

**CITY OF DEER RIVER RESOLUTION No: 2015-7**

**COUNTY OF ITASCA RESOLUTION No: 2015-10**

REC'D BY  
MBA

MAR 30 2015

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN  
THE CITY OF DEER RIVER AND COUNTY OF ITASCA  
PURSUANT TO MINNESOTA STATUTES § 414.0325**

**WHEREAS**, on March 12, 2015 a Notice of Intent to include property in an orderly annexation area was published pursuant to the requirements of Minnesota Statutes § 414.0325 Subd. 1b; and

**WHEREAS**, the City of Deer River and County of Itasca have deliberated and determined the following described areas are in present need of orderly annexation to the City of Deer River and jointly agree to designate and request the immediate annexation of the following described land located within unorganized township 56-27 to the City of Deer River, County of Itasca, Minnesota;

That part of Government Lot One (1), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27) lying North of the railroad right of way. Approximately 16 acres. (part of Parcel No. 70-021-1200).

AND

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ ), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27), Itasca County, State of Minnesota, LESS that part lying North of Trunk Highway No. 2 and LESS Highway No. 2 and the Great Northern Railway right-of-way, AND LESS that part described as follows: Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 88 degrees 28 minutes 15 seconds West, assumed bearing, along the north line of said Northeast Quarter of the Northeast Quarter a distance of 721.19 feet to the southerly right-of-way line of Trunk Highway No. 2 and the point of beginning of the tract to be herein described; thence South 22 degrees 20 minutes 37 seconds West 300.00 feet; thence South 67 degrees 39 minutes 23 seconds East 200.00 feet; thence North 22 degrees 20 minutes 37 seconds East 311.28 feet to said southerly right-of-way line of Trunk Highway No. 2; thence North 70 degrees 53 minutes 04 seconds West 200.32 feet along said southerly right-of-way line of Trunk Highway No. 2 to the point of beginning. Subject to existing easements and encumbrances of record. Approximately 35 acres. (Parcel No. 70-021-1101)

AND

A tract of land in the Northwest Quarter of the Northwest Quarter, Section Twenty-two (22), Township Fifty-six (56), Range Twenty-seven (27) described as follows; Commencing at the common corner of Section 15, 16, 21, and 22, Township 56, Range 27; thence South, along the section line between Section 21 and 22, a distance of 347.8 feet, to the South boundary of U.S. Highway #2, which is the point of beginning. Thence continuing South along said Section line, a distance of 902.2 feet; thence East, at an angle of 90 degrees from

South to East a distance of 1240.0 feet; thence in a Northerly direction, at an angle of 85 degrees 30 minutes from East to North, a distance of 658.9 feet, to the South boundary of said U.S. Highway #2; thence in a Northwesterly direction along the South boundary of said U.S. Highway #2, a distance of 1326.7 feet, to the point of beginning. Approximately 22.4 acres. (Parcel No. 70-022-2203)

AND

That part of the Northwest Quarter of the Northwest Quarter (NW¼ NW¼) of Section Twenty-two (22), Township Fifty-six (56) North, Range Twenty-seven (27) West, Itasca County, Minnesota, lying South of New U.S. Highway 2 and lying North of Old U.S. Highway No. 2, approximately 4 acres (Parcel No. 70-022-2204)

AND

That part of the Northeast Quarter of the Northeast Quarter (NE¼ NE¼), Section Twenty-one (21), Township Fifty-six (56) North, Range Twenty-seven (27) West, Itasca County, Minnesota, described as follows: COMMENCING at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 88 degrees 28 minutes 15 seconds West, assumed bearing, along the north line of said Northeast Quarter of the Northeast Quarter a distance of 721.19 feet to the southerly right-of-way line of Trunk Highway No. 2 and the point of beginning of the tract to be herein described; thence South 22 degrees 20 minutes 37 seconds West 300.00 feet; thence South 67 degrees 39 minutes 23 seconds East 200.00 feet; thence North 22 degrees 20 minutes 37 seconds East 311.28 feet to said southerly right-of-way line of Trunk Highway No. 2; thence North 70 degrees 53 minutes 04 seconds West 200.32 feet along said southerly right-of-way line of Trunk Highway No. 2 to the point of beginning. Approximately 1.4 acres. (Parcel No. 70-021-1103)

and

**WHEREAS**, the City of Deer River and Itasca County 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 Deer River and Itasca County may agree on a process of orderly annexation of a designated area; and

**WHEREAS**, the City of Deer River and Itasca County 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 Deer River and the Board of Commissioners of Itasca County 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:

That part of Government Lot One (1), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27) lying North of the railroad right of way. Approximately 16 acres. (part of Parcel No. 70-021-1200).

AND

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ ), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27), Itasca County, State of Minnesota, LESS that part lying North of Trunk Highway No. 2 and LESS Highway No. 2 and the Great Northern Railway right-of-way, AND LESS that part described as follows: Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 88 degrees 28 minutes 15 seconds West, assumed bearing, along the north line of said Northeast Quarter of the Northeast Quarter a distance of 721.19 feet to the southerly right-of-way line of Trunk Highway No. 2 and the point of beginning of the tract to be herein described; thence South 22 degrees 20 minutes 37 seconds West 300.00 feet; thence South 67 degrees 39 minutes 23 seconds East 200.00 feet; thence North 22 degrees 20 minutes 37 seconds East 311.28 feet to said southerly right-of-way line of Trunk Highway No. 2; thence North 70 degrees 53 minutes 04 seconds West 200.32 feet along said southerly right-of-way line of Trunk Highway No. 2 to the point of beginning. Subject to existing easements and encumbrances of record. Approximately 35 acres. (Parcel No. 70-021-1101)

AND

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AND

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2. **Acreage/Population/Usage.** That the orderly annexation area consists of approximately 78.8 acres, the population in the area is zero, and the land use type is commercial/industrial.

3. **Jurisdiction.** That the City of Deer River and the County of Itasca, 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.** As the property to be annexed is within an unorganized township, the provision of Minnesota Statutes § 414.036 are not applicable.

5. **Review and Comment.** The City of Deer River and the County of Itasca 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.

6. **Other Terms of Resolution.** By this agreement and the authority on which it is based, effective upon the order of the administrative law judge approving annexation, the county's rights, interests in, and responsibilities over County Road 178 both within and outside the annexed area shall vest in the City of Deer River, and thereafter, the City shall assume sole and exclusive responsibilities of the "road authority" (as defined under Minn. Stat. § 160.02, subd. 25) with respect to this road.

There are no additional terms of this Resolution.

Adopted by affirmative vote of the Board of Commissioners of Itasca County this 24 day of March 2015.

ITASCA COUNTY

By: 

Chairperson  
Board of Commissioners

ATTEST:

By: 

MAR 30 2015

Adopted by affirmative vote of the City Council of the City of Deer River this 23<sup>rd</sup> day of March 2015.

CITY OF Deer River

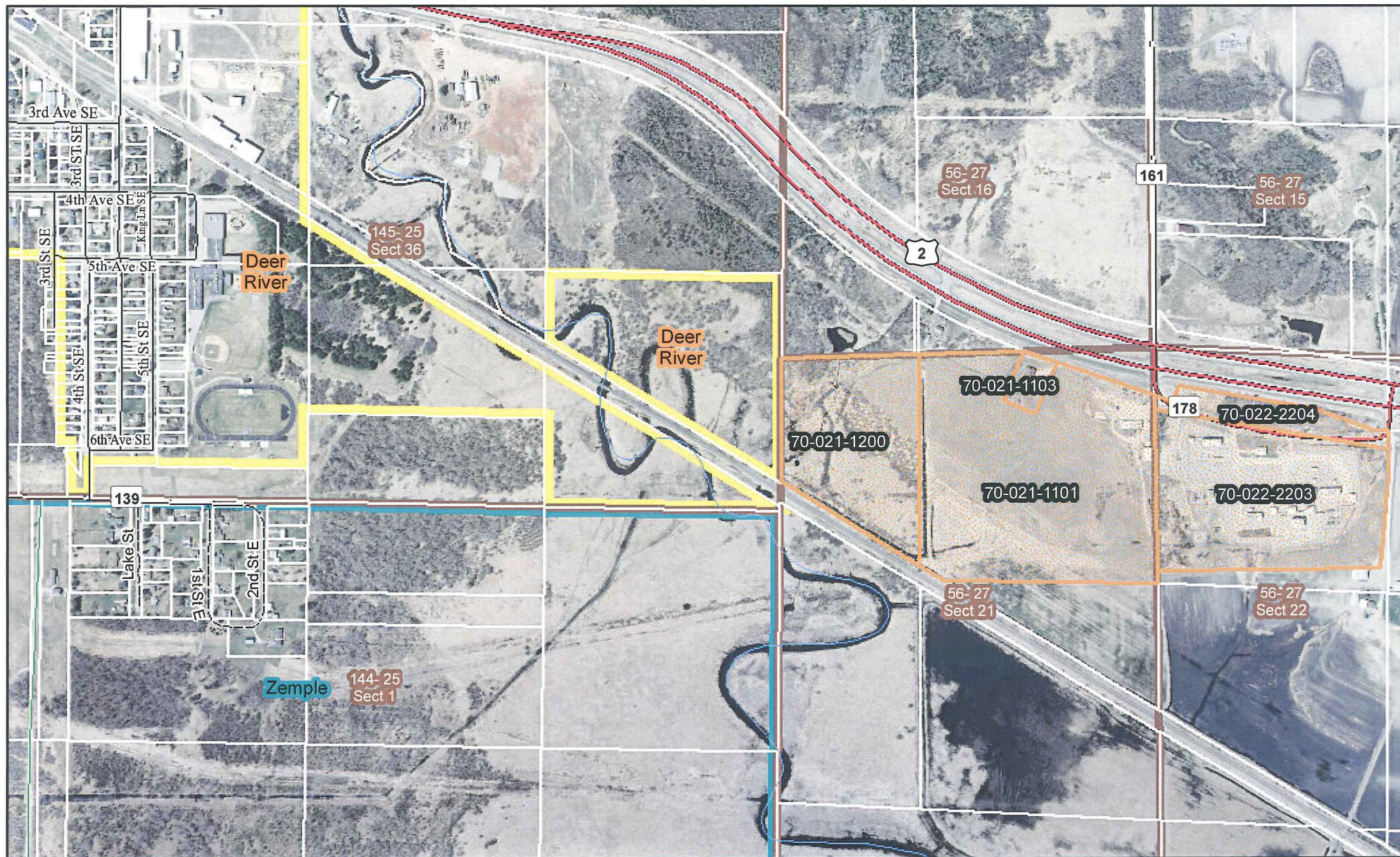
By: [Signature]  
Steven Gevings, Mayor

ATTEST:

By: [Signature]  
Mark Box, City Clerk/Treasurer

Approved this 23 day of March 2015.





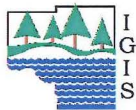
Itasca Geographic Information System  
"decision support through automation"

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method or in any form without written permission.

Date: 2/20/2015

Name: DeerRiverAnnex2015









## City of Deer River Proposed Annexation

0 400 800 1,200  
Feet

The aerial photograph was  
flown in the Spring of 2013.

### Legend

-  Proposed Deer River Annexation Parcels
-  Tax Parcel
-  PLSS Section Line
-  Municipal Boundary
-  Deer River
-  Zemple

REC'D BY  
MBA

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