

MAY 16 2005

## WAIVER OF OBJECTION

In the Matter of the Petition of Bradley E. Berkner, LeAnn L. Berkner, James D. Berkner and Carole J. Berkner for Annexation of Certain Unincorporated Territory to the City of Sleepy Eye.

WHEREAS, the Home Township Board for Home Township, Brown County, Minnesota, has received a copy of a Petition to Annex signed by Bradley E. Berkner, LeAnn L. Berkner, James D. Berkner and Carole J. Berkner, the property owners in the hereinafter described property, and

WHEREAS, the petition seeks to annex the following property to the City of Sleepy Eye which is now located in Home Township, Brown County, Minnesota, to-wit:

See attached Exhibit "A"

and

WHEREAS, the Home Township Board has reviewed the petition of the proposed annexation and agrees to the annexation of the property above described to the City of Sleepy Eye.

NOW, THEREFORE, the Home Township Board agrees to waive any objections to the annexation of the above-described property to the City of Sleepy Eye and further waives the 90 days which they have to file an objection of said annexation as allowed per Minnesota Statute Section 414.033 Subd. 5.

Dated: 4/26/05, 2005.

HOME TOWNSHIP BOARD

BY: Joe Manger

~~Ray Bauer~~, Chairman

Joe Manger

BY: Myra Simon

Myra Simon, Clerk

REC'D BY  
MMB

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EXHIBIT "A"

THAT PART OF THE BALANCE OF LOT F OF THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 110 NORTH, RANGE 32 WEST, BROWN COUNTY, MINNESOTA, described as follows:

Beginning at the Northeast Corner of Lot 1, Block 1, Berkner's Third Subdivision in the Balance of Lot F of the Northwest Quarter of Section 31, Township 110 North, Range 32 West, Brown County, Minnesota, according to a plat of record; thence South  $89^{\circ}48'20''$  East, an assumed bearing, along the south line of Lot E of said Northwest Quarter, according to a plat of record, a distance of 262.00 feet to the east line of said Lot F; thence South  $00^{\circ}15'54''$  West, along said east line, 592.20 feet; thence North  $90^{\circ}00'00''$  West, 262.00 feet to a point on the southerly prolongation of the east line of said Lot 1, Block 1, Berkner's Third Subdivision; thence North  $00^{\circ}15'54''$  East along said prolongation and along said east line of Lot 1, Block 1, a distance of 593.09 feet to the point of beginning, containing 3.57 acres, more or less, and being subject to easements of record in said county and state.