

RECD BY MAY 27 1997
MMB

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
PIERZ AND THE CITY OF
PIERZ DESIGNATING AN
UNINCORPORATED AREA AS IN
NEED OF ORDERLY ANNEXATION
AND CONFERRING JURISDICTION
OVER SAID AREA TO THE
MINNESOTA MUNICIPAL BOARD
PURSUANT TO MINN. STAT. §414.0325

JOINT RESOLUTION
FOR ORDERLY ANNEXATION

The Town of Pierz and the City of Pierz hereby jointly agree to the following:

1. That the following described areas in Pierz Township, Morrison County, Minnesota, is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and the parties hereto designate this area for orderly annexation, to-wit:

PARCEL #1

The Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) lying West of Highways 25 and 27 and North of Highway 25 plus the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) lying West of Highways 25 and 27, and North of Highway 25, all located in Section Eight (8), Township 40, Range 30, Morrison County, Minnesota

Said property consists of 67.61 acres, more or less

PARCEL #2

The East 263.00 feet of the South 36 rods (594.00 feet) of the Southeast Quarter of Section 8, Township 40, Range 30, Morrison County, Minnesota
AND

That part of the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section 8, Township 40, Range 30, Morrison County, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Southeast Quarter of Section 8; thence North, assumed bearing, along the

east line of said Southeast Quarter of the Southeast Quarter of Section 8, a distance of 594.37 feet to its intersection with the north line of the South 36 rods of said Southeast Quarter of Section 8, the point of beginning; thence South 87 degrees 59 minutes 27 seconds West along said north line of the south 36 rods of the Southeast Quarter of Section 8 a distance of 263.16 feet; thence North a distance of 662.00 feet; thence East a distance of 263.00 feet to said east line of the Southeast Quarter of the Southeast Quarter of Section 8; thence South along said east line of the Southeast Quarter of the Southeast Quarter of Section 8 a distance of 652.77 feet to the point of beginning.

AND

The South 1100.00 feet of the West 233.00 feet of the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) of Section 9, Township 40 North, Range 30 West of the Fourth Principal Meridian in Morrison County, Minnesota.

AND

A part of the South Half of the Southwest Quarter (S 1/2 SW 1/4) of Section Nine (9), Township Forty (40), Range Thirty (30), described as follows: Beginning at the intersection of the North line of said South Half of the Southwest Quarter (S 1/2 SW 1/4) and the East right-of-way line of the County Road, thence South 150 feet, thence East 200 feet, thence North 150 feet to the North line of said South Half of the Southwest Quarter (S 1/2 SW 1/4), thence West to the point of beginning.

AND

That part of Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4), Section 16, Township 40, Range 30, lying northerly of the railroad right of way of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company.

AND

That part of the Northeast Quarter of Northeast Quarter (NE 1/4 NE 1/4) in Section Seventeen, Township Forty North, Range Thirty West of the Fourth Principal Meridian, bounded as follows: Beginning at a point which is the intersection of the East line of said Section and the northerly boundary of the railroad right of way, thence northerly along said East line 338 feet, more or less, to the northeast corner of the Section, thence Westerly on the North line of the Section 500 feet, thence Southerly parallel with the East section line 540 feet, more or less, to the Northerly boundary of the railroad right of way, thence along said right of way boundary to the point of beginning.

Said property consists of 21.78 acres, more or less

PARCEL #3

Beginning at the Northwest corner of the Southwest Quarter of Southeast Quarter of Section 8, Township 40, Range 30, and on the East line of Main Street of the Village of Pierz, Minnesota, thence East on the Southeast and West 1/8 line of said Section 8, 242 feet, thence South 90° angle 270 feet, thence South 63° 30' West 315 feet to the North and South Quarter line of said Section 8 and the East line of Main Street, thence North along the East line of said Main Street 465 feet to the place of beginning.

AND

That part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 40, Range 30, Morrison County, Minnesota, described as follows:

Commencing at the Northwest Quarter of said Southwest Quarter of the Southeast Quarter; thence North 87 degrees 48 minutes 07 seconds East, assumed bearing, 242.00 feet along the north line of said Southwest Quarter of the Southeast Quarter to the point of beginning; thence continuing North 87 degrees 48 minutes 07 seconds East 124.00 feet along said north line of the Southwest Quarter of the Southeast Quarter; thence South 2 degrees 11 minutes 53 seconds East at right angles to said north line of the Southwest Quarter of the Southeast Quarter, 293.00 feet; thence South 87 degrees 48 minutes 07 seconds West 124.00 feet; thence North 2 degrees 11 minutes 53 seconds West 293.00 feet to the point of beginning. All in accordance with a survey by Kevin Festler, RLS No. 22702, dated May 5, 1994.

AND

That part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 40, Range 30, Morrison County, Minnesota, described as follows:

Commencing at the northwest corner of said Southwest Quarter of the Southeast Quarter; thence North 87 degrees 48 minutes 07 seconds East, assumed bearing, 366.00 feet along the north line of said Southwest Quarter of the Southeast Quarter to the point of beginning; thence continuing North 87 degrees 48 minutes 07 seconds East 173.00 feet along said north line of the Southwest Quarter of the Southeast Quarter; thence South 2 degrees 11 minutes 53 seconds East at right angles to said North line of the Southwest Quarter of the Southeast Quarter, 293.00 feet; thence South 87 degrees 48 minutes 07 seconds West 173.00 feet; thence North 2 degrees 11 minutes 53 seconds West 293.00 feet to the point of beginning. All in accordance with a survey by Kevin Festler, RLS No. 22702, dated May 5, 1994.

AND

That part of the North Half of the South Half of the Southeast Quarter (N 1/2 S 1/2 SE 1/4) of Section Eight (8), Township Forty (40), Range Thirty (30), described as follows: Beginning at a point on the South line of the

North Half of the South Half of the Southeast Quarter of said Section 8, with its intersection with a line drawn North at right angles from a point on the South line of said Section 8, distant 3715.76 feet East of the Southwest corner thereof, thence East along the South line of the North Half of the South Half of Southeast Quarter (N 1/2 S 1/2 SE 1/4) a distance of 388.93 feet, thence North at right angles a distance of 112.0 feet, thence West at right angles a distance of 388.93 feet, thence South at right angles a distance of 112.0 feet to the point of beginning, containing 1.0 acres, more or less

Said property consists of 5.05 acres, more or less

PARCEL #4

The South 36 rods of the Southeast Quarter (SE 1/4) and South 36 rods of Southeast Quarter of Southwest Quarter (SE 1/4 SW 1/4), Section Eight (8), Township Forty (40), Range Thirty (30) lying East of State Highway No. 25 (formerly State Highway No. 218), all in Township Forty (40), Range Thirty (30).

AND

A 30 foot road, the center line of which is described as follows: That part of the South Half of the South Half of the Southeast Quarter (S 1/2 S 1/2 SE 1/4) of Section Eight (8), Township Forty (40), Range Thirty (30), commencing at a point on the North line of the S 1/2 S 1/2 SE 1/4 of said Section 8 with its intersection with a line drawn North at right angles from a point on the South line of said Section 8, 3743.28 feet East of the Southwest corner of said Section 8, thence South 45° 43' West a distance of 409.45 feet; thence South 19° 24' West a distance of 362.4 feet to the Northerly right-of-way line of County Road 251, there terminating. Containing 0.53 acres, more or less. For the purpose of this description the South line of said Section 8 has an assumed bearing of East.

AND

Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4), Section 8, Township 40, Range 30;

AND

That portion of the Southeast Quarter of Southwest Quarter (SE 1/4 SW 1/4) of Section 8, Township 40, Range 30, lying and being South and East of United States Trunk Highway No. 218;

AND

Southwest Quarter of the Southeast Quarter (SW 1/4 SE 1/4), Section 8, Township 40, Range 30, EXCEPT that tract or parcel described as follows:

Beginning at the Northwest corner of Southwest Quarter of Southeast Quarter of Section 8, Township 40, Range 30 and on the East line of Main Street of the Village of Pierz, Minnesota, then East on the South, East and west one-eighth line of said Section 8, 242 feet, then South 90° angle 270 feet then South 63' 30" West 315 feet to the North and South quarter line of said Section 8, and the East line of Main Street, then North along the East line of said Main Street 465 feet to the place of beginning;

EXCEPT that tract of parcel described as follows: Commencing at a point at the Northwest corner of Southwest Quarter of Southeast Quarter (SW 1/4 SE 1/4) of Section 8, Township 40, Range 30, and on the East line of Main Street of the Village of Pierz, Minnesota; thence East along the North line of Southwest Quarter of Southeast Quarter of Section 8 a distance of 242 feet to the point of beginning; thence East along said North line of the Southwest Quarter of the Southeast Quarter of Section 8, a distance of 297 feet; thence South 293 feet, thence West 297 feet; thence North 293 feet to the point of beginning, and also EXCEPT the South 36 rods of the SE 1/4 of Section 8 and the South 36 rods of the SE 1/4 of SW 1/4 of Section 8 lying East of U.S. Highway No. 218. And also EXCEPT that parcel described in Warranty Deed recorded in Book 159 Deeds, Page 65. And also EXCEPT that parcel described in Warranty Deed recorded as document No. 285576. And also EXCEPT that parcel described in Warranty Deed recorded as document #310523. And also EXCEPT that parcel described in Plat of W.C. Meyer Addition recorded as document #316440.

Said property consists of 75.63 acres, more or less

PARCEL #5

That part of the Southwest Quarter of the Northwest Quarter, Section 9, Township 40, Range 30, Morrison County, Minnesota, described as follows:

Beginning at the southwest corner of said Southwest Quarter of the Northwest Quarter; thence North 89 degrees 13 minutes 35 seconds East, assumed bearing, 753.66 feet along the south line of said Southwest Quarter of the Northwest Quarter; thence North 00 degrees 08 minutes 06 seconds East 317.89 feet; thence South 89 degrees 13 minutes 35 seconds West 753.66 feet to the west line of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 08 minutes 06 seconds West 317.89 feet along said west line of the Southwest Quarter of the Northwest Quarter to the point of beginning.

AND

A parcel of land in Section Nine (9), Township Forty (40), Range Thirty (30), more particularly described as follows: Beginning at the Northwest corner of said Section 9, thence running due East 1090.9 feet to the point of beginning, thence running due South 2244 feet, thence running due West 337 feet, thence running due North 1200 feet, thence running due East 307 feet, thence running due North 1044 feet, thence running due East 30 feet to the point of beginning.

AND

The North Half of the Southwest Quarter (N 1/2 of SW 1/4) of Section 9, Township 40, Range 30, Morrison County, Minnesota.

Said property consists of 95 acres, more or less

2. That the Town Board of the Town of Pierz and the City Council of the City of Pierz, upon a passage and adoption of this resolution and upon acceptance of the Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions contained in this Agreement.

3. That those certain properties which abut the City of Pierz are presently urban or suburban in nature or are about to become so. Further, the City of Pierz is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the are proposed for annexation. Therefore, these properties will be immediately annexed to the City of Pierz, to-wit:

PARCEL #1

The Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) lying West of Highways 25 and 27 and North of Highway 25 plus the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) lying West of Highways 25 and 27, and North of Highway 25, all located in Section Eight (8), Township 40, Range 30, Morrison County, Minnesota

PARCEL #2

The East 263.00 feet of the South 36 rods (594.00 feet) of the Southeast Quarter of Section 8, Township 40, Range 30, Morrison County, Minnesota
AND

That part of the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section 8, Township 40, Range 30, Morrison County, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Southeast Quarter of Section 8; thence North, assumed bearing, along the east line of said Southeast Quarter of the Southeast Quarter of Section 8, a distance of 594.37 feet to its intersection with the north line of the South 36 rods of said Southeast Quarter of Section 8, the point of beginning; thence South 87 degrees 59 minutes 27 seconds West along said north line of the south 36 rods of the Southeast Quarter of Section 8 a distance of 263.16 feet; thence North a distance of 662.00 feet; thence East a distance of 263.00 feet to said east line of the Southeast Quarter of the Southeast Quarter of Section 8; thence South along said east line of the Southeast Quarter of the Southeast Quarter of Section 8 a distance of 652.77 feet to the point of beginning.

AND

The South 1100.00 feet of the West 233.00 feet of the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) of Section 9, Township 40 North, Range 30 West of the Fourth Principal Meridian in Morrison County, Minnesota.

AND

A part of the South Half of the Southwest Quarter (S 1/2 SW 1/4) of Section Nine (9), Township Forty (40), Range Thirty (30), described as follows: Beginning at the intersection of the North line of said South Half of the Southwest Quarter (S 1/2 SW 1/4) and the East right-of-way line of the County Road, thence South 150 feet, thence East 200 feet, thence North 150 feet to the North line of said South Half of the Southwest Quarter (S 1/2 SW 1/4), thence West to the point of beginning.

AND

That part of Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4), Section 16, Township 40, Range 30, lying northerly of the railroad right of way of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company.

AND

That part of the Northeast Quarter of Northeast Quarter (NE 1/4 NE 1/4) in Section Seventeen, Township Forty North, Range Thirty West of the Fourth Principal Meridian, bounded as follows: Beginning at a point which is the intersection of the East line of said Section and the northerly

boundary of the railroad right of way, thence northerly along said East line 338 feet, more or less, to the northeast corner of the Section, thence Westerly on the North line of the Section 500 feet, thence Southerly parallel with the East section line 540 feet, more or less, to the Northerly boundary of the railroad right of way, thence along said right of way boundary to the point of beginning.

PARCEL #3

Beginning at the Northwest corner of the Southwest Quarter of Southeast Quarter of Section 8, Township 40, Range 30, and on the East line of Main Street of the Village of Pierz, Minnesota, thence East on the Southeast and West 1/8 line of said Section 8, 242 feet, thence South 90° angle 270 feet, thence South 63° 30' West 315 feet to the North and South Quarter line of said Section 8 and the East line of Main Street, thence North along the East line of said Main Street 465 feet to the place of beginning.

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Quarter of the Southeast Quarter, 293.00 feet; thence South 87 degrees 48 minutes 07 seconds West 173.00 feet; thence North 2 degrees 11 minutes 53 seconds West 293.00 feet to the point of beginning. All in accordance with a survey by Kevin Festler, RLS No. 22702, dated May 5, 1994.

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AND

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1/4) of Section 8, Township 40, Range 30, lying and being South and East of United States Trunk Highway No. 218;

AND

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EXCEPT that tract of parcel described as follows: Commencing at a point at the Northwest corner of Southwest Quarter of Southeast Quarter (SW 1/4 SE 1/4) of Section 8, Township 40, Range 30, and on the East line of Main Street of the Village of Pierz, Minnesota; thence East along the North line of Southwest Quarter of Southeast Quarter of Section 8 a distance of 242 feet to the point of beginning; thence East along said North line of the Southwest Quarter of the Southeast Quarter of Section 8, a distance of 297 feet; thence South 293 feet, thence West 297 feet; thence North 293 feet to the point of beginning, and also EXCEPT the South 36 rods of the SE 1/4 of Section 8 and the South 36 rods of the SE 1/4 of SW 1/4 of Section 8 lying East of U.S. Highway No. 218. And also EXCEPT that parcel described in Warranty Deed recorded in Book 159 Deeds, Page 65. And also EXCEPT that parcel described in Warranty Deed recorded as document No. 285576. And also EXCEPT that parcel described in Warranty Deed recorded as document #310523. And also EXCEPT that parcel described in Plat of W.C. Meyer Addition recorded as document #316440.

PARCEL #5

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Beginning at the southwest corner of said Southwest Quarter of the Northwest Quarter; thence North 89 degrees 13 minutes 35 seconds East, assumed bearing, 753.66 feet along the south line of said Southwest Quarter of the Northwest Quarter; thence North 00 degrees 08 minutes 06 seconds East 317.89 feet; thence South 89 degrees 13 minutes 35 seconds West 753.66 feet to the west line of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 08 minutes 06 seconds West 317.89 feet

REC'D. BY
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along said west line of the Southwest Quarter of the Northwest Quarter to the point of beginning.

AND

A parcel of land in Section Nine (9), Township Forty (40), Range Thirty (30), more particularly described as follows: Beginning at the Northwest corner of said Section 9, thence running due East 1090.9 feet to the point of beginning, thence running due South 2244 feet, thence running due West 337 feet, thence running due North 1200 feet, thence running due East 307 feet, thence running due North 1044 feet, thence running due East 30 feet to the point of beginning.

AND

The North Half of the Southwest Quarter (N 1/2 of SW 1/4) of Section 9, Township 40, Range 30, Morrison County, Minnesota.

4. Upon annexation, the City shall zone said parcels as single family residential.

5. The Town of Pierz and the City of Pierz agree that no alteration of the stated boundaries of this Agreement is appropriate. Furthermore, each party agrees that no consideration by the Municipal Board is necessary. Upon receipt of this resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

Approved by the Town of Pierz this 19 day of March, 1997.

TOWN OF PIERZ

BY: Louis Stang
Town Board Chair

BY: Loren Meyer
Town Board Clerk

RECEIVED BY
MAY 27 1997

Approved by the City of Pierz this 24 day of February, 1997.

CITY OF PIERZ

BY: LeRoy G. Hoheisel
City Mayor

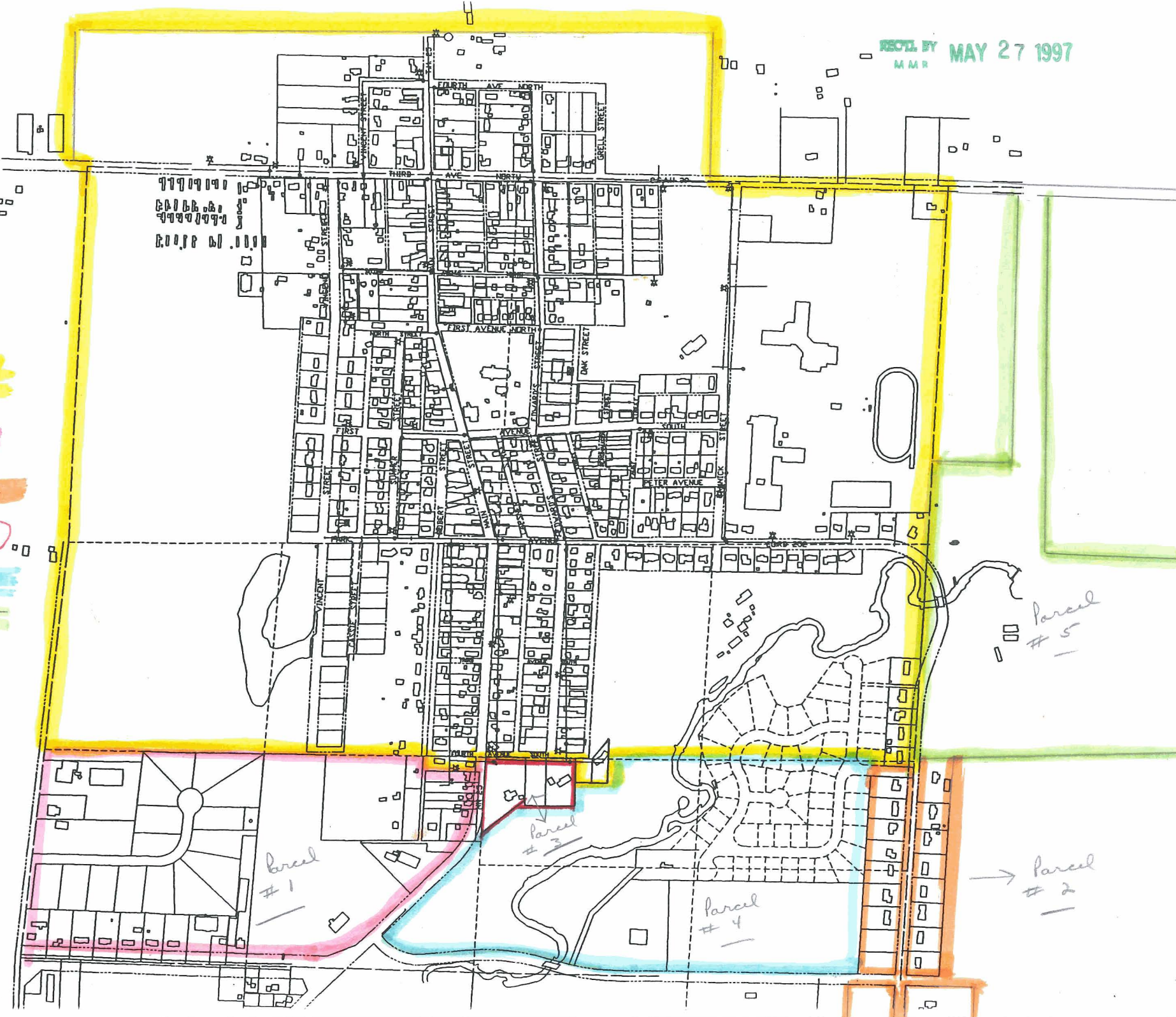
BY: Tracie L. Pedas
City Clerk

REVISED BY MAY 27 1997
M.M.R.



SCALE: 1" = 750'

- original town
- parcel # 1
- parcel # 2
- parcel # 3
- parcel # 4
- parcel # 5



Parcel # 5

Parcel # 2

Parcel # 1

Parcel # 3

Parcel # 4

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 22222222
 33333333
 44444444
 55555555

THIRD AVENUE NORTH
 FOURTH AVENUE NORTH
 FIFTH AVENUE NORTH
 SIXTH AVENUE NORTH
 SEVENTH AVENUE NORTH
 EIGHTH AVENUE NORTH
 NINTH AVENUE NORTH
 TENTH AVENUE NORTH
 ELEVENTH AVENUE NORTH
 TWELFTH AVENUE NORTH
 THIRTEENTH AVENUE NORTH
 FOURTEENTH AVENUE NORTH
 FIFTEENTH AVENUE NORTH
 SIXTEENTH AVENUE NORTH
 SEVENTEENTH AVENUE NORTH
 EIGHTEENTH AVENUE NORTH
 NINETEENTH AVENUE NORTH
 TWENTIETH AVENUE NORTH
 VINCENT STREET
 MAIN STREET
 DANK STREET
 GPELL STREET
 PETER AVENUE
 SPANCOX STREET