

Original

REC'D. BY FEB 10 1995
MMR

Resolution 95-2

Introduced by Councilor Bruce Hansen January 9, 1995

Seconded by Councilor William Christianson.

A JOINT RESOLUTION OF THE TOWNSHIP OF BATH, THE UNDERSIGNED, AND THE CITY OF CLARKS GROVE DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERENCE OF JURISDICTION OVER SAID AREA TO THE MUNICIPAL BOARD PURSUANT TO MINN. STAT. §414.0235.

Whereas, the Township of Bath, the City of Clark Grove, and the undersigned hereby jointly agree to the following:

NOW THEREFORE, THE CITY OF CLARKS GROVE RESOLVES:

Section 1. That the following described area in Bath Township is subject to the orderly annexation pursuant to Minn. Stat. §414.0325, and the parties hereto designate this area for orderly annexation:

A strip of land 125 feet wide, 75 feet to the left and 50 feet to the right of the following described line:

Commencing at the Southwest corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35-T104N-R21W, as shown on the Plat of the Map of Clarks Grove, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota; thence North 89°18'52" East a distance of 505.87 feet, on an assumed bearing on the south line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, as shown on said Plat, to the point of intersection with the centerline of County State Aid Highway No. 45 (formerly Trunk Highway No. 65 and Trunk Highway No. 1), which is the point of beginning of the line being described;

thence North 89°26'22" East a distance of 593.6 feet, on the centerline of County State Aid Highway No. 31 (formerly Trunk Highway No. 251);

thence Southeasterly a distance of 449.0 feet, on the centerline of said County State Aid Highway No. 31, on a tangential curve concave to the south with a radius of 1432.39 feet and a central angle of 17°57'42";

thence South 72°35'54" East a distance of 207.40 feet, on the centerline of said County State Aid Highway No. 31, on a tangential line to the westerly right-of-way line of Interstate Highway No. 35, and there terminating.

The side lines of said tract shall be prolonged or shortened to terminate at the centerline of said County State Aid Highway No. 45 and the west right-of-way of said Interstate Highway No. 35.

ALSO:

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35-T104N-R21W, described as follows:

Commencing at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35-T104N-R21W; thence south 89 degrees 28 minutes 02 second west a distance of 1817.50 feet, on an assumed bearing on the south line of the N $\frac{1}{2}$ of said SE $\frac{1}{4}$, to a point on the westerly right-of-way line of Interstate Highway No. 35, which point is the point of beginning of the tract to be described; thence south 33 degrees 24 minutes 05 seconds west a distance of 60.27 feet, on the westerly right-of-way line of said Interstate Highway No. 35; thence south 89 degrees 28 minutes 02 seconds west a distance of 342.66 feet, on the westerly right-of-way line of said Interstate Highway No. 35; thence south 17 degrees 24 minutes 06 seconds west a distance of 14.62 feet, on the westerly right-of-way line of said Interstate Highway No. 35; thence North 72 degrees 35 minutes 54 seconds west a distance of 142.69 feet, to a point a distance of 311.29 feet east of the west line of said SE $\frac{1}{4}$ Section 35-T104N-R21W; thence north 01 degrees 00 minutes 35 seconds west a distance of 278.68 feet, on a line parallel with and 311.29 feet east of the west line of said SE $\frac{1}{4}$; thence north 89 degrees 28 minutes 02 seconds east a distance of 221.94 feet, on a line parallel with the south line of the N $\frac{1}{2}$ of said SE $\frac{1}{4}$; thence North 01 degrees 42 minutes 02 seconds east a distance of 266.06 feet; thence north 89 degrees 28 minutes 02 seconds east a distance of 320.00 feet, on a line parallel with the south line of said N $\frac{1}{2}$ SE $\frac{1}{4}$; thence south 01 degrees 42 minutes 02 seconds west a distance of 475.00 feet; thence north 89 degrees 28 minutes 02 seconds east a distance of 18.71 feet, to a point on the westerly right-of-way line of said interstate Highway No. 35; thence south 33 degrees 24 minutes of 05 seconds west a distance of 60.27 feet, on the westerly right-of-way line of said Interstate Highway No. 35, to the point of beginning.

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

Section 3. That certain properties abutting the City of Clarks Grove are presently urban or suburban in nature or about to become so. Further, the City of Clarks Grove 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 Clarks Grove. This area is described as follows:

A strip of land 125 feet wide, 75 feet to the left and 50 feet to the right of the following described line:

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thence Southeasterly a distance of 449.0 feet, on the centerline of said County State Aid Highway No. 31, on a tangential curve concave to the south with a radius of 1432.39 feet and a central angle of 17°57'42";

thence South 72°35'54" East a distance of 207.40 feet, on the centerline of said County State Aid Highway No. 31, on a tangential line to the westerly right-of-way line of Interstate Highway No. 35, and there terminating.

The side lines of said tract shall be prolonged or shortened to terminate at the centerline of said County State Aid Highway No. 45 and the west right-of-way of said Interstate Highway No. 35.

ALSO:

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35-T104N-R21W, described as follows:

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Section 4. That the City agrees to investigate the possibility of sharing facilities, equipment, and personnel with the township to forestall the duplication of facilities and to reduce the overall costs of government in the area.

Section 5. That the effect of annexations on population shall be resolved whenever possible by agreement of parties. If there is failure to reach such agreement, the question shall be resolved by the Minnesota Municipal Board.

Section 6. That planning throughout the orderly annexation area shall be pursuant to Minnesota Statutes §414.0325: by the City of Clarks Grove.

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Section 7. That any person owning lands annexed to the City pursuant to this agreement shall have the following rights with regard to the payment assessments and hook-up charges on projects previously completed by the City which may be assessable against said annexed property:

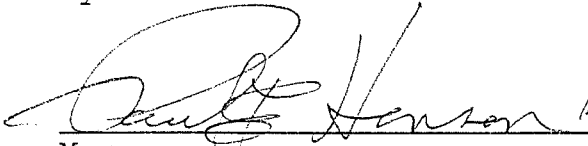
The normal assessment practices of the City of Clarks Grove.

CITY OF CLARKS GROVE

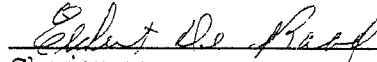
TOWNSHIP OF BATH

By:


By:



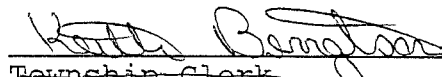
Mayor 1-9-95



Chairman 1-10-95



City Clerk 1-9-95



Township Clerk 1-10-95
Township Treasurer in
Absence of Clerk



REC'D BY
MMR
FEB 10 1995

OF CLARK'S GROVE

■ = centerline of first portion of land to be annexed



LIMITS

OLD T.H. 65 P.O.T. 466+56.3 =
T.T.H. 65 P.O.T. 100+00.0

2480 (35-390) 903
S.E. PAR 36
A J. Ravenhorst
Pt. SE 1/4 SW 1/4 Sec. 35-104-21
Entire Tract (W/Rds) 3.75 Ac.
Old T.H. R/W 0.57 Ac.
3.18 Ac. bal after taking
0.11 Ac. (Exp. 12-1-71)
S.E.

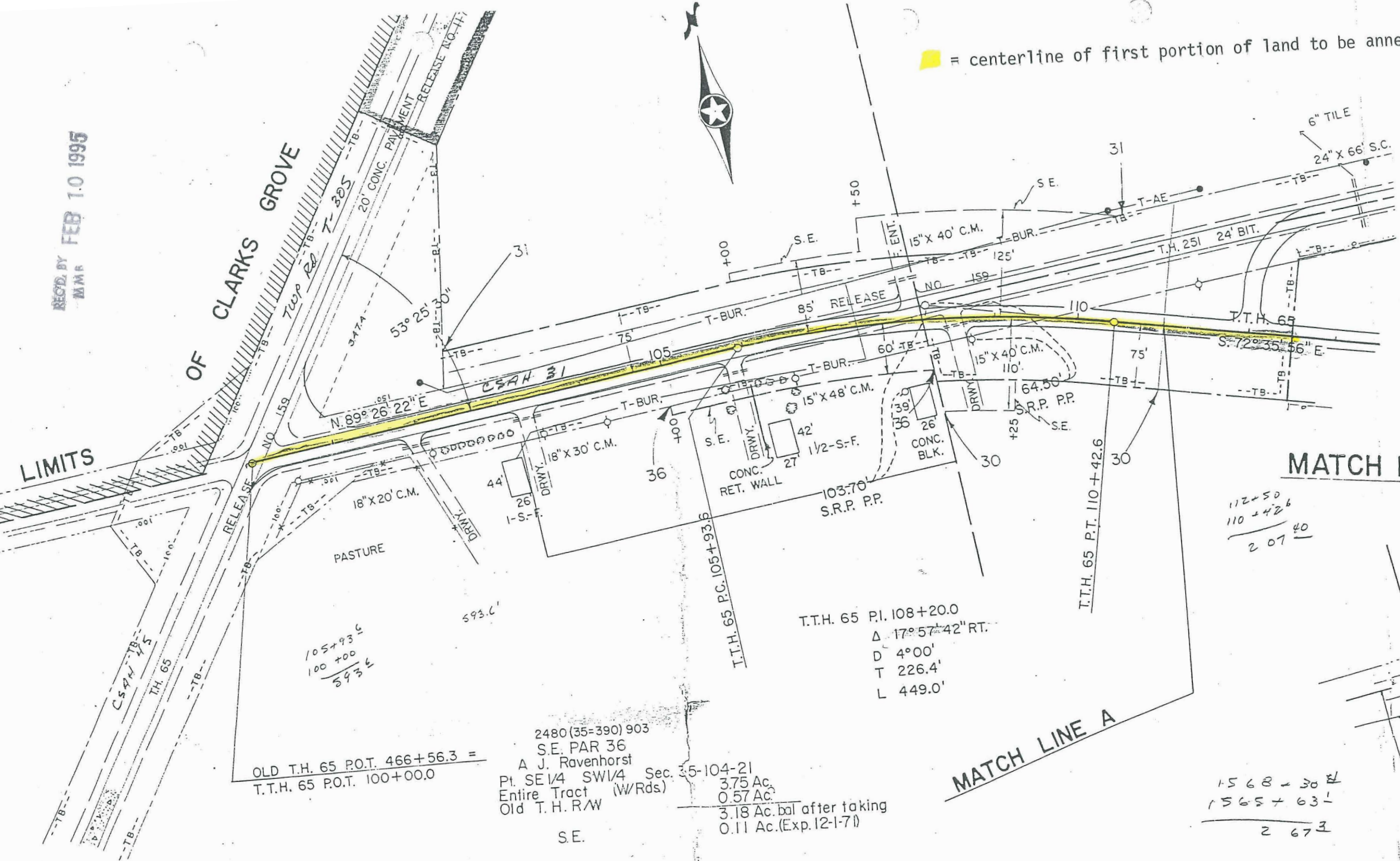
MATCH L

112+50
110+42.6
207.40

T.T.H. 65 P.I. 108+20.0
Δ 17°57'42" RT.
D 4°00'
T 226.4'
L 449.0'

MATCH LINE A

1568-30
1565+63
2673



1-6-92

File Copy

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MAP OF
CLARKS GROVE
FREEBORN COUNTY
POP. 620

