

REC'D BY
SEP 01 1993

TO THE MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
St. Paul, MN 55101

IN THE MATTER OF THE JOINT
RESOLUTION OF THE CITY OF
AITKIN AND THE TOWN OF AITKIN
DESIGNATING AN UNINCORPORATED
AREA AS IN NEED OF ORDERLY
ANNEXATION AND CONFERRING
JURISDICTION OVER SAID AREA
TO THE MINNESOTA MUNICIPAL BOARD
PURSUANT TO M.S. 414.0235.

JOINT RESOLUTION
FOR ORDERLY
ANNEXATION

The City of Aitkin and the Township of Aitkin hereby jointly agree to the following:

1. That the following described areas in Aitkin Township are subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate these areas for orderly annexation:

Tract A (Kellar) Doc. No. 254828

That Part of the Northwest Quarter of the Southeast Quarter (NW 1/4 of SE 1/4) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Beginning at the northwest corner of Block Thirty-four (34) of "Hungerford's Addition to the Village of Aitkin", according to the filed and recorded plat thereof, and thence running North along the extended West line of said Block for 427 feet; thence West 306 feet; thence South 427 feet; thence East 306 feet to place of beginning; said tract containing 3 acres, more or less;

AND that part of the Northwest Quarter of the Southeast Quarter (NW 1/4 of SE 1/4) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Beginning at the northeast corner of Block Thirty-four (34) of Hungerford's Addition to the Village of Aitkin; thence North along the extended East line of said Block for a distance of Four Hundred Twenty-seven (427) feet; thence West Three Hundred Six (306) feet; thence South Four Hundred Twenty-seven (427) feet to the Northwest corner of said Block 34; thence East to the point of beginning.

Tract B (The Potter Company)

All of the Northwest Quarter of the Southeast Quarter (NW 1/4 of SE 1/4) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27),

EXCEPT the following tracts being annexed through this joint resolution and identified herein as:

Tract A (Kellar), Document No. 254828, in the Office of the Aitkin County Recorder;

Tract C (City of Aitkin), Deed Record No. 49, Page 267, in the Office of the Aitkin County Recorder;

Tract D (City of Aitkin), Document No. 150446, in the Office of the Aitkin County Recorder;

Tract E (City of Aitkin), Document No. 165111, in the Office of the Aitkin County Recorder;

Tract C (City of Aitkin) Deed Record No. 49, P. 267

All that portion of Government Lot Five (5) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Beginning at the southeast corner of said Lot Five (5), running thence North along the East line thereof 300 feet; thence West 435.6 feet; thence South 300 feet to the South line of said Lot 5; thence East 435.6 feet to the point of beginning, containing three acres.

Tract D (City of Aitkin) Doc. No. 150446

That part of the Northwest Quarter of the Southeast Quarter (NW 1/4 of SE 1/4) and Government Lot Five (5) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), lying North of the following described line: Commencing at the northeast corner of Block 34 of "Hungerford's Addition to Aitkin"; thence West 933.1 feet along the North line of said Plat; thence North 1 degree 30 minutes West 427 feet to the place of beginning, said line being parallel to the East line of said Block 34; thence East 950 feet, more or less, to the East line of the said NW 1/4 of SE 1/4 and there ending; and East of the following described line;

Beginning at the place of beginning of the preceding line; thence North 1 degree 30 minutes West 735 feet, more or less, to the shore of the Mississippi River and there ending. Tract contains 25 acres, more or less.

Tract E (City of Aitkin) Doc. No. 165111

All that portion of Lot Nine (9) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at the point of intersection of the East line of

4th Avenue N.W. (formerly 1st Avenue West as shown on Plat of Hungerford's Addition to Aitkin) with the South line of said Lot 9; thence running North Three Hundred (300) feet; thence East, parallel with the South line of said Lot 9, a distance of Three Hundred (300) feet; thence South, at right angles, a distance of Two Hundred and Twenty-five (225) feet to the point of beginning of the tract to be described; thence East from the point of beginning along a line running parallel with and Twenty-five (25) feet South (measured at right angle) from the center line of the track formerly constituting a part of main line of Minneapolis, St. Paul & Ste. Marie Railway Company across said subdivision to a point which is Three Hundred Twenty-nine (329) feet West, measured at right angles from East line of said subdivision; thence South, at right angles, to South line of said Government Subdivision; thence West along last mentioned line to a point South of the point of beginning; thence North, at right angles, to the point of beginning.

Tract F (Gary L. Gray) Doc. No. 216479

All that portion of Lot Nine (9) of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27) described as follows:

Beginning at the point of intersection of the East line of First Avenue West (as shown on Plat of Hungerford's Addition to Aitkin) with the South line of said Lot Nine (9); thence running North Three Hundred (300) feet; thence East, parallel with the South line of said Lot Nine (9), a distance of Three Hundred (300) feet; thence South, at right angles, a distance of One Hundred Seventy-five (175) feet; thence West, at right angles a distance of Fifty (50) feet; thence south, at right angles, a distance of Fifty (50) feet; thence East along a line running parallel with and twenty-five (25) feet South (measured at right angles) from the center line of the track formerly constituting a part of main line of Minneapolis, St. Paul and Sault Ste. Marie Railway Company across said subdivision to a point which is Three Hundred Twenty-nine (329) feet West, measured at right angles from East line of said subdivision; thence South, at right angles, to South line of said Government Subdivision; thence West along last mentioned line to the point of beginning; except the part thereof conveyed to the Village of Aitkin, Minnesota, and described as follows:

Commencing at the point of intersection of the East line of 4th Avenue N.W. (formerly 1st Avenue West as shown on Plat of Hungerford's Addition to Aitkin) with the South line of said Lot Nine (9); thence running North Three Hundred (300) feet; thence East, parallel with the South line of said Lot Nine

(9), a distance of Three Hundred (300) feet;
 thence South, at right angles, a distance of Two Hundred Twenty-five (225) feet to the point of beginning of the tract to be described;
 thence East from the point of beginning along a line running parallel with and twenty-five (25) feet South, (measured at right angles) from the center line of the track formerly constituting a part of main line of Minneapolis, St. Paul & Sault Ste. Marie Railway Company across said subdivision to a point which is Three Hundred Twenty-nine (329) feet West, measured at right angles from East line of said subdivision;
 thence South at right angles, to South line of said Government Subdivision;
 thence West along last mentioned line to a point South of the point of beginning;
 thence North, at right angles, to the point of beginning.

Tract G (Rodney D. Larson, Sr.) Doc. No. 275437

All that portion of Government Lot Nine (9), of Section Twenty-three (23), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at the southwest corner of said Lot Nine (9);
 thence running North along the West line of said Lot Nine (9), a distance of Three Hundred (300) feet to the point of beginning of the tract to be described;
 thence running East on a line parallel with the South line of said Lot Nine (9) a distance of Two Hundred Fifty (250) feet;
 thence running North parallel with the West line of said Lot Nine (9), distance of One Hundred (100) feet;
 thence running West on a line parallel with the South line of said Lot Nine (9) a distance of Two Hundred Fifty (250) feet;
 thence running South along the West line of said Lot Nine (9) a distance of One Hundred (100) feet to the point of beginning; except the West One (1) rod thereof.

Tract H (Luikhart), Document No. 237619,

That portion of the Southwest Quarter of Southeast Quarter (SW 1/4 of SE 1/4) of Section Twenty-four (24), Township Forty-seven (47), Range Twenty-seven (27), described as follows:
 Commencing at the southwest corner of said SW 1/4 of SE 1/4;
 thence running North along the West line of said SW 1/4 of SE 1/4 a distance of 50 feet, to the point of beginning; thence running North along the said West line of the SW 1/4 of SE 1/4 a distance of 208.8 feet; thence running East at a 90 degree angle for a distance of 208.8 feet; thence at a right angle running South to Trunk Highway Number 210; thence running in a westerly direction along the North boundary of said Trunk Highway Number 210 to the point of beginning; containing approximately 1 acre.

REC'D BY
MAY 11 1993

Tract I (DNR)

The West Five Hundred Eighty (580) feet, except the South Seven Hundred Sixty-five (765) feet thereof, of the Southwest Quarter of the Northwest Quarter (SW 1/4 of NW 1/4) of Section Thirty-six (36), Township Forty-seven (47) North, Range Twenty-seven (27) West; lying easterly of U.S. Highway 169.

NO ALTERATION OF THE STATED BOUNDARIES OF THIS AREA DESIGNATED AND IN NEED OF ORDERLY ANNEXATION IS APPROPRIATE.

2. That the Township of Aitkin does, upon passage of this resolution and its adoption by the City Council of the City of Aitkin, Minnesota, and upon acceptance by the Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the various provisions contained in this agreement.

3. Certain properties abutting the City of Aitkin are presently urban or suburban in nature or are about to become so. Further, the City of Aitkin is capable of providing services to this area within a reasonable time, or the existing township form of government is not adequate to protect the public health, safety or welfare, or the annexation would be in the best interests of the area proposed for annexation. Therefore, these properties would be immediately annexed to the City of Aitkin. This area is described as follows:

(SAME PROPERTY AS DESCRIBED IN PARAGRAPH 1.)

4. In this annexation area the parties agree that the township or city portion of the real estate taxes payable in the years 1993, 1994 and 1995 will be paid to the Township of Aitkin.

5. Any person owning lands annexed to the City pursuant to this agreement shall have the following rights with regard to the

payment of assessments and hook-up charges on projects completed by the City which may be assessable against said annexed property: The hook-up charges for sewer and water shall be as provided in the Aitkin City Ordinance covering such hook-up charges at the time the hook-up is requested by the annexed land owner.

No assessment for a previously completed city project will be assessed against the annexed land owner.

6. No consideration by the board is necessary.

7. The reasons for the annexation by the city are both commercial and residential. The sewage treatment plant lies within the city designated tracts, and the other areas are a mixture of commercial and residential.

8. The total acreage of these tracts is 63 acres.

CITY OF AITKIN

Passed and adopted by the City Council of the City of Aitkin this 15th day of March, 1993.

Attest:

Boss Wagner
(Clerk)

By

Rory J. Coit
(Mayor)

TOWNSHIP OF AITKIN

Passed and adopted by the Town Board of the Town of Aitkin this 11 day of Aug, 1993.

Attest:

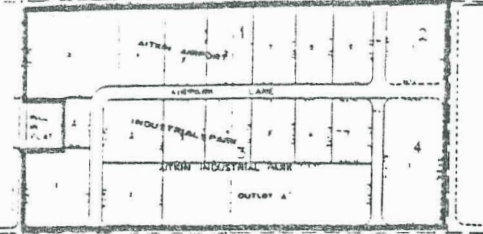
Benee Larson
(Town Clerk)

By

Lowell H. Wagner
(Its Chairperson)

This instrument was drafted by:
Michael F. Ryan
RYAN, RYAN & ZIMMERMAN
PO Box 388
Aitkin, MN 56431

REC'D. BY SEP 13 1993
MMB



Existing City Limits

Existing City Limits

Hills

KEY

Proposed = ANNEXED AREA

--- = City Limits

0 300 600 1200 SCALE IN FEET

CITY OF AITKIN
AITKIN COUNTY, MINNESOTA