

RESOLUTION

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

1. That the following described area in Albany Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation, to wit:

Legal Description: That part of the Northwest Quarter of the Southeast Quarter (NW 1/4 SE 1/4) of Section 16, Township 125, Range 31, Stearns County, Minnesota described as follows: Commencing at a point on the west line of said NW 1/4 SE 1/4 distant 191.09 feet North of the Southwest corner thereof: thence East at right angles to said West line for 300.00 feet; thence South parallel with said West line of 159.75 feet to Line "A" described below; thence westerly along said Line "A" for 300.16 feet to said West line of the NW 1/4 SE 1/4; thence North along said West line for 150.00 feet to the point of beginning.

Line "A": Commencing at the southwest corner of the Northwest Quarter of the Southeast quarter (NW 1/4 SE 1/4) of Section 16, Township 125, Range 31; thence North 89° 46' 55" East (assumed bearing) along the south line of said NW 1/4 SE 1/4 for 978.91 feet; thence North 00° 28' 54" West, along the southerly extension of the west of line of THELEN ADDITION, a duly recorded plat in Stearns County, Minnesota, for 16.77 feet to the southwest corner of said plat; thence North 85° 49' 04" West for 28.85 feet; thence North 89° 38' 42" West for 200.00 feet to the point of beginning of the line to be described; thence North 88° 41' 00" West for 750.58 feet to the west line of said NW 1/4 SE 1/4 and there terminating.

Containing 46,463 square feet (1 acre, more or less).

2. That the Town Board of the Township of Albany, and the City Council of the City of Albany, upon passage and adoption of this resolution and upon the acceptance by the Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions contained in this Agreement.
3. That these certain properties which abut the City of Albany are presently urban or suburban in nature or are about to become so. Further, the City of Albany is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Annexation is conditioned upon Petitioner's grant of a 33 foot right of way to the City for extension of city streets and utilities. Therefore, these properties would be immediately annexed to the City of Albany, to wit:

LAND DESCRIPTION FOR ANNEXATION

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Containing 46,463 square feet (1 acre, more or less).

Upon annexation, the City shall zone said property M2, Industrial, Commercial and Business District.

5. Both the Town of Albany and the City of Albany 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 Albany this 28th day of May, 1998.

Town of Albany

By: Larry A. March
Town Board Chair

By: Judy Fisher
Town Board Clerk

Approved by the City of Albany this 10th day of June, 1998.

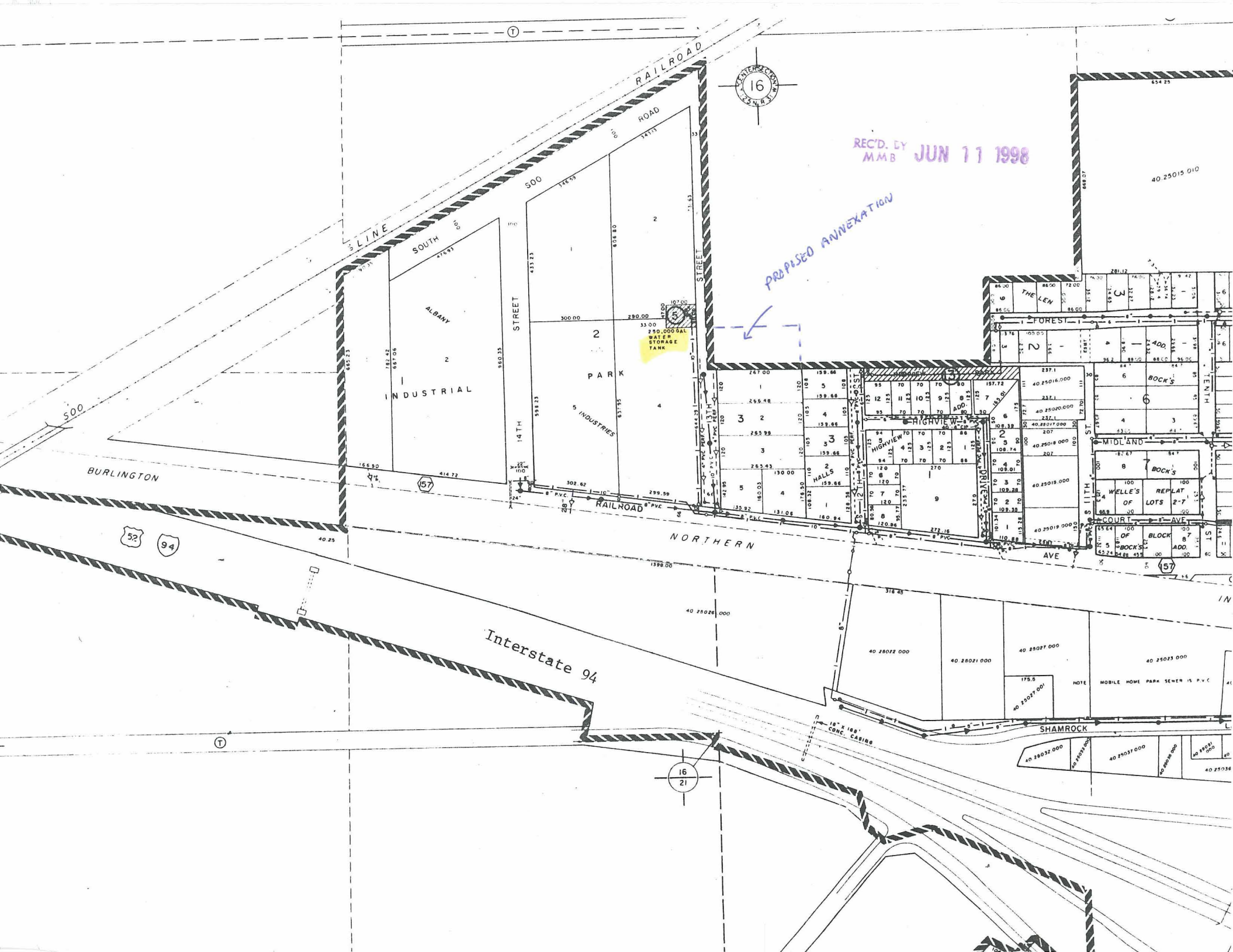
City of Albany

By: Robert C. Brenny
Robert C. Brenny, Mayor

(SEAL)

ATTEST:

Tom Schneider
Tom Schneider, Clerk/Adm.

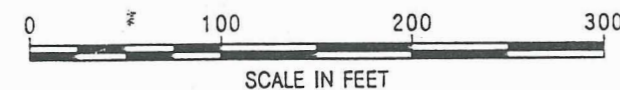


REC'D. BY
MMB JUN 11 1998

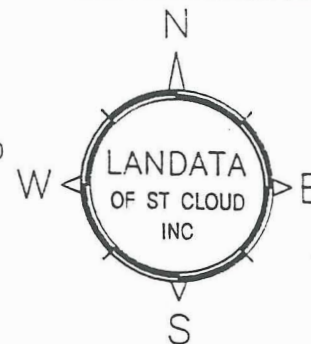
PROPOSED ANNEXATION

Interstate 94

SHAMROCK



- Denotes Iron Monument Placed.
- Denotes Iron Monuments By Others.



Survey for:
TONY STANGLER
&
LOREN BERGMANN

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly registered Land Surveyor under the laws of the State of Minnesota.

William F. Lunser 5-11-98
William F. Lunser, Mn Reg No 9394 Date

REC'D. BY
MMB JUN 11 1998

ALBANY

Water Tower
Site

N 89°27'17"E 300.00
267.00
46,463 Sq Ft Gr
4,968 Sq Ft R/W
41,495 Sq Ft Net

N 88°41'00"W 300.16
267.14

N 88°41'00"W 750.58

N 89°46'55"E

978.91

N 89°38'42"W 200.00

N 85°49'04"W 28.85

N 0°28'54"W
16.77

THELEN
ADD.

SW Cor of NW1/4 SE1/4
Sec 16, T125, R31

13TH STREET

HALL'S HIGHVIEW

LEGAL DESCRIPTION:

That part of the Northwest Quarter of the Southeast Quarter (NW1/4 SE1/4) of Section 16, Township 125, Range 31, Stearns County, Minnesota described as follows: Commencing at a point on the west line of said NW1/4 SE1/4 distant 191.09 feet North of the southwest corner thereof; thence East at right angles to said west line for 300.00 feet; thence South parallel with said west line for 159.75 feet to Line "A" described below; thence westerly along said Line "A" for 300.16 feet to said west line of the NW1/4 SE1/4; thence North along said west line for 150.00 feet to the point of beginning.

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Subject to an easement for roadway and utility purposes over the West 33.00 feet thereof.

LANDATA OF ST. CLOUD, INC.
2233 ROOSEVELT RD #10
ST. CLOUD, MN. 56301
320 251 2851