

Resolution No. 1989-9-281

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

WHEREAS, Dale and Marcy Voss, residents and property owners of the Town of St. Cloud ("Town"), have requested an annexation to the City of St. Cloud ("City"), in order to receive City water services; and

WHEREAS, the Town has reviewed the request of Mr. and Mrs. Voss pursuant to Town Ordinance No. 87-2, and the Town has concluded that annexation would be in the best interests of the property owners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE TOWN OF ST. CLOUD AND THE COUNCIL OF THE CITY OF ST. CLOUD:

1. Description of Area to be Annexed. The following described area ("subject property") is properly subject to orderly annexation under and pursuant to Minnesota Statutes §414.0325, and the parties do hereby designate this area for orderly annexation as provided by statute:

That area set forth in the legal description attached as Exhibit "A," and on the map attached as Exhibit "B."

2. Municipal Board Jurisdiction. Upon approval by the parties, this agreement shall confer jurisdiction upon the Minnesota Municipal Board ("Board") so as to accomplish said orderly annexation in accordance with the terms of this agreement.

3. No Alteration of Boundaries. The Town and the City mutually state that no alteration by the Board of the boundaries of that area designated herein for orderly annexation is appropriate. The Board may review and comment, but may not alter the boundaries.

4. Conditions for Annexation.

- a. The City and the Town mutually state that this resolution sets forth all of the conditions for annexation of the area designated herein for orderly annexation and that no consideration by the Board is necessary. Therefore, the Board shall, within 30 days, order the annexation to take effect in accordance with the terms of this resolution, immediately upon the effective date of the Board's order.
- b. The property shall be annexed into the City zoned for R-1 residential use, as currently existing under the City of St. Cloud Zoning Ordinance.

This Resolution adopted by the Town of St. Cloud Board of Supervisors the 18th day of September, 1989.

Attest:

TOWN OF ST. CLOUD, MINNESOTA

DeWage L. Waseck  
Town Clerk

By Marlyn Libbesmeier  
Chairman, Board of  
Supervisors

This Resolution adopted by the St. Cloud City Council the 25th day of September, 1989.

Attest:

CITY OF ST. CLOUD, MINNESOTA

Angie G. Engdahl  
City Clerk

By [Signature]  
Mayor

REC'D. BY  
HMB OCT 02 1989

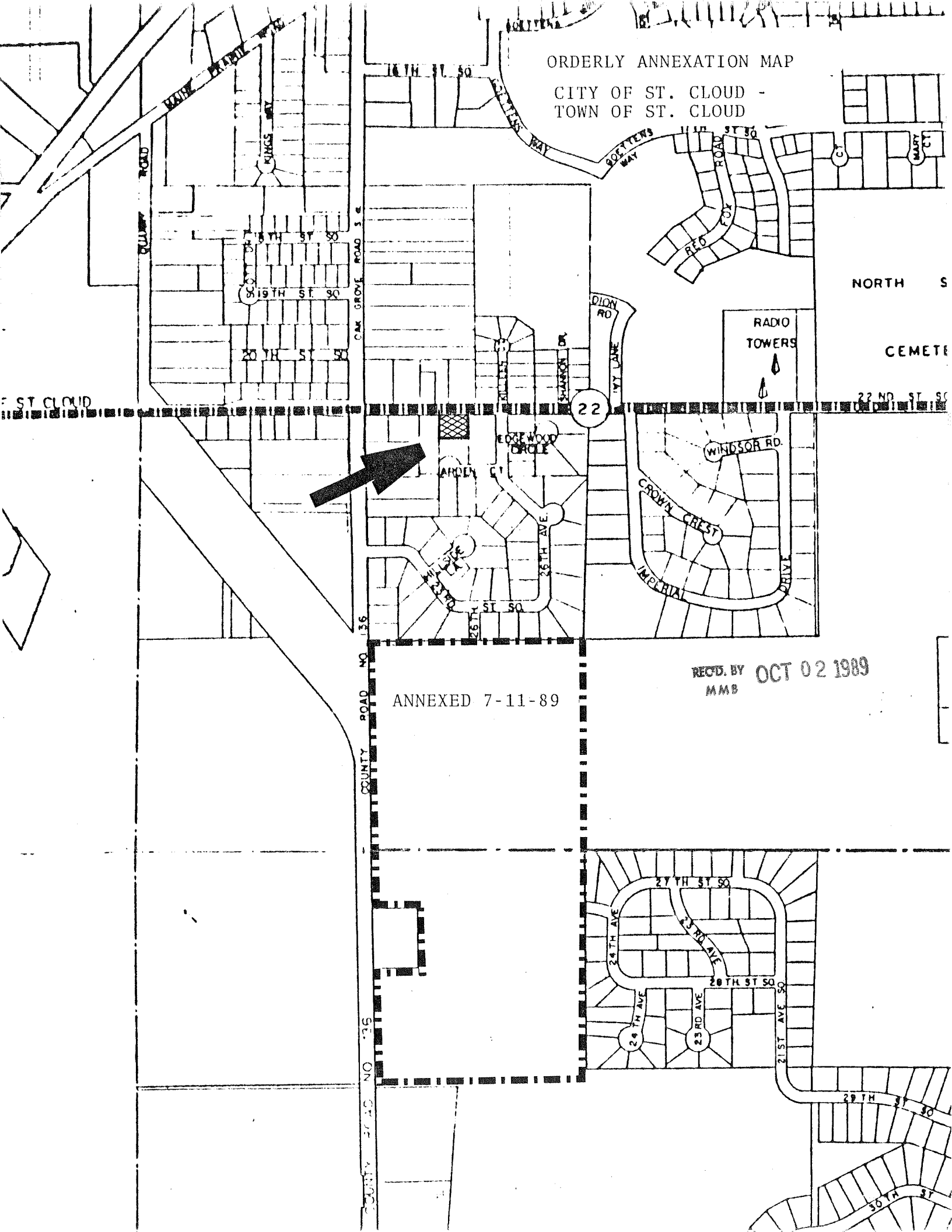
EXHIBIT A

The following described real estate situated in Stearns County, Minnesota:

Lot (5) in Block One (1) of Hillside Oaks Replat, and the southern half of 22nd Street immediately adjacent to said property, according to the plat and survey thereof on file and of record in the office of the County Recorder, in and for Stearns County, Minnesota.

ORDERLY ANNEXATION MAP

CITY OF ST. CLOUD -  
TOWN OF ST. CLOUD



ANNEXED 7-11-89

REC'D. BY MMB OCT 02 1989

This is a detailed plat map of Block 2, Victoria Heights. The map shows the following features:

- Streets:** Arden Court to the west, 23rd St. So. to the south, and 26th Ave. So. running diagonally through the block.
- Lots:** Nine lots are numbered 1 through 9. Lot 1 is a yellow-shaded rectangular lot in the northwest corner. Lots 2-9 are of various shapes, some with curved boundaries.
- Easements:** Several utility easements are shown, including a 10-foot utility easement along the south side of Arden Court and various easements along the diagonal street.
- Dimensions:** The map is covered with precise measurements of lot boundaries in feet and inches, as well as bearings (e.g., N 89° 54' 05" E, S 89° 54' 05" W).
- Other Labels:** "NOT PLATTED" is written in large letters across the upper right portion of the map. "CENTER SECTION" is labeled near the top right. "E 1/4 COR SEC 22-124-28 C.I.M." is noted in the top right corner. "BLOCK 2" and "VICTORIA HEIGHTS" are labeled on the right side. "OUTLOT 'A'" is labeled at the bottom right.
- Annotations:** There are handwritten-style annotations such as "NE 1/4 SW 1/4 SEC. 22-124-28" and "NOT PLATTED" in a larger, bolder font.



REC'D. BY  
MMB OCT 19 1989

# HILLSIDE

# OAKS

## ST. CLOUD TOWNSHIP

## STEARNS COUNTY, MINN.

INDICATES IRON MONUMENT  
BEARINGS ARE ON AN ASSUMED DATUM

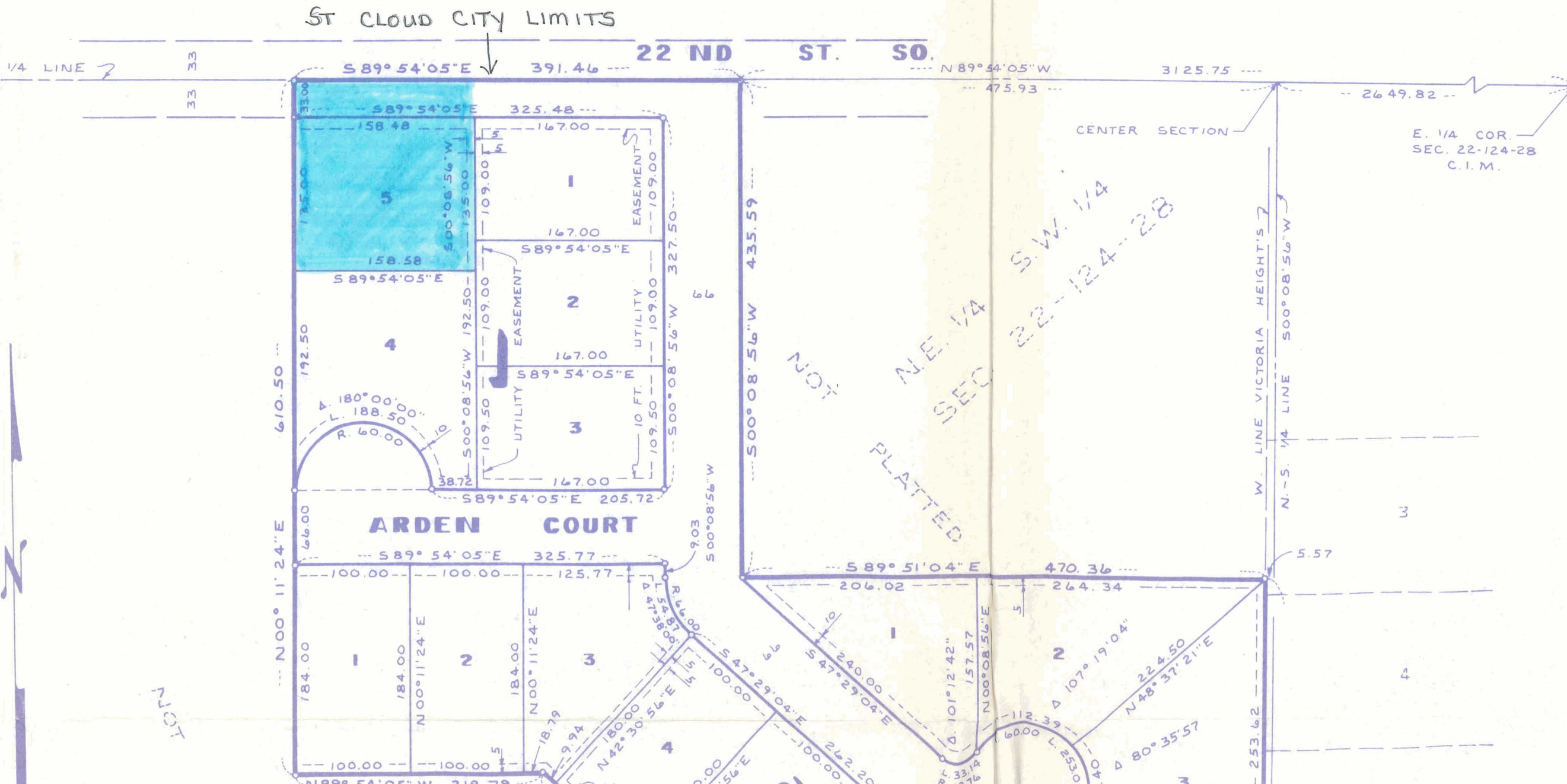


SCALE :



Know all men by these  
BEVERLY IVERSON, husband  
and wife, and TERENCE  
FIRST AMERICAN NATION  
described Real Estate  
to wit: That part of  
North, Range 28 West,  
Quarter; thence N89°5  
475.93 feet to the po  
thence S89°51'04"E 47  
west line 888.62 feet  
N89°56'09"W along sai  
81.53 feet; thence NO  
218.79 feet; thence N  
Southwest Quarter; th  
Containing 15.18 acres  
for deed purchasers,  
this plat to the Publ

Witness our hand and



*James A. Iverson*  
*Ruth J. Iverson*  
*Terence R. Iverson*

STATE OF MINNESOTA) SS  
COUNTY OF *Benton*)  
*September*  
Corporation, on behalf

STATE OF MINNESOTA) SS  
COUNTY OF *Stearns*)  
*September*  
ROBERT TESTA and RUTH  
wife.

STATE OF MINNESOTA) SS  
COUNTY OF *Stearns*)  
*September*  
*Public* *Ver* *Pres*  
Corporation, on behalf