

STATE OF MINNESOTA
COUNTY OF CARVER

MUNICIPAL BOARD

In the Matter of the Petition for Annexation
of Certain Lands to the City of Waconia

PETITION FOR ANNEXATION

TO: The Honorable City Council of the City of Waconia, Minnesota.

I, the undersigned Petitioner, hereby respectfully represent and state:

1. That the undersigned Petitioner, Cecil L. Provence, is the sole owner in fee of the two tracts of land located in Government Lot 3, Section 13, Township 116, Range 25, more particularly described on Exhibit "A" attached hereto and made a part hereof.

2. That all of said lands are unplatted; that said lands do not exceed 200 acres, same being 1.18 acres, more or less; and that said lands abut the present corporate limits of the City of Waconia.

3. That said lands now are or are about to become urban or suburban in character and that said lands which presently are vacant, are surrounded on three sides by existing residential homes and on the fourth side by the shore of Lake Waconia; that municipal services could easily be extended to the lands above-described; and that it would be in the best interest of the City of Waconia and of said lands above-described if said lands be annexed to the City of Waconia.

4. That all of the lands proposed to be annexed are presently bare lands which are not used for any particular purpose and there are no residents thereon, but that Carver County Road No. 30 runs along the southerly boundary of said lands, that municipal improvements could extend to this land, and that the property in question is prime land for residential development.

5. That a map showing the present corporate limits of the City of Waconia and the boundaries of the lands proposed to be annexed is attached hereto as Exhibit "B".

WHEREFORE, your Petitioner prays that the City Council of the City of Waconia annex said lands to the City of Waconia, and prays that the City Council of the City of Waconia grant this Petition and take any and all action necessary for annexation of the above-described lands under the authority granted by Minnesota Statutes, Section 414.033.

Dated this 14th day of June, 1988.

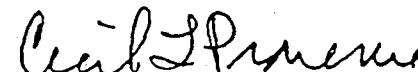

Cecil L. Provence

EXHIBIT " A "

Beginning at an iron stake 300 feet South and 438 feet West of an iron stake marking the northeast corner of U.S. Lot No. 3 in Section 13, Township 116, Range 25 West, which first mentioned iron stake is 33 feet North of the center line of the present trunk highway No. 5; thence running North 6° West for a distance of 270 feet to an iron stake on the south meander line of Clear Water Lake; thence North 6° West to the lake shore line of the said Clear Water Lake; thence Easterly along said shore line 152 feet; thence South 6° East to an iron stake on the south meander line of said Clear Water Lake; thence continuing South 6° East 220 feet to an iron stake which is 33 feet North of the center line of the aforesaid trunk highway; thence Westerly parallel to the said highway 153.7 feet to the point of beginning, containing one acre, more or less. Excepting from said above described tract the following: Beginning at an iron stake 300 feet South and 438 feet West of an iron stake marking the northeast corner of U.S. Lot 3 in Section 13, Township 116, North, Range 25 West, which first mentioned iron stake is 33 feet North of the center line of the old trunk highway No. 5; thence running North 6° 00' West for a distance of 270 feet to an iron stake on the south meander line of Clear Water Lake; thence North 6° 00' West to the lake shore line of said Clear Water Lake; thence Easterly along said shore line 90 feet to a point; thence South 6° 00' East to a point on the south meander line of said Clear Water Lake; thence continuing South 6° 00' East to the north right of way line of old trunk highway No. 5; thence Southwesterly, along said north right of way line to the place of beginning.

Lot Five (5), Larson's Subdivision of Part of U.S. Lots Three (3) and Four (4), except the Easterly 52 feet thereof, also described as follows: That part of Government Lot 3 in Section 13, Township 116, North, Range 25 West, described as follows: Commencing at an iron post at the intersection of the northerly line of Trunk Highway No. 5 with the east line of said Government Lot 3, said point being 100.8 feet South of the northeast corner of said Lot 3; thence South 54° 58' West along the northerly line of said trunk highway No. 5, a distance of 136.7 feet to an iron post, being the actual point of beginning of the tract of land to be described; thence continuing Southwesterly along the northerly line of said highway 188.7 feet to an iron post; thence North 6° West to the south shore of Clearwater Lake; thence Easterly along the shore of said Lake 184 feet, more or less to the intersection of said shore line with a line bearing North 6° West from the actual point of beginning; thence South 6° East to the actual point of beginning, excepting from said above described tract of land the Easterly 52 feet thereof, said 52 feet being measured at right angles to the easterly line of the premises hereinabove described, containing 80/100 acre.

Subject: to the provisions of the stipulation between the Applicant and the State of Minnesota respecting that part of the above described premises lying below the ordinary high water mark of Lake Waconia, as more particularly defined and described in the Original Decree of Registrar filed in the Office of the Registrar of Titles, for said Carver County on Oct. 3rd, 1958, as Doc. 16932.