

JOINT RESOLUTION OF THE CITY OF WATERTOWN AND THE TOWN OF WATERTOWN PURSUANT TO MINNESOTA STATUTES 414.0325, SUBDIVISION 1, DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION, CONFERRING JURISDICTION OF THE AREA ON THE DIRECTOR OF THE OFFICE OF STRATEGIC AND LONG RANGE PLANNING OF THE STATE OF MINNESOTA, AND AGREEING TO IMMEDIATE ANNEXATION OF THE AREA TO THE CITY OF WATERTOWN.

City of Watertown Resolution No. 2003-04

Town of Watertown Resolution No. _____

TO: Director
Office of Strategic and Long Range Planning
Municipal Boundary Adjustments
300 Centennial Building
658 Cedar Street
St. Paul, MN 55155

WHEREAS, the City of Watertown and the Town of Watertown, Carver County, Minnesota, have received a Petition by all of the owners of certain unincorporated land, as hereinafter described, for designation as an area in need of orderly annexation and for the immediate annexation of said area to the City of Watertown, and

WHEREAS, said area adjoins the City of Watertown, is urban or suburban in character, is proposed to be generally used for residential purposes, and the City of Watertown is capable of providing the services required by the area within a reasonable time, and

WHEREAS, it is deemed appropriate and in the best interest of both the City of Watertown and the Town of Watertown that said area be designated as in need of orderly annexation and be annexed to the City of Watertown.

NOW, THEREFORE, pursuant to Minnesota Statutes 414.0325, Subdivision 1, be it **JOINTLY RESOLVED** and agreed by the City Council of the City of Watertown and the Board of Supervisors of the Town of Watertown, Carver County, Minnesota, as follows:

1. That the following described area, including all streets, roads or alleys, if any, passing through or adjacent to said area, and as shown on the map of the area attached hereto and made a part hereof, is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.0325, Subdivision 1, and is hereby designated as in need of orderly annexation as provided by statute:

For legal description of the area see Exhibit "A" attached hereto and made a part hereof.

2. That jurisdiction is hereby conferred on the Director of the Office of Strategic and Long Range Planning of the State of Minnesota over the provisions contained in this Joint Resolution.

3. That upon order of the Director of the Office of Strategic and Long Range Planning of the State of Minnesota the area described above, including all streets, road or alleys, if any, passing through or adjacent to said area and as shown on the map of the land attached hereto and made a part hereof shall be annexed to and become part of the corporate municipal limits of the City of Watertown as if it had originally been made a part thereof.
4. That the area of the land to be annexed contains approximately 42.98 acres, and is proposed to be used for residential purposes.
5. That for purposes of real estate taxation if the annexation becomes effective on or before August 1 of a levy year, the City of Watertown may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Watertown Township may continue to levy on the annexed area for that levy year.
6. That the owners of the land to be annexed have waived any notice required by Minnesota Statutes Section 414.0325, Subd. 1a, relating to electric utility service, and that in fact there will be no change in electric service or cost as a result of this annexation.
7. That no alteration of the stated boundaries is appropriate, no conditions for the annexation are required and no consideration by the Director of the Office of Strategic and Long Range Planning of the State of Minnesota is necessary. The Director may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Resolution.
8. This Resolution shall be effective upon approval and adoption by both the Board of Supervisors of the Town of Watertown and the City Council of the City of Watertown.

Adopted by the Board of Supervisors of the Town of Watertown this 3 day of March, 2003.

Jeru Richter

Chairman

ATTEST:

Kenneth Quaas
Kenneth Quaas, Clerk

Adopted by the City Council of the City of Watertown this 25th day of March, 2003.

Stephen T. Sarvi
Stephen T. Sarvi, Mayor

ATTEST:

Steven Wallner
Steven Wallner, Clerk-Treasurer

EXHIBIT "A"

RECEIVED BY
MMB

MAR 21 2003

LEGAL DESCRIPTION

All that part of the Southeast Quarter of the Northeast Quarter of Section 4, Township 117, Range 25, Carver County, Minnesota, lying Southerly and Southeasterly of the center line of Mill Avenue and Southwesterly of the following described line:

Commencing at the West Quarter of said Section 4; thence on an assumed bearing of South 89 degrees 54 minutes East along the East-West Quarter line of said Section 4 to the East Quarter corner of said Section 4, the point of beginning of the line to be described; thence North 38 degrees 15 minutes West to the center line of Mill Avenue and there said line terminates.

AND

The West Forty (40) acres of the Southwest Quarter of Section 3, Township 117, Range 25.

Certificate of Description

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PROPERTY DESCRIPTION:

All that part of the Southwest Quarter of the Northeast Quarter of Section 4, Township 117, Range 25, Carver County, Minnesota, lying Southerly and Southeasterly of the center line of Mill Avenue and Southwesterly of the following described line:

Commencing at the West Quarter of said Section 4; thence on an assumed bearing of South 89 degrees 54 minutes East along the East-West Quarter line of said Section 4 to the East Quarter corner of said Section 4; the point of beginning of the line to be described; thence North 33 degrees 15 minutes West to the center line of Mill Avenue and thence said line terminates.

AND

The East Half of the Southwest Quarter of Section 4, Township 117, Range 25, Carver County, Minnesota.

AND

The West Forty (40) acres of the Southwest Quarter (SW 1/4) of Section Three (3), Township One Hundred Seventeen (117), Range Twenty-five (25).

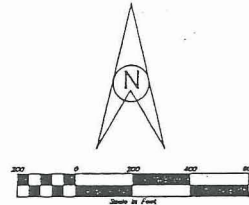
AND

The Southwest Quarter of the Southwest Quarter of Section 4, Township 117 North, Range 25 West, EXCEPTING THEREFROM the following described tract:

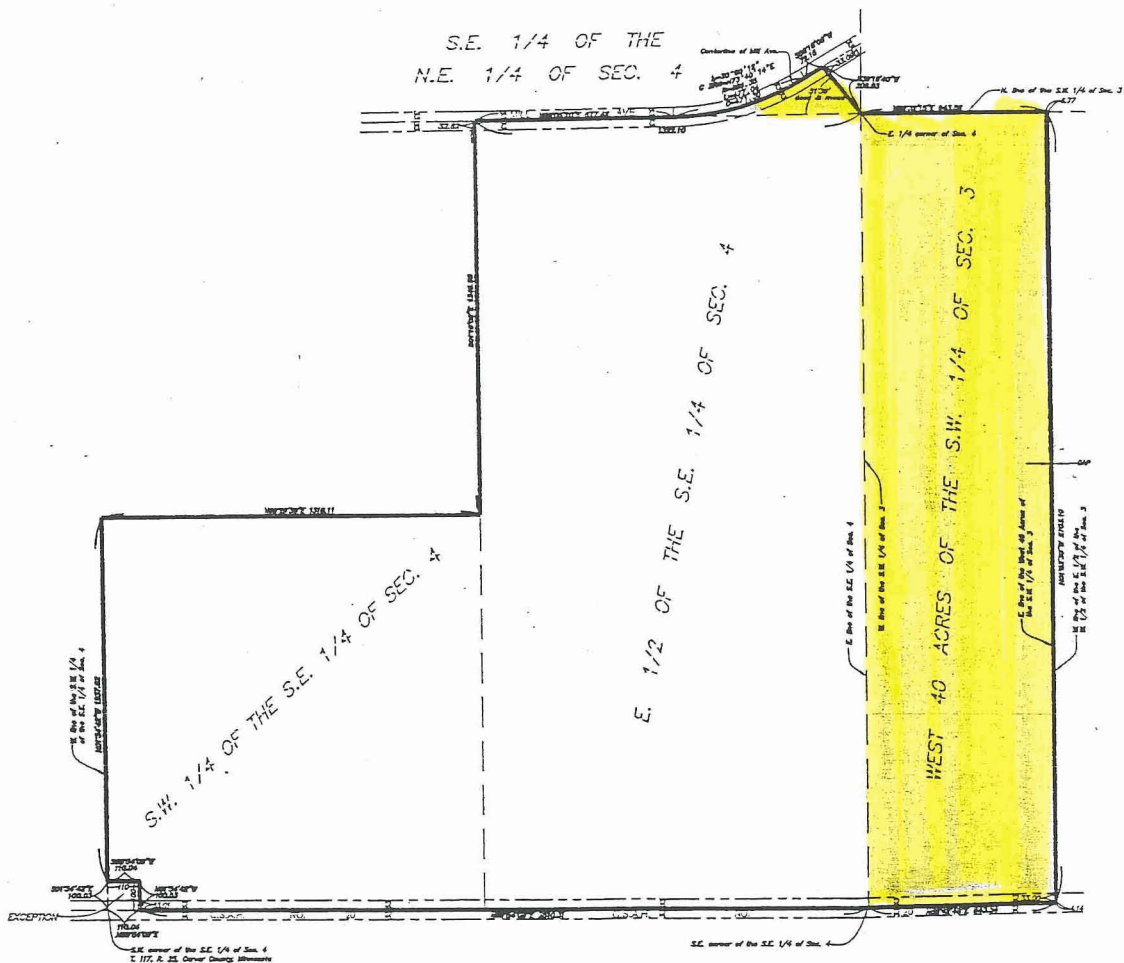
Commencing at a point in the Southwest Corner of the Southwest Quarter of the Southwest Quarter of Section 4, Township 117 North, Range 25 West, thence East a distance of 110 feet; thence North 100 feet; thence West 110 feet; thence South 100 feet, to place of beginning, the same being a tract of land 100 feet by 110 feet.

Surveyor's Notes:

1. The basis of bearings for the description are different than the basis of bearings for this survey, but the angles subtended by the bearings are the same.
2. Please note the West 40 acres of the Southwest Quarter of Section 3 is abutted to the East by a property that is described as "the East 1/2 of the West 1/2 of the Southwest Quarter of Section 3". These 2 descriptions DO NOT fit together. There is a gap between them as is noted on the survey.
3. The description of the exception in the Southwest corner of the Southwest Quarter of the Southwest Quarter is ambiguous in that it lacks a basis of bearings. We have surveyed the parcel as an L-shaped line that are parallel with the South and West lines of the Southwest Quarter of the Southwest Quarter.



TOTAL AREA = 162.73 ACRES



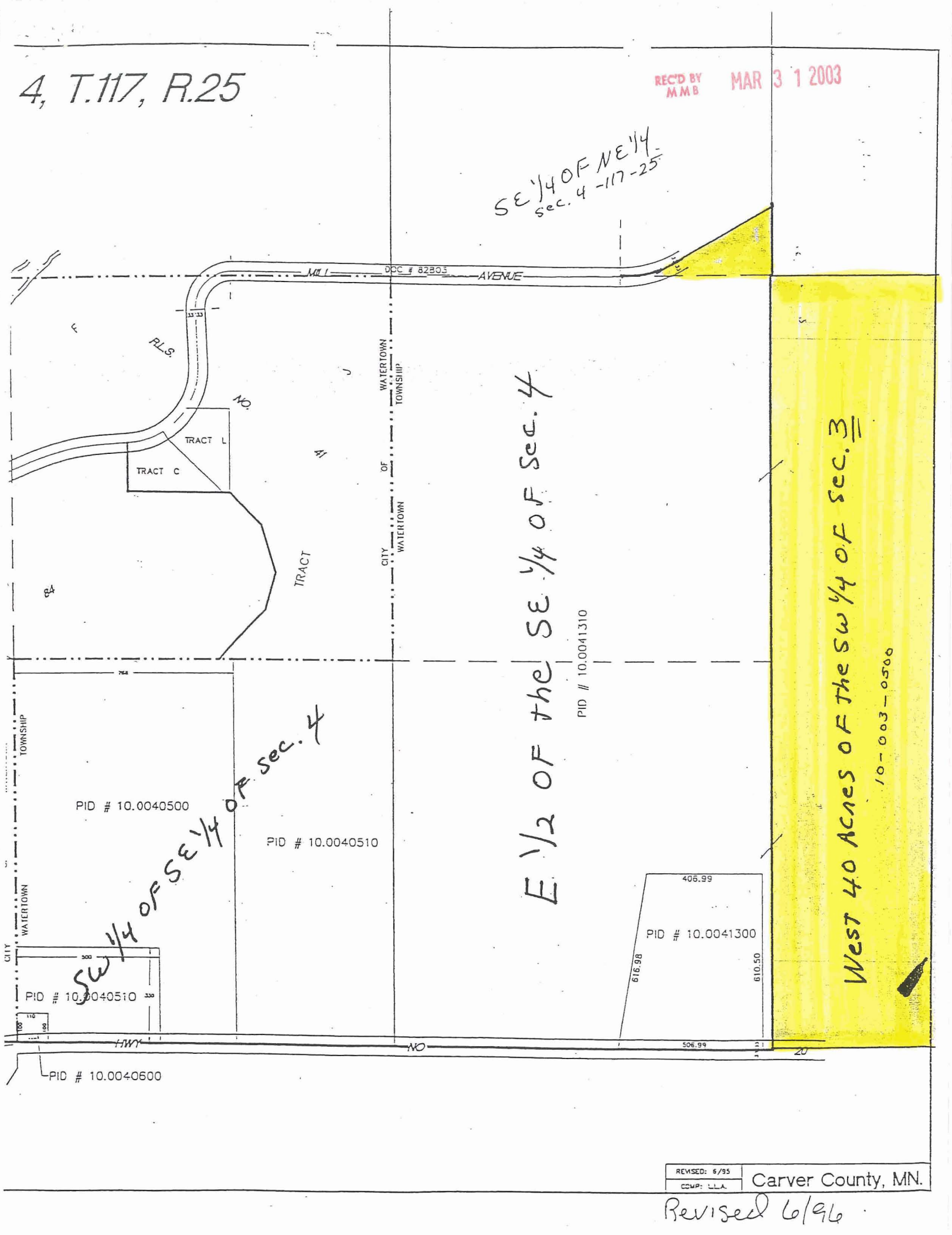
) denotes iron monument found) denotes iron pipe set and marked as shown:) denotes soil boring) denotes percolation test hole	Certificate of Description on part of Sec. 3 & part of Sec. 4, all in T. 117, R. 25, Carver County, Minnesota	Requested By:	Sam Montgomery		I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota. Paul E. Otto Date:		Web Site: www.ottoassociates.com 3 West Division St. Buffalo, MN 55313 Ph: (763) 682-4727 Fax: (763) 682-3522	Revision: Job No. 2-02-0350
		Date:	11/13/02	Drawn By:				

4, T.117, R.25

REC'D BY
MMB

MAR 31 2003

SE 1/4 OF NE 1/4
Sec. 4 - 117-25



West 40 Acres of the SW 1/4 of Sec. 3

10-003-0500

E 1/2 of the SE 1/4 of Sec. 4

SW 1/4 of SE 1/4 of Sec. 4

Revised 6/96