

MN Municipal Board Docket No. \_\_\_\_\_

LeSauk Township Resolution No. \_\_\_\_\_  
City of St. Cloud Resolution No. 2015-11-182

JOINT RESOLUTION AS TO ORDERLY ANNEXATION  
BY AND BETWEEN THE CITY OF ST. CLOUD AND  
THE TOWN OF LESAUK

WHEREAS, the City of St. Cloud (the "City") and the Town of LeSauk (the "Town") desire to provide for the orderly development of areas of the Town that are or are about to become urban or suburban in character; and

WHEREAS, the City and the Town have reached an agreement which is in the best interest of citizens of the City and Town.

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF ST. CLOUD AND THE BOARD OF SUPERVISORS OF THE TOWN OF LESAUK, THAT THE TOWN AND CITY DO JOINTLY AGREE TO THE FOLLOWING:

1. Description of Area to be Annexed. That the following described areas are properly subject to orderly annexation under and pursuant to Minnesota Statutes §414.0325, and the parties do hereby designate these areas for orderly annexation as provided by statute:

a. That area set forth on the attached map (Exhibit A) and legally described by Exhibit B.

2. Municipal Board Jurisdiction. That upon approval by the parties, this agreement shall confer jurisdiction upon the Department of Administration-Municipal Boundary Adjustments (the "Department") so as to accomplish said orderly annexation in accordance with the terms of this agreement.

3. No Alterations of Boundaries. The City and the Town mutually state that no alteration by the Department of the boundaries of those areas designated herein for orderly annexation is appropriate.

4. Conditions for Annexation. The City and the Town mutually state that this resolution sets forth all of the conditions for annexation of the areas designated herein for orderly annexation and that no consideration by the Department is necessary. The Department may review and comment, but shall, within thirty (30) days, order annexation.

5. Property Taxes Step-Up. A rural tax district shall be established for properties existing within the Town immediately prior to annexation. The tax capacity rate for the rural district will be adjusted to the mid-point between the rate in the present City and the most recent Town tax rate for taxes payable 2016. Thereafter, the differential between the Town tax rate and City tax rate will remain constant. Redesignation from rural tax district to urban tax district occurs upon platting; whenever application is made for a permit for the construction of a commercial, industrial, or residential development; or construction of other physical improvements on the property.

6. Reimbursement of Taxes. The City hereby agrees to annually reimburse the Town for a portion of the taxes it collects for a 6-year period. The City shall make its payment to the Town once each year, prior to December 1<sup>st</sup> of each year, based on the monies the City has collected. The dollars to be returned to the Town shall be calculated by multiplying the assessor's market value for the annexed property by the current capacity rates. The assessor's determination of market value shall be determined annually in accord with the normal process. The result of this calculation is a determination of the individual tax capacity value for each property. The tax capacity value for each property will then be multiplied by the Town's present tax capacity rate. The result equals the dollars to be returned to the Town.

This resolution is adopted by the St. Cloud City Council the 23 day of November, 2016<sup>5</sup>

Dave Kleis  
Dave Kleis, Mayor

Attest:

Gregg Engdahl  
Gregg Engdahl, City Clerk

This resolution is adopted by the LeSauk Town Board of Supervisors the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_, Chair

Attest:

\_\_\_\_\_, Town Clerk

MN Municipal Board Docket No. \_\_\_\_\_

LeSauk Township Resolution No. 3016-04  
City of St. Cloud Resolution No. \_\_\_\_\_JOINT RESOLUTION AS TO ORDERLY ANNEXATION  
BY AND BETWEEN THE CITY OF ST. CLOUD AND  
THE TOWN OF LESAUK

WHEREAS, the City of St. Cloud (the "City") and the Town of LeSauk (the "Town") desire to provide for the orderly development of areas of the Town that are or are about to become urban or suburban in character; and

WHEREAS, the City and the Town have reached an agreement which is in the best interest of citizens of the City and Town.

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF ST. CLOUD AND THE BOARD OF SUPERVISORS OF THE TOWN OF LESAUK, THAT THE TOWN AND CITY DO JOINTLY AGREE TO THE FOLLOWING:

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This resolution is adopted by the St. Cloud City Council the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Dave Kleis, Mayor

Attest:

\_\_\_\_\_  
Gregg Engdahl, City Clerk

This resolution is adopted by the LeSauk Town Board of Supervisors the 9th day of February, 2016.

John Kuehler  
LeSauk, Chair

Attest:

Marlyce L. Plante  
LeSauk, Town Clerk

## EXHIBIT A - LEGAL DESCRIPTIONS

7689

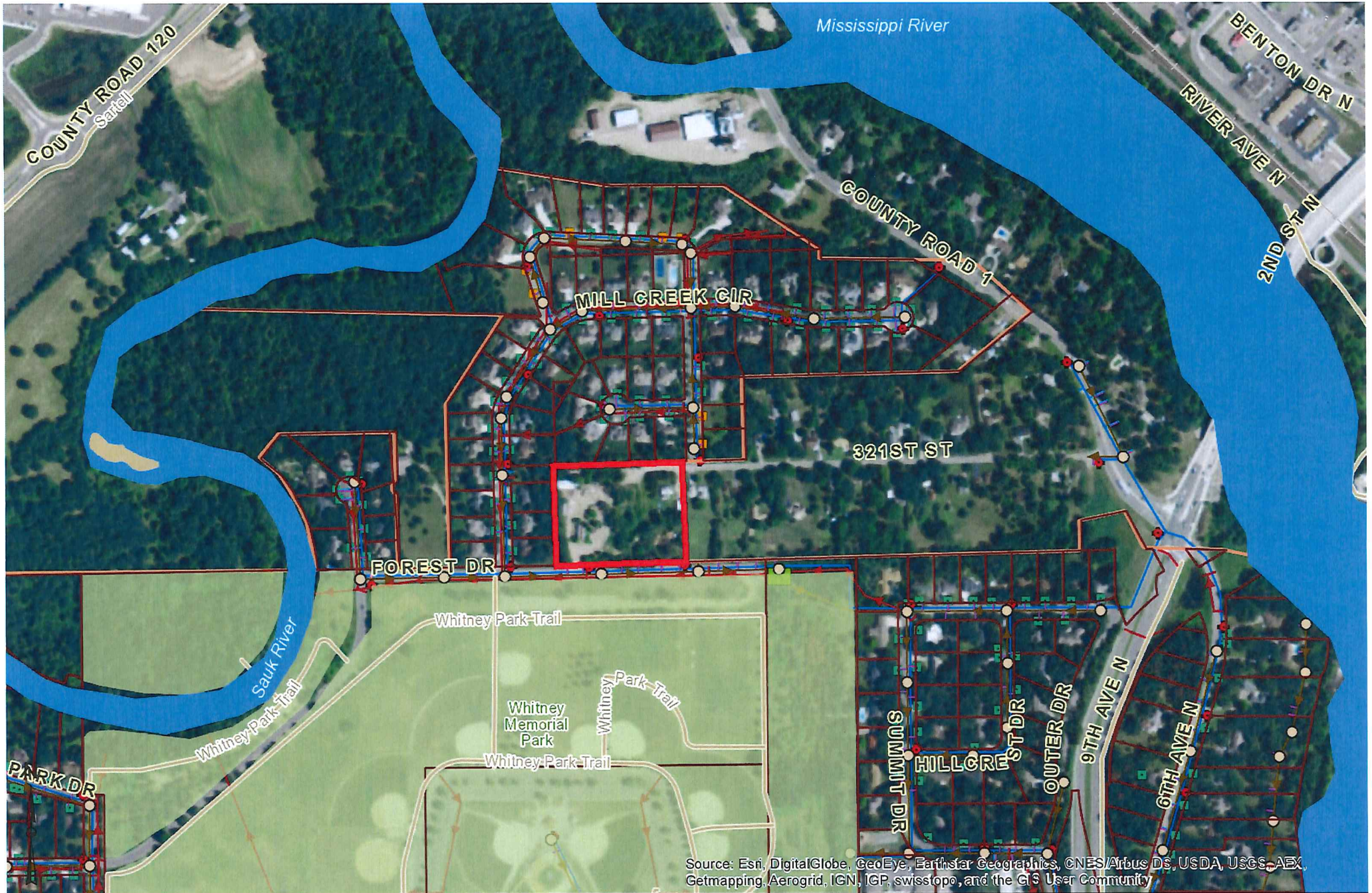
The North One-Half (N1/2) of Lot Sixteen (16), in Block Two (2), **North Side Acres**, according to the plat thereof on file and of record in the office of the County Recorder, Stearns County, Minnesota, being part of Section Thirty-five (35), Township One Hundred Twenty-five (125), Range Twenty-eight (28) West.

7688

The South One-half (S1/2) of Lot Sixteen (16), in Block Two (2), in **North Side Acres**, as surveyed and platted in March, 1928, and recorded in the office of the County Recorder, Stearns County, Minnesota, being in Section Thirty-five (35), Township One Hundred Twenty-five (125), Range Twenty-eight West (28W).

7687

Lots Numbered Seventeen (17) and Eighteen (18), in Block Numbered Two (2), **North Side Acres**, according to the plat and survey thereof on file and of record in the office of the County Recorder, Stearns County, Minnesota.



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

# Ferber Property - LeSauk Township

Annexation General Location Map

REC'D BY  
MBA **FEB 26 2016**



1:8,451

Date: 11/16/2015

This map is not a substitute for accurate field surveys or for locating actual property lines and any adjacent features.

These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

# NORTH SIDE ACRES

— SITUATE NEAR —

## ST. CLOUD, MINN.

SURVEYED AND PLATTED IN MARCH  
1928

Samuel S. Chute, Civil Engineer  
Scale in Feet

REC'D BY  
MBA

FEB 26 2016

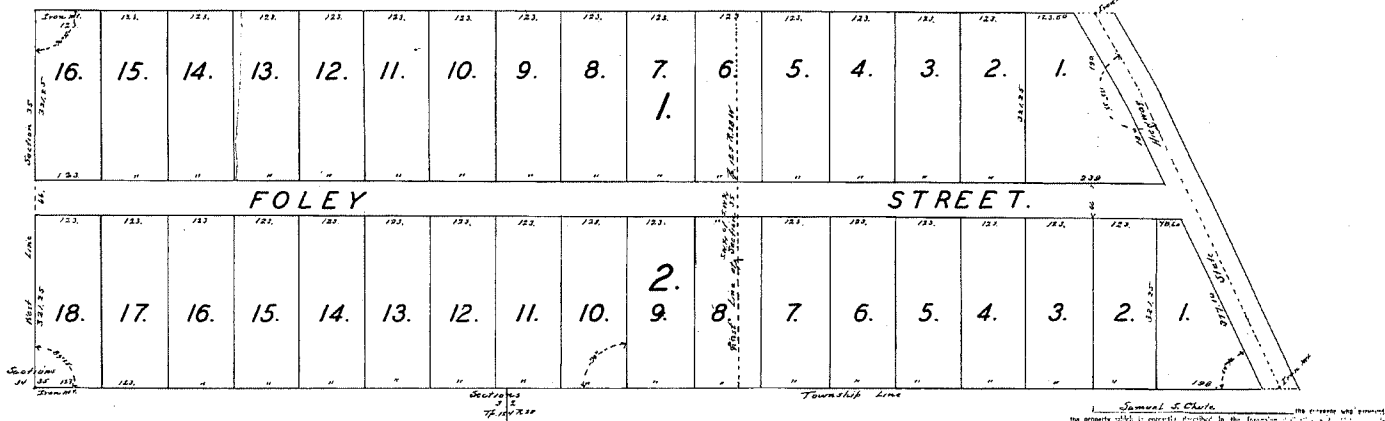
*Anna Wickell*, Chairman of the Co. Board, Stearns County, Minnesota, hereby certifies that the above described plat was caused by the duly elected Special Jury held on the 5<sup>th</sup> day of April, A. D. 1928, when *Nicholas Stearns* County Auditor, and *Henry Campbell* Clerk of the County Board,

I hereby certify that the contents of the above described plat were read to the jury and the jury found that the same were correct and that the same should be recorded as such.

Auditor  
State of Minnesota  
County of Stearns  
I hereby certify that the taxes on the above described land, due to the State and County, have been paid.  
*Nicholas Stearns*  
County Auditor  
By *A. J. Steiner*, Deputy

Treasurer  
I hereby certify that the taxes on the above described land, due to the State and County, have been paid.  
*Wm. J. Stearns*  
County Treasurer  
By *Wm. J. Stearns*, Deputy

Recorder of Deeds  
I hereby certify that the within instrument was duly recorded in the office of the Recorder of Deeds of Stearns County, Minnesota, on the 10<sup>th</sup> day of March, A. D. 1928, at 10:30 A. M., and the same is hereby certified to be a true and correct copy of the original as same is on file in the office of the Recorder of Deeds.  
*Samuel S. Chute*  
Recorder of Deeds



The First National Bank of Foley, Minn., a Corporation  
City of Foley, Minn.  
Stearns County, Minn.  
All of the South 7000 feet of the S.W. 1/4 of the S.W. 1/4 and lot 18 Section 36 Township 28 N. Range 18 W. of the 1<sup>st</sup> Range and Section 36 Range 18 W. of the 1<sup>st</sup> Range.  
Be it known that on this 10<sup>th</sup> day of March, A. D. 1928, personally appeared *John F. Hall*, President and *Wm. H. Lunde*, Cashier of the First National Bank of Foley, Minn., known of the foregoing instrument as the grantors.  
And we hereby certify that all of the provisions of sections 6526, 6527, 6528 of Chapter 64 of the General Statutes of Minnesota for the year 1919 have been complied with. We hereby declare that the above described lands are shown as the several lots in the plat, for use as shown on the plat.  
Witness our hands and seals this 10<sup>th</sup> day of March, A. D. 1928.  
*John F. Hall* President  
*Wm. H. Lunde* Cashier  
*Samuel S. Chute* Recorder of Deeds

State of Minnesota,  
County of Stearns,  
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*Samuel S. Chute*  
Recorder of Deeds  
By *Samuel S. Chute*, Deputy