a distance of 150 feet; thence South 82 degrees East a distance of 83.0 feet; thence North 18 degrees East a distance of 275.0 feet; thence North 62 degrees East a distance of 280 feet; thence North 26 degrees East a distance of 307.3 feet to the north lines of said Section 23; thence due West along said Section line a distance of 696.2 feet to the point of beginning; containing 6.94 acres-----.

and,

WHEREAS, the City of Winger and Winger Township are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be to their benefit and to the benefit of their respective residents; and

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

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

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

1. **(Property.)** That the following described lands in Winger Township are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

-----That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section Twenty-three (23), Township One Hundred Forty-seven (147) North of Range Forty-two (42) West of the Fifth Principal Meridian, Polk County, Minnesota, described as follows: Commencing at the northwest corner of said Section 23; thence on an assumed bearing East along the north line of said Section 23 a distance of 575.0 feet to the point of beginning; thence due South a distance of 686.0 feet; thence North 79 degrees East a distance of 150 feet; thence South 82 degrees East a distance of 83.0 feet; thence North 18 degrees East a distance of 275.0 feet; thence North 62 degrees East a distance of 280 feet; thence North 26 degrees East a distance of 307.3 feet to the north lines of said Section 23; thence due West along said Section line a distance of 696.2 feet to the point of beginning; containing 6.94 acres-----.

It is therefore agreed that the following property be immediately annexed to the City of Winger, to wit:

-----That part of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section Twenty-three (23), Township One Hundred Forty-seven (147) North of Range Forty-two (42) West of the Fifth Principal Meridian, Polk County, Minnesota, described as follows: Commencing at the northwest corner of said Section 23; thence on an assumed bearing East along the north line of said Section 23 a distance of 575.0 feet to the point of beginning; thence due South a distance of 686.0 feet; thence North 79 degrees East a distance of 150 feet; thence South 82 degrees East a distance of 83.0 feet; thence North 18 degrees East a distance of 275.0 feet; thence North 62 degrees East a distance of 280 feet; thence North 26 degrees East a distance of 307.3 feet to the north lines of said Section 23; thence due West along said Section line a distance of 696.2 feet to the point of beginning; containing 6.94 acres-----.

2. **(Acreage/Population/Usage.)** That the designated area consists of approximately 6.94 acres, the population in the subject area is zero, and the land use type is commercial/industrial.

3. **(Jurisdiction.)** That Winger Township and the City of Winger, 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. **(Need).** That the above-described property is urban or suburban or about to become so, and since the City of Winger is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.

5. **(Conditions):** That transfer of the above-described property shall occur immediately upon review and acceptance of this Resolution by the Chief Administrative Law Judge.

6. **(Municipal Reimbursement).** Minnesota Statutes § 414.036.
a. **Reimbursement to Town for lost taxes on annexed property.**

The Parties agree to **no** reimbursement.

b. Assessments and Debt.

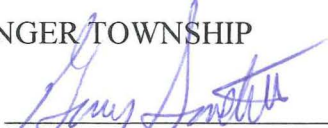
That pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein there are no special assessments or debt.

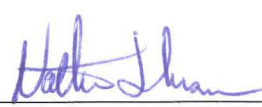
7. **(Review and Comment).** The City of Winger and Winger Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Adopted by affirmative vote of all the members of the Winger Township Board of Supervisors
this 22 day of October, 2014.

WINGER TOWNSHIP

ATTEST:

By: 
Chairperson
Board of Supervisors

By: 
Township Clerk

Adopted by affirmative vote of the City Council of Winger, MN, this 14th day of October
2014.

CITY OF Winger

ATTEST:

By: 
Mayor

By: 
City Clerk-Treasurer

Approved this 14 day of Oct. 2014

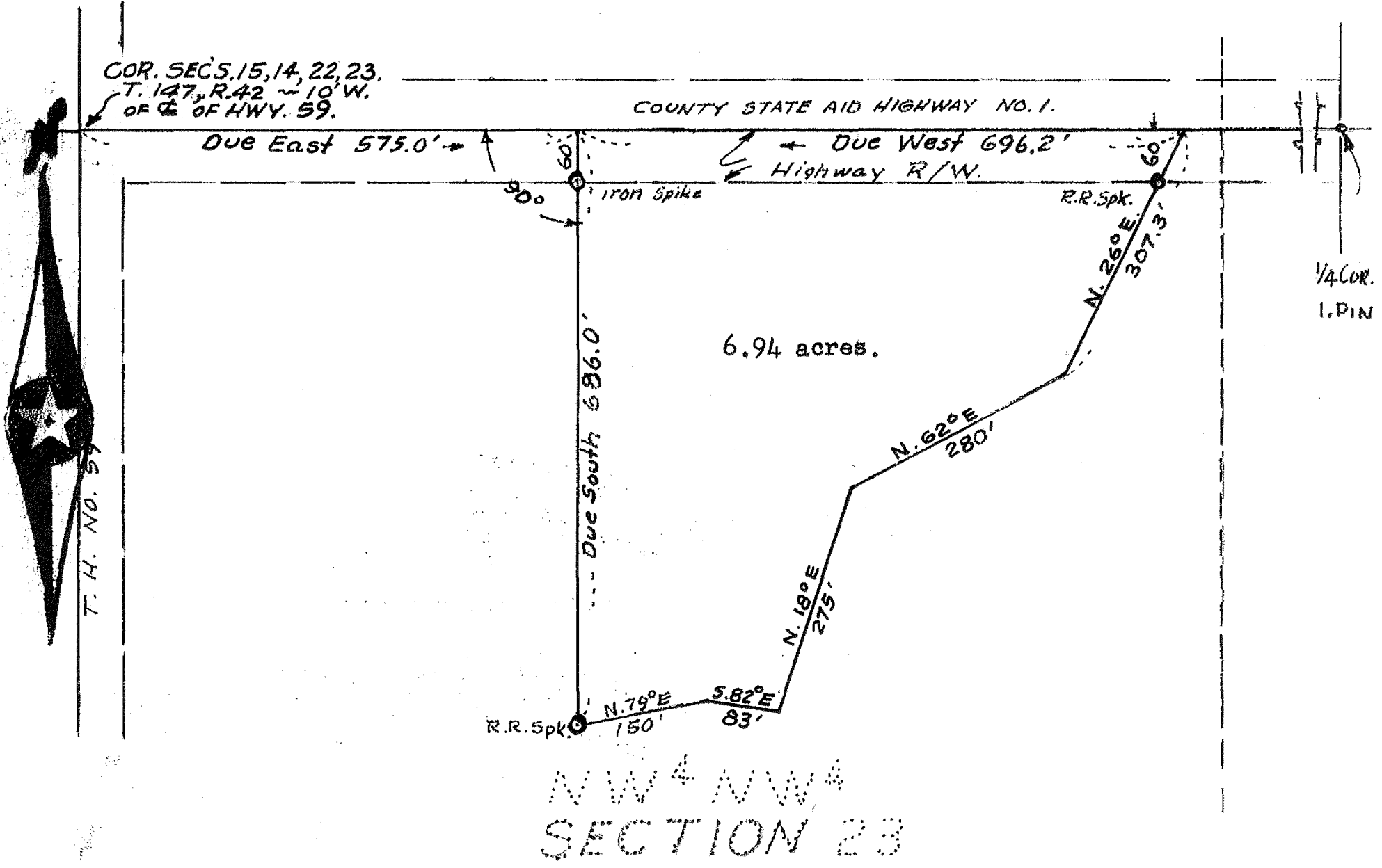
Reviewed and Accepted this _____ Day of October, 2014.

REC'D BY
MBA

OCT 27 2014

SURVEY OF: Part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 147 North
Range 42 West of Fifth Principal Meridian, Polk County, Minn.

Survey By: Lloyd Ofstedal, Registered Land Surveyor.
Date : December 7, 1964.



SUGGESTED DESCRIPTION - Edwin Ellingson, Grantor; Clinton Balstad, Grantee.

That part of the Northwest Quarter of the Northwest Quarter of Section 23, Township 147 North, Range 42 West of Fifth Principal Meridian, Polk County Minnesota, described as follows: Commencing at the northwest corner of said Section 23; thence on an assumed bearing East along the north line of said Section 23 a distance of 575.0 feet to the point of beginning; thence due South a distance of 686.0 feet; thence North 79° East a distance of 150.0 feet; thence South 82° East a distance of 83.0 feet; thence North 18° East a distance of 275.0 feet; thence North 62° East a distance of 280.0 feet; thence North 26° East a distance of 307.3 feet to the north line of said Section 23; thence due West along said Section line a distance of 696.2 feet to the point of beginning; containing 6.94 acres, subject to an easement for highway purposes upon the northerly 60 feet hereof to the extent of 0.94 acre.

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

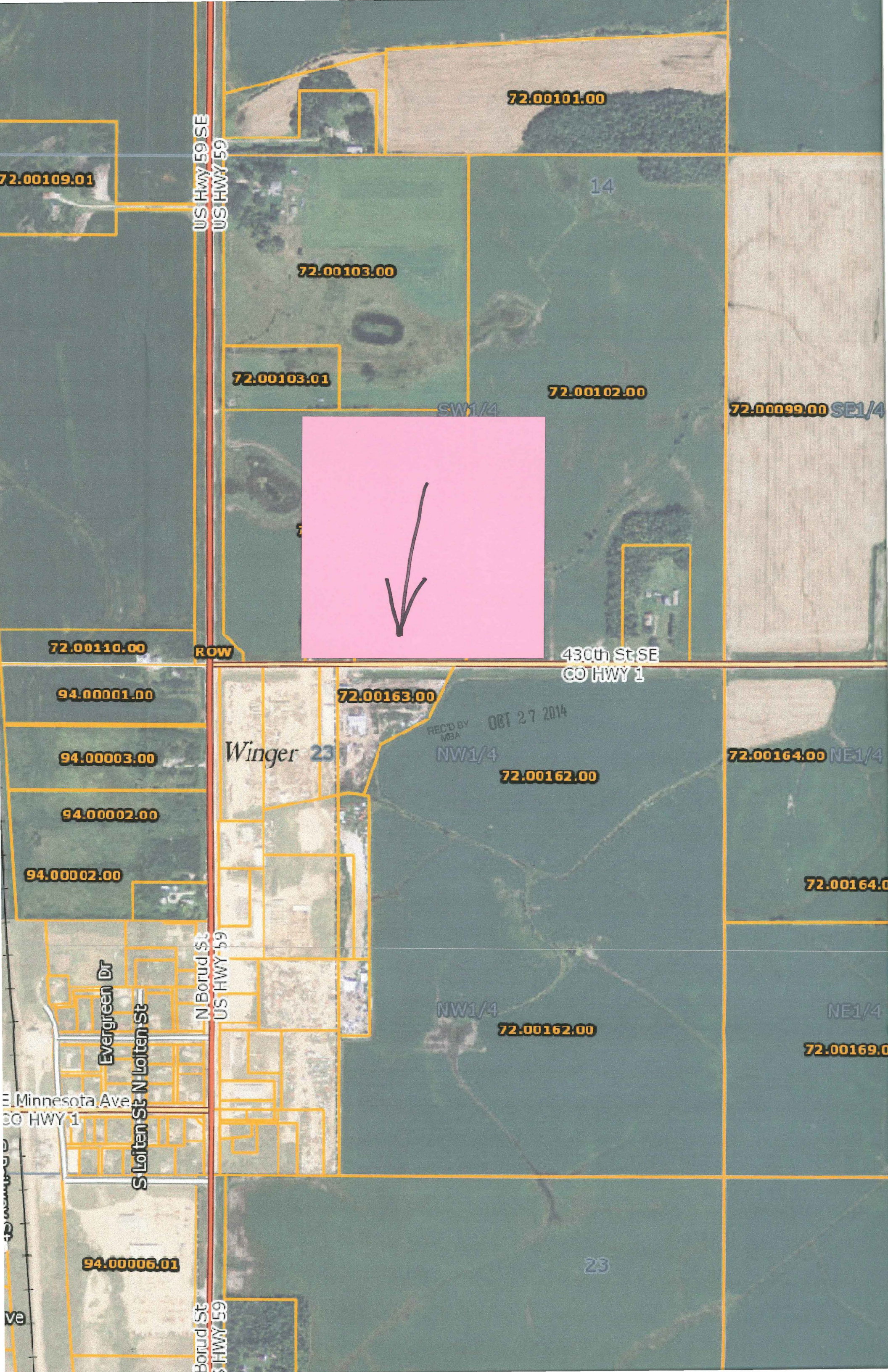
Lloyd Ofstedal

Date Dec. 8, 1964 Reg. No. 3243

L-0113

Scale: 1 inch = 200 feet.

R- 330



72.00101.00

72.00109.01

US Hwy 59 SE
US HWY 59

72.00103.00

14

72.00103.01

72.00102.00

72.00099.00 SE1/4

SW1/4



72.00110.00

ROW

430th St SE
CO HWY 1

94.00001.00

72.00163.00

REC'D BY
MBA
OCT 27 2014
NW1/4

94.00003.00

Winger 23

72.00164.00 NE1/4

94.00002.00

72.00162.00

94.00002.00

72.00164.00

Evergreen Dr

N Borud St
US HWY 59

NW1/4

NE1/4

72.00162.00

72.00169.00

E Minnesota Ave
CO HWY 1

S Loiten St
N Loiten St

94.00006.01

23

Borud St
S HWY 59