

Resolution 11-19-2018 C

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF Aitkin AND Aitkin 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 Aitkin and Aitkin Township jointly agree to designate and request the immediate annexation of the following described land located within Aitkin Township to the City of Aitkin, County of Aitkin, Minnesota;

The Northeast Quarter of the Southwest Quarter (NE1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), EXCEPT that part described as follows:

Commencing at a point 360 feet South of the center post of said Section 36; thence West 35 feet; thence South 80 feet; thence East 35 feet; thence North 80 feet, except that part thereof that lays westerly of the centerline of the Aitkin Township Road as presently located on 9/3/98.

AND

The Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), except all that part lying West of Ripple River.

AND

The Southeast Quarter of the Southwest Quarter (SE1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27).

AND

The Southwest Quarter of the Southwest Quarter (SW1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), except all that part lying West of Ripple River.

AND

The Southwest Quarter of the Southeast Quarter (SW1/4 of SE1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27).

AND

The Southeast Quarter of the Southeast Quarter (SE1/4 of SE1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27) EXCEPT that part of the SE1/4 of SE1/4 which lies northerly of the township road as same existed on the 26th day of February 1974.

AND

That part of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), Aitkin County, Minnesota, to be described as follows:

Commencing at the Northwest corner of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 28 minutes 22 seconds East on an assigned bearing along the West line of said Southwest Quarter of the Northwest Quarter a distance of 570.96 feet; thence South 89 degrees 42 minutes 06 seconds East along the North line of the South 765 feet of said Southwest Quarter of the Northwest Quarter a distance of 580.05 feet, to a point hereby designated and hereafter referred to as Point A; thence continuing South 89 degrees 42 minutes 06 second East a distance of 305.79 feet; thence South 00

degrees 15 minutes 43 seconds East a distance of 102.13 feet, to the actual point of beginning of the tract of land to be described; thence North 00 degrees 15 minutes 43 seconds West a distance of 102.13 feet; thence North 89 degrees 42 minutes 06 seconds West a distance of 132.84 feet; thence South 00 degrees 28 minutes 22 seconds East, parallel with the Easterly right of way line of U. S. Trunk Highway No. 169 as presently located on April 2, 1999, a distance of 466.00 feet; thence North 89 degrees 31 minutes 38 seconds East, along the Easterly extension of the Northerly line of a tract of land as described in Book "97" of Deeds, on page 79, a distance of 50.01 feet; thence South 22 degrees 09 minutes 57 seconds West along the Easterly line of a tract of land as described in Document No. 164569 a distance of 332.71 feet, to its intersection with the South line of said Southwest Quarter of the Northwest Quarter, said point also being the Southeasterly corner of said tract of land as described in Document No. 164569; thence South 89 degrees 42 minutes 06 seconds East, along the South line of said Southwest Quarter of the Northwest Quarter a distance of 206.69 feet, to the Southwesterly corner of a tract of land as described in Document No. 297515; thence North 00 degrees 08 minutes 49 seconds West, along the Westerly line of said tract of land as described in Document No. 297515 a distance of 662.37 feet, to the actual point of beginning. EXCEPT any part thereof that lays Northerly of the Ripple River.

AND

That part of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), Aitkin County, Minnesota, to be described as follows:

Commencing at the Northwest corner of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 28 minutes 22 seconds East on an assigned bearing along the West line of said Southwest Quarter of the Northwest Quarter a distance of 570.96 feet; thence South 89 degrees 42 minutes 06 seconds East along the North line of the South 765 feet of said Southwest Quarter of the Northwest Quarter a distance of 580.05 feet to a point hereby designated and hereafter referred to as Point A; thence continuing South 89 degrees 42 minutes 06 seconds East a distance of 305.79 feet; thence South 00 degrees 15 minutes 43 seconds East a distance of 102.13 feet, to the actual point of beginning of the following tract of land to be described; thence North 89 degrees 42 minutes 06 seconds East a distance of 441.27 feet to the East line of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 15 minutes 43 seconds East along the East line of said Southwest Quarter of the Northwest Quarter a distance of 662.37 feet to the Southeast corner thereof; thence North 89 degrees 42 minutes 06 seconds West along the South line of said Southwest Quarter of the Northwest Quarter a distance of 441.27 feet; thence North 00 degrees 08 minutes 49 seconds West, a distance of 662.37 feet, to the actual point of beginning. EXCEPT any part thereof that lays Northerly and Northeasterly of the Ripple River.

and

WHEREAS, the City of Aitkin and Aitkin 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 Aitkin and Aitkin Township may agree on a process of orderly annexation of a designated area; and

WHEREAS, the City of Aitkin and Aitkin 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 Aitkin and the Township Board of Aitkin 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:

The Northeast Quarter of the Southwest Quarter (NE1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), EXCEPT that part described as follows:

Commencing at a point 360 feet South of the center post of said Section 36; thence West 35 feet; thence South 80 feet; thence East 35 feet; thence North 80 feet, except that part thereof that lays westerly of the centerline of the Aitkin Township Road as presently located on 9/3/98.

AND

The Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), except all that part lying West of Ripple River.

AND

The Southeast Quarter of the Southwest Quarter (SE1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27).

AND

The Southwest Quarter of the Southwest Quarter (SW1/4 of SW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), except all that part lying West of Ripple River.

AND

The Southwest Quarter of the Southeast Quarter (SW1/4 of SE1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27).

AND

The Southeast Quarter of the Southeast Quarter (SE1/4 of SE1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27) EXCEPT that part of the SE1/4 of SE1/4 which lies northerly of the township road as same existed on the 26th day of February 1974.

AND

That part of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), Aitkin County, Minnesota, to be described as follows:

Commencing at the Northwest corner of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 28 minutes 22 seconds East on an assigned bearing along the West line of said Southwest Quarter of the Northwest Quarter a distance of 570.96 feet; thence South 89 degrees 42 minutes 06 seconds East along the North line of the South 765 feet of said Southwest Quarter of the Northwest Quarter a distance of 580.05 feet, to a point hereby designated and hereafter referred to a Point A; thence continuing South 89 degrees 42 minutes 06 second East a distance of 305.79 feet; thence South 00 degrees 15 minutes 43 seconds East a distance of 102.13 feet, to the actual point of

beginning of the tract of land to be described; thence North 00 degrees 15 minutes 43 seconds West a distance of 102.13 feet; thence North 89 degrees 42 minutes 06 seconds West a distance of 132.84 feet; thence South 00 degrees 28 minutes 22 seconds East, parallel with the Easterly right of way line of U. S. Trunk Highway No. 169 as presently located on April 2, 1999, a distance of 466.00 feet; thence North 89 degrees 31 minutes 38 seconds East, along the Easterly extension of the Northerly line of a tract of land as described in Book "97" of Deeds, on page 79, a distance of 50.01 feet; thence South 22 degrees 09 minutes 57 seconds West along the Easterly line of a tract of land as described in Document No. 164569 a distance of 332.71 feet, to its intersection with the South line of said Southwest Quarter of the Northwest Quarter, said point also being the Southeasterly corner of said tract of land as described in Document No. 164569; thence South 89 degrees 42 minutes 06 seconds East, along the South line of said Southwest Quarter of the Northwest Quarter a distance of 206.69 feet, to the Southwesterly corner of a tract of land as described in Document No. 297515; thence North 00 degrees 08 minutes 49 seconds West, along the Westerly line of said tract of land as described in Document No. 297515 a distance of 662.37 feet, to the actual point of beginning. EXCEPT any part thereof that lays Northerly of the Ripple River.

AND

That part of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), Aitkin County, Minnesota, to be described as follows:

Commencing at the Northwest corner of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 28 minutes 22 seconds East on an assigned bearing along the West line of said Southwest Quarter of the Northwest Quarter a distance of 570.96 feet; thence South 89 degrees 42 minutes 06 seconds East along the North line of the South 765 feet of said Southwest Quarter of the Northwest Quarter a distance of 580.05 feet to a point hereby designated and hereafter referred to as Point A; thence continuing South 89 degrees 42 minutes 06 seconds East a distance of 305.79 feet; thence South 00 degrees 15 minutes 43 seconds East a distance of 102.13 feet, to the actual point of beginning of the following tract of land to be described; thence North 89 degrees 42 minutes 06 seconds East a distance of 441.27 feet to the East line of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 15 minutes 43 seconds East along the East line of said Southwest Quarter of the Northwest Quarter a distance of 662.37 feet to the Southeast corner thereof; thence North 89 degrees 42 minutes 06 seconds West along the South line of said Southwest Quarter of the Northwest Quarter a distance of 441.27 feet; thence North 00 degrees 08 minutes 49 seconds West, a distance of 662.37 feet, to the actual point of beginning. EXCEPT any part thereof that lays Northerly and Northeasterly of the Ripple River.

2. **(Acreage/Population/Usage.)** That the orderly annexation area consists of approximately 223.16 acres, the population in the area is 0, and the land use type is vacant.

3. **(Jurisdiction.)** That Aitkin Township and the City of Aitkin, 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.

a. **Reimbursement to Towns for lost taxes on annexed property.**

The property is tax exempt and does not generate taxes.

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 or attached exhibit) there are no special assessments or debt.

5. **(Review and Comment).** The City of Aitkin and Aitkin 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.

6. **(Other Terms of Resolution).**

Adopted by affirmative vote of all the members of the __ Aitkin Township Board of Supervisors this 14th day of November 2018

AITKIN TOWNSHIP

By: [Signature]
Chairperson
Board of Supervisor

ATTEST:

By: [Signature]
Township Clerk

Adopted by affirmative vote of the City Council of Aitkin this 20th day of November 2018

CITY OF AITKIN
By: [Signature]
Mayor

ATTEST:
By: [Signature]
City Administrator

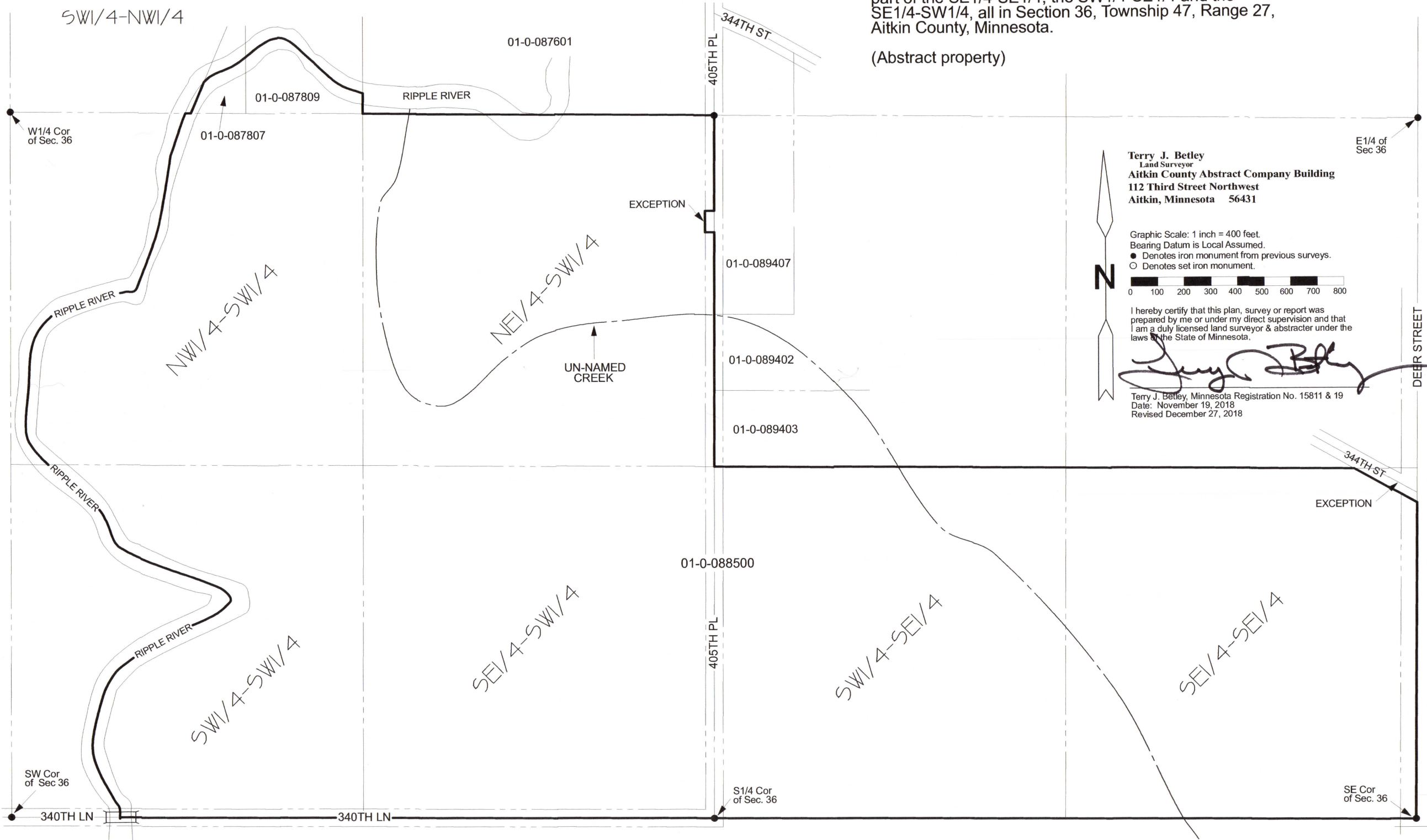
Approved this 20th day of November 2018

Municipal Boundary Adjustment Unit Contacts
Star Holman star.holman@state.mn.us 651-361-7909
Katie Lin katie.lin@state.mn.us 651-361-7911
(October 2017)

ISD NO.1 PROPERTY 2018 ANNEXATION MAP

Of a part of the SW1/4-NW1/4, a part of the NW1/4-SW1/4, a part of the SW1/4-SW1/4, a part of the NE1/4-SW1/4, a part of the SE1/4-SE1/4, the SW1/4-SE1/4 and the SE1/4-SW1/4, all in Section 36, Township 47, Range 27, Aitkin County, Minnesota.

(Abstract property)



Terry J. Betley
Land Surveyor
Aitkin County Abstract Company Building
112 Third Street Northwest
Aitkin, Minnesota 56431

Graphic Scale: 1 inch = 400 feet.
Bearing Datum is Local Assumed.
● Denotes iron monument from previous surveys.
○ Denotes set iron monument.

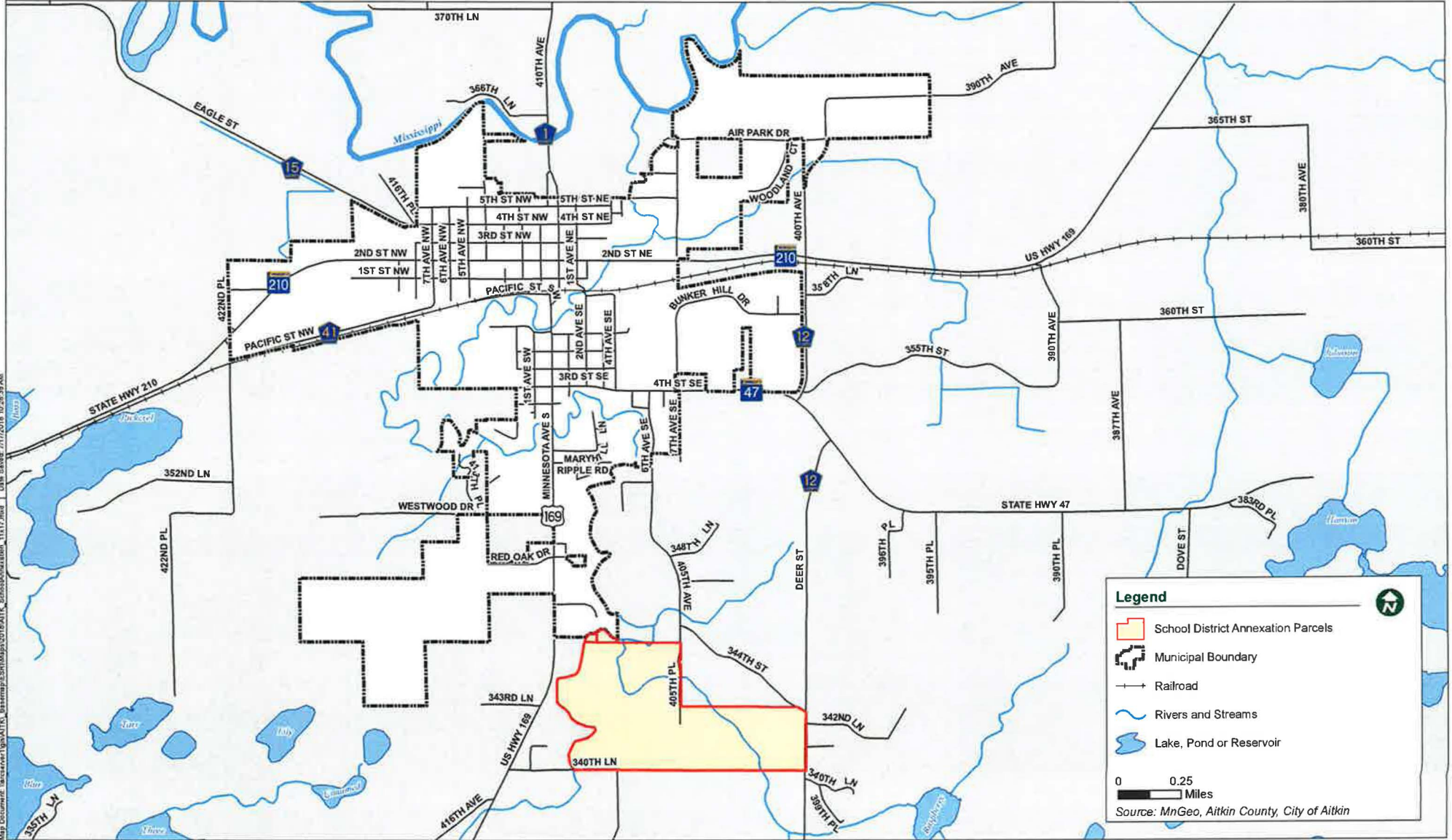
I hereby certify that this plan, survey or report was prepared by me or under my direct supervision and that I am a duly licensed land surveyor & abstracter under the laws of the State of Minnesota.

Terry J. Betley
Terry J. Betley, Minnesota Registration No. 15811 & 19
Date: November 19, 2018
Revised December 27, 2018



School Annexation
City of Aitkin, Minnesota

Location Map
July 2018



Map Document: \\arcserver1\gis\AITKIN_SchoolAnnexation\Map\2018\AITK_SchoolAnnexation_11.17.mxd Date Saved: 7/17/2018 10:28:39 AM