CITY OF BIG LAKE TOWN OF BIG LAKE

CITY RESOLUTION NO. 98-14 TOWN RESOLUTION NO. 98-

A Joint Resolution as to Orderly Annexation

WHEREAS, the City of Big Lake and the Town of Big Lake, Sherburne County, Minnesota, are in agreement as to the orderly annexation of certain lands described herein for the purpose of orderly planned growth and development; and

WHEREAS, such annexation and growth is of benefit to the City of Big Lake and Town of Big Lake; and

WHEREAS, the parties hereto desire to set forth the terms of orderly annexation by means of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City of Big Lake and Town of Big Lake as follows:

- 1. The following described area consisting of 379.94 acres of land in the Town of Big Lake (see attached Exhibit A) is property subject to orderly annexation under and pursuant to Minnesota Statute 414.0325, Subdivision 1 and the parties hereto do hereby designate this area as in need of orderly annexation as provided by Statute.
- 2. The annexation of the above-mentioned parcels shall be staged to coordinate with the extension of sewer and water onto said parcel. Notification to be made to the Municipal Board by City Council Resolution of the effective date.

- 3. Annexation of the Orderly Annexation Area to the City of Big Lake shall be forwarded for review to the Minnesota Municipal Board for proceedings consistent with the Agreement. The Minnesota Municipal Board may review and comment, but shall order the annexation of the property described in Exhibit A in accordance with the terms of this Joint Resolution.
- 4. The parties acknowledge that the Orderly Annexation area is urban and suburban in character, contiguous to the City of Big Lake, and that the City is capable of providing municipal services to said areas. The population of each parcel on date of annexation shall be zero.
- 5. For all property annexed to the City of Big Lake, pursuant to the Resolution, the tax rate shall convert to the City tax rate immediately. Taxes shall be paid to the City of Big Lake as soon as possible according to Minnesota Statute.
- 6. The Town of Big Lake does upon passage of this Resolution and its adoption by the Big Lake City Council, confer jurisdiction upon the Minnesota Municipal Board so as to accomplish said orderly annexation in accordance with the terms and conditions of this Resolution.
- 7. The City of Big Lake shall, upon notification of receipt of Joint Resolution by the Municipal Board, be authorized to process Comprehensive Plan Amendments, Zoning Amendments and Preliminary Plat requests as per the property owner/developer.

Adopted by the Big Lake City Council this 8th day of July, 1998.

Mayor Erv Danielowski

Attest:

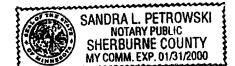
Curtis M. Jacobsen, City Administrator

STATE OF MINNESOTA COUNTY OF SHERBURNE SS.

du Letrousk,

The foregoing instrument was acknowledged before me this 8th day of July, 1998 by Erv Danielowski, the Mayor of the City of Big Lake and Curtis M. Jacobsen, the City Administrator of the City of Big Lake.

Notary Public



REC'D. DY AUG 26 1998

Adopted by the Big Lake Town Board of Supervisors this 1 day of
wall letersen
Chair Ewald Peterson
Attest:
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Clork Kathloon Preuss
STATE OF MINNESOTA SS. COUNTY OF SHERBURNE SS.
The foregoing instrument was acknowledged before me this At day of Queent, 1998 by Ewald Petersen, the Chairman of the Big Lake Town Board of Supervisors and Kathy Preuss, the Clerk of the Town of Big Lake.
Kent O. Warrehe
Notary Public
KENNETH O. WARNEKE NOTARY PUBLIC - MINNESOTA MY COMMISSION EXPIRES 1-31-2000

This instrument drafted by:

The City of Big Lake PO Box 250 Big Lake, MN 55309-0250 The SE ¼ of the SW ¼ and the SW ¼ of the SE ¼ of 12, Township 33, Range 28, Sherburne County, Minnesota lying easterly of the centerline of County Road No. 73 as shown on the THOMPSON LAKE PINES according to the recorded plat thereof. (42.95 acres)

AND

That part of the West Half of the Southwest Quarter of Section 7, Township 33, Range 27, Big Lake Township, Sherburne County, Minnesota, Lying southerly of the following described line:

Commencing at the southwest corner of said West Half, thence North 00 degrees 00 minutes 31 seconds West, assumed bearing, along the west line of said West Half, a distance of 1015.35 feet to the point of beginning of the line to be described; thence North 45 degrees 23 minutes 06 seconds East a distance of 1800.00 feet; thence South 65 degrees 56 minutes 58 seconds East a distance of 212.63 feet; thence Southeasterly, along a tangential curve concave to the north, having a central angle of 22 degrees 48 minutes 25 seconds, a radius of 346.00 feet and a distance of 137.73 feet to the east line of said West Half and said line there terminating. Said point of termination is South 00 degrees 34 minutes 56 seconds East, along the east line of said West Half, a distance of 452.48

feet from the northeast corner of said West Half.

WITH

That part of the Northeast Quarter of the Southwest Quarter of Section 7, Township 33, Range 27, Big Lake Township, Sherburne County, Minnesota, lying westerly of the westerly right-of-way line of County Road Number 5 and lying southerly of the following described line:

Commencing at the northwest corner of said quarter-quarter; thence South 00 degrees 34 minutes 56 seconds East, along the west line of said quarter-quarter, a distance of 452.48 feet to the point of beginning of the line to be described, said point being on a 346.00 foot radius curve, the center of circle of said curve bears North 01 degrees 14 minutes 36 seconds East from said point; thence Easterly along said curve having a central angle of 03 degrees 58 minutes 18 seconds and a distance of 23.98 feet; thence North 87 degrees 16 minutes 18 seconds East a distance of 114.60 feet to the southwest corner of the driveway easement in Document Number 131298 on file in the office of the County Recorder, Sherburne County, Minnesota; thence continue North 867 degrees 16 minutes 18 seconds East, along the south line of the said Document Number 13298, a distance of 039.81 feet to the northwest corner of the parcel of land described in Document Number 260211 on file in the office of the County Recorder, Sherburne County, Minnesota; thence South 00 degrees 20 minutes 24 seconds East, along the west line of said Document Number 260211, a distance of 300.26 feet to the southwest corner of said Document Number 260211; thence North 87 degrees 16 minutes 18 seconds East, along the south line of said Document Number 260211, a distance of 391.18 feet to the center line of County Road 5 and said line there terminating.

WITH

That part of the Southeast Quarter of the Southwest Quarter of Section 7, Township 33, Range 27, Big Lake Township, Sherburne County, Minnesota, Lying westerly of the westerly right-of-way line of County Road Number 5.

WITH

That part of the North 10 rods of the Northeast Quarter of the Northwest Quarter of Section 18, Township 33, Range 27, Big Lake Township, Sherburne County, Minnesota, lying westerly of the westerly right-of-way line of County Road Number 5. (The above four descriptions consisting of 120.99 acres)

AND

All that part of the Northeast Quarter (NE ¼), of Section 18, Township 33, Range 27, Sherburne County, Minnesota except the North 10 rods thereof and the South 273.56 feet thereof, lying East of the centerline of County State Aid Highway 5, as now existing and traveled, and West of the Elk River. (56 acres)

AND

The East half of the Southeast Quarter of Section 12, Township 33, Range 28, Sherburne County, Minnesota. (80 acres)

AND

The West half of the Northeast Quarter of Section 13, Township 33, Range 28, Sherburne County, Minnesota. (80 acres)

See Page 26 See Page 28 R.28W. + R.27W. 2: 4 4 CAI Angrii Eagle Sherburne Land Elsie 34 41 Albert Magney Acquistition Woods Ltd Lorna James & Susan Jacobs Leonard Shirley Hary David Anderson Rose Mud Stadden Park 319.43 154.13 148.39 etal Lake Kurt King Willard Moey a ctal 103 31 77.79 Paticia Albert Dan & L David Brotzler lagne IN 7 1 Gerald Hidde Errol 153.6 Syring Ventur 44 407 IR 11 DAME I Lance 40 Koman TN 10 Robert 32.1 JG 14 Kauch KI lu & K Hidden IR): Peter & Brian 80 Marcella Cornelius SK 15 115.5 110.93 Kenneth Swanson SM Rose Jochum CP 12 Nola & Irma ThompsonL HAL Mitchell Thomas Pearson 142 7 Johnson 7 115.89 1450 Sherla Carl & Georg 30.3 75 Sabas David Beck Lake Pir 33.47 30.31 McDow Harold & Nol Mitchell 2 Kenneth & E James Donald & Joan Cirida etal 10.17 Wood Gleva Logotton Louden BB RS 34 18 Gary Berndi WAI Frederick etal leffrey & 1 Mary Michael Schaeter Lake Kin: & 120 Sanford E 2 284 Same Schulte F 55 lamis Mitchell Santord Reynold Mar. Robert & Kathery etal 151.76 BIG 150 Grames Sundstrom Butterfield 75 lacks CC Ind School Maurice Michael 5 & Evang Lerov Niznelck Big Smith Dist 74.63 00 41 Toth 1727 RD 5 ВІ Ewald (me: M 25 Lake LAV 58.23 Habeger 35 97.5 9 Beulan 73 Truman Richard 342.74 Sunset & Lorraine Hudson Estates Kobert & Katherine Engineering SE IV Sanford Burlington James Dechene 84.54 Walles Richard Huds 161 70.25 Keller' 13.6 2º Northern 7 Neil Peterson Bros 79 26.4 31.51 42.12 "'R.R Larry 156.75 R. R. - - 4 6110 107.67 Duroths seasp LE 40 Urwin H&M 3 (F 12 10 79 Wilts 37 Margaret 27 ohn Wingard etal. 14 1210 25 255 Farms 25 Ahrens Orville & lames Nancy Del Haves A Peterson Dorothy Dechene George Lauring lerry & & Sons Inc etal Ira Shank 146.3 Doroth & lames 279 Hayes Della Spence 208.72 167.18 80 154.81 Bailey (68) Peterson 201 233 21.2 154 etal 57.43 Dechen John Wingard Farms Derald Laurance Thomas Jeftrey & J Santord 14 Farms ames Decheno n3.5 Man James & & Munel & Ariel Elwell Wingard Judith 142.64 etal etal 175.4 Ewing lames Arthur & D 120 80 McHugh 76.5 Dechene 160 153.5 237.77 lames & N Dechen 40 162 Ų. Truman & 5 David Llayd & Audre Truman & S 77.1 Sanford 172.41 69 Enger Addn 38.55 Mississippi Wright County