

DEPARTMENT OF ADMINISTRATION  
STATE OF MINNESOTA  
BEFORE THE ACTING DIRECTOR OF  
STRATEGIC AND LONG RANGE PLANNING

-----  
IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF HOWARD LAKE )  
AND THE TOWN OF MIDDLEVILLE PURSUANT TO ) ORDER  
MINNESOTA STATUTES 414 )  
-----

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Howard Lake and the Town of Middleville; and

WHEREAS, a resolution was received from the City of Howard Lake indicating their desire that certain property be annexed to the City of Howard Lake pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, on June 16, 2003, the Acting Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Howard Lake, Minnesota, the same as if it had originally been made a part thereof:

Parcel A

The Southwest Quarter of the Southeast Quarter of Section 27, Township 119, Range 27, WRIGHT COUNTY, Minnesota, EXCEPT therefrom the following tracts:

- (1) The North 250.66 feet of the East 208.50 feet.

- (2) Commencing at the Northeast corner of said Southwest Quarter of the Southeast Quarter, thence South, along the 1/16<sup>th</sup> line, a distance of 621 feet to the point of beginning; thence West 262 feet thence South 205 feet; thence East 262 feet; thence North 205 feet to the point of beginning.

AND

That part of Government Lot 4 of Section 34, Township 119, Range 27 and that part of Lot A of Government Lot 3 according to the record plat thereof of Section 34, Township 119, Range 27, all in Wright County Minnesota described as follows: Beginning at the North quarter corner of said Section 34; thence North 88 degrees 24 minutes 45 seconds West (assumed bearing) along the north line of said Government Lot 4, a distance of 1169.0 feet to the centerline of a township road; thence south 37 degrees 26 minutes 45 seconds East along said centerline, a distance of 53.35 feet; thence southeasterly along said centerline on a tangential curve concave to the northeast, having a radius of 593.02 feet and a central angle of 25 degrees 29 minutes 30 seconds, a distance of 263.84 feet; thence South 62 degrees 56 minutes 15 seconds East along said centerline tangent to the last described curve a distance of 1032.47 feet; thence southeasterly along said centerline on a tangential curve concave to the southwest, having a radius of 482.06 feet and a central angle of 26 degrees 20 minutes 15 seconds, a distance of 221.59 feet; thence South 36 degrees 36 minutes East along said centerline tangent to the last described curve, a distance of 286.16 feet, to the northwesterly line of Sherer's Addition according to the plat thereof on file and of record in the Office of the County Recorder, Wright County Minnesota; thence North 42 degrees 10 minutes East along said northwesterly line, a distance of 33.65 feet to the most northerly corner of said Sherer's Addition; thence South 36 degrees 36 minutes East along the northeasterly line of said Sherer's Addition, a distance of 437.71 feet to the most easterly corner of said Sherer's Addition; thence South 51 degrees 49 minutes West along the southeasterly line of said Sherer's Addition, a distance of 33.02 feet to the centerline of a township road; thence South 36 degrees 36 minutes East along said centerline, a distance of 139.26 feet to the southeasterly line of said Lot A; thence North 52 degrees 17 minutes 35 seconds East along said southeasterly line and its extension northeasterly, a distance of 889.20 feet to the east line of said Government Lot 4; thence North 1 degree 42 minutes 7 seconds East along said east line, a distance of 912.42 feet to the northeast corner of said Government Lot 4; thence North 89 degrees 6 minutes 10 seconds West along the north line of said Government Lot 4, a distance of 1394.03 feet to the point of beginning.

Parcel B

That part of Government Lot 2, Section 27, Township 119, Range 27, Wright County, Minnesota, which lies east of the following described line: Commencing at the northeast corner of said Government Lot 2; thence westerly, along the north line of said Government Lot 2, 1319.38 feet to a point on said north line described as being 65 Rods east of the northwest corner of said Government Lot 2 and the point of beginning of the line to be described; thence deflecting to the left 89 degrees 37 minutes 30 seconds 280.50 feet; thence deflecting to the right 00 degrees 14 minutes 00 seconds 590.73 feet to the northeast corner of SUNSET RIDGE, said Wright County; thence southerly 494.09 feet to the south line of said Government Lot 2 and said line there terminating, EXCEPT the northerly 930.00 feet thereof, AND EXCEPT that part thereof which lies westerly of a line described as beginning at a point on the south line of said Government Lot 2 distant 751.52 feet westerly of the South Quarter Corner of said Section 27; thence northerly at a right angle to said south line of Government Lot 2 to the south line of the north

930.00 feet of said Government Lot 2 and said line there terminating.

AND

That part of the south 630.00 feet of the north 930.00 feet of Government Lot 2, Section 27, Township 119, Range 27, Wright County, Minnesota, described as beginning at the intersection of the south line of the north 300.00 feet of said Government Lot 2 with the east line of said Government Lot 2; thence westerly, along said south line 150.00 feet; thence southerly parallel with the east line of said Government Lot 2, 590.00 feet; thence southwesterly to a point on the south line of the north 930.00 feet of said Government Lot 2 distant 275.00 feet west from the east line of said Government Lot 2; thence easterly, along the south line of the north 930.00 feet of said Government Lot 2, 275.00 feet, to the east line of said Government Lot 2; thence northerly, along said east line to the point of beginning.

Dated this 16<sup>th</sup> day of June, 2003.

For the Acting Director  
658 Cedar Street, Room 300  
St. Paul, Minnesota 55155



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

OA-936-1 Howard Lake

MEMORANDUM

In ordering the annexation contained in Docket No. OA-936-1, the Acting Director of Strategic and Long Range Planning finds and makes the following comment:

The authority to impose the type of charge identified in paragraph number 18 of the agreement is questionable. The issuance of this order makes no determination as to the legality or validity of these provisions of the agreement. Any issue that may arise relative to the application or interpretation of these sections will be the sole responsibility the signatories to the agreement.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation. *cus*