

**JOINT RESOLUTION OF THE CITY OF OWATONNA AND THE
TOWNSHIP OF CLINTON FALLS AS TO THE ORDERLY
ANNEXATION OF PROPERTY**

WHEREAS, the City of Owatonna ("Owatonna") and the Township of Clinton Falls ("Township") desire to enter into an agreement allowing for the orderly annexation of certain property, pursuant to Minnesota Statute §414.0325, Subdivision 1; and

WHEREAS, Owatonna and the Township are in agreement to the orderly annexation of certain lands described herein for the purpose of orderly, planned growth, and

WHEREAS, a commercial development proposal has been advanced for portions of the land described herein which would necessitate the provision of an urban level of services, including sanitary and water, and

WHEREAS, Owatonna will provide necessary governmental services and urban level of services to the portion of the Township to be annexed, and

WHEREAS, it is in the best interests of Owatonna, the Township and their respective residents to agree to an orderly annexation in furtherance of orderly growth; and

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

NOW THEREFORE, BE IT RESOLVED by the City of Owatonna and the Town of Clinton Falls, Steele county, Minnesota, as follows:

1. The following described lands will hereinafter be described as the annexation area and said property is properly subject to orderly annexation pursuant to Minnesota Statute Section 414.0325, Subd. 1. The parties hereto do hereby designate this area as in need of orderly annexation as provided by statute; this area consists of approximately 122.705 acres and is legally described as follows:

All that part of the Southeast Quarter of Section 32, Township 108 North, Range 20 West, Steele County, Minnesota, described as follows:

Commencing at the northeast corner of said Southeast Quarter, thence North 89 degrees 37 minutes 18 seconds West, assumed bearing, 159.04 feet along the north line of said Southeast Quarter to the west right-of-way line of County State Aid Highway 23; thence South 02 degrees 59 minutes 54 seconds East, 1244.70 feet along the west right-of-way line of said highway to the True Point of Beginning; thence North 55 degrees 46 minutes 28 seconds West, 2230.85 feet to the north line of said Southeast Quarter; thence North 89 degrees 37 minutes 18 seconds West, 720.58 feet to the northwest corner of said Southeast Quarter; thence South 00 degrees 05 minutes 10 seconds West, 2648.98 feet to

the southwest corner of said Southeast Quarter; thence South 89 degrees 57 minutes 47 seconds East, 1752.12 feet along the south line of said Southeast Quarter to a corner of Minnesota Department of Transportation Right-Of-Way Plat No. 74-22; thence North 00 degrees 02 minutes 13 seconds East, 65.00 feet to a corner of said plat; thence South 89 degrees 57 minutes 47 seconds East, 300.00 feet to a corner of said plat; thence North 40 degrees 40 minutes 25 seconds East 536.65 feet to a corner of said plat; thence North 06 degrees 34 minutes 34 seconds East, 811.51 feet to a corner of said plat ; thence North 87 degrees 00 minutes 06 seconds East, 80.00 feet to a corner of said plat; thence North 02 degrees 59 minutes 54 seconds West, 108.57 feet to said True Point of Beginning.

Containing 122.705 acres more or less.

Subject to a public street easement along the south line thereof.
Subject to other easements and restrictions of record, if any.

2. That the subject property is now or about to become urban or suburban in character and the City of Owatonna is capable of providing the necessary urban level of services to support development;
3. That no alteration in the stated boundary of the subject property is appropriate.
4. For all property annexed to Owatonna pursuant to this Resolution, Owatonna shall remit to the township, within thirty days of the annexation of said lands, the equivalent of two and one-half years of property tax revenues normally received by the Township from the properties being annexed, based upon the taxes that would have been due and payable in the year the annexation becomes effective had said property remained in the Township.
5. That pursuant to Minnesota Statutes 414.0325, Subd. 1, the City and the Township both find that no consideration by Minnesota Planning is necessary and thus, the annexation shall be ordered within thirty (30) days pursuant to the terms of this resolution.
6. The annexation area includes the north half of 26th Street NW which is under Township jurisdiction. Upon annexation, Owatonna shall assume jurisdiction of that portion of the Township road right-of-way within the annexation area and have full improvement and maintenance responsibility and liability for same.
7. Owatonna shall pay all Minnesota Planning agency fees associated with this resolution.
8. Having designated the area described herein as in need of orderly annexation, the parties to this agreement agree that no consideration by the Minnesota Planning Agency is necessary. As such the Minnesota Planning agency may review and comment, but shall, within thirty days of the date of receipt of the Joint Resolution for Orderly Annexation, order the annexation of the described annexation area in accordance with the terms of this Joint Resolution.

REC'D. BY JUN 23 2000
MAB

Passed and adopted this 12th day of June, 2000 with the following
vote: Aye 3 ; No 0 ; Absent 0.

Approved and signed this 12th day of June, 2000.

TOWN OF CLINTON FALLS

J. M. Ill
Chairman, Clinton Falls Town Board

ATTEST: Shirley Lee
Town Clerk, Town of Clinton Falls

Passed and adopted this 20th day of June, 2000 with the following
vote: Aye 6 ; No 0 ; Absent 0 ; Abstain 1.

Approved and signed this 20th day of June, 2000.

CITY OF OWATONNA

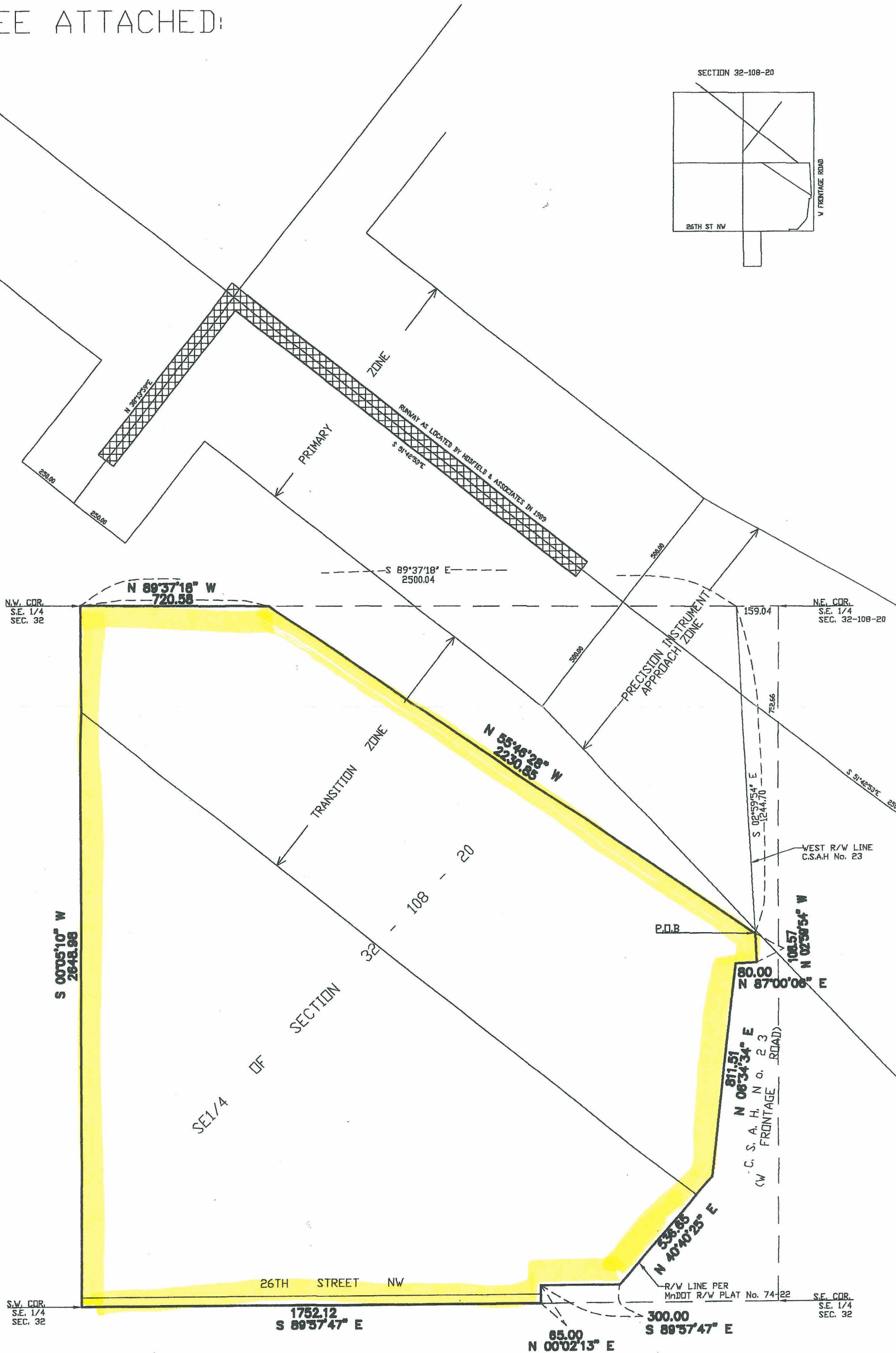
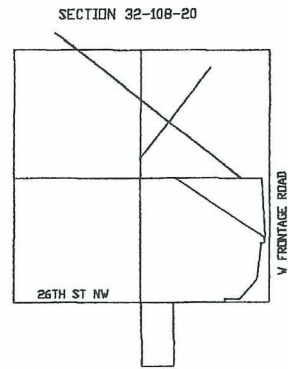
D. L. Linn
Mayor, City of Owatonna

ATTEST: J. L. Linn
City Clerk, City of Owatonna

ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED:

SCALE 1" = 400'

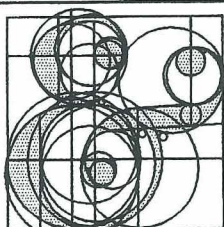


REC'D. BY JUN 23 2000
M.A.B.

FDR :

MAYO FOUNDATION
ROCHESTER, MINNESOTA
55902

McGhie
Consulting Engineers



Planners

1648 3rd AVE. S.E. Rochester, MN. 55904

Betts, Inc.
Land Surveyors

507-289-3919

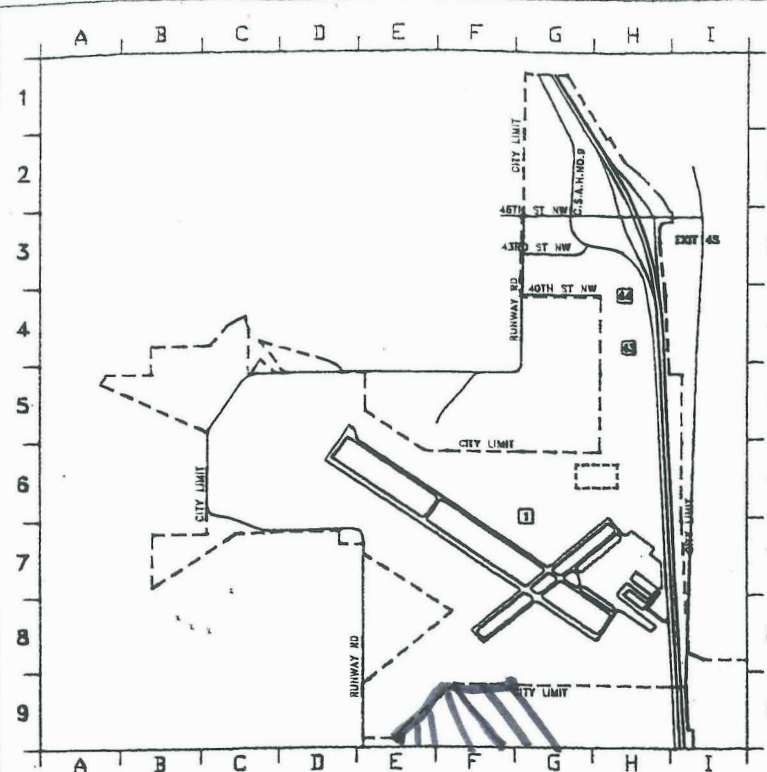
SCALE: 1" = 400'

DRAWN BY: JJJ

DATE: 05/31/00

ACCT. NO.: 3006/9504

CADD NO.: 9504ANNX



REC'D. BY JUN 23 2000
M.M.B.



CITY OF OWATONNA

