

RESOLUTION REQUESTING THE MINNESOTA MUNICIPAL
COMMISSION TO ANNEX A PORTION OF ST. CLOUD
TOWNSHIP TO THE CITY OF ST. CLOUD

JUL 1 - 1976

WHEREAS, the City of St. Cloud and St. Cloud Township have signed joint resolutions for orderly annexation of part of St. Cloud Township, as per the photocopies attached hereto, and

WHEREAS, the sole property owner of the area designated in need of orderly annexation and not previously annexed, to-wit: St. Cloud Opportunities, Inc., has petitioned for annexation to the City of St. Cloud of a portion of their property, as per the attached photocopy of said petition.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ST. CLOUD, MINNESOTA:

That the following described lands be annexed to the City of St. Cloud, pursuant to Minnesota Statutes 414.032, Subd. 1:

- A. That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, the W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, all lying southerly of the Great Northern Railway Company (now Burlington Northern) right-of-way; the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying north and east of old Minnesota Trunk Highway No. 52: All in Section 7, T124N, R28W.

The east half of the southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), less and except that part thereof lying northerly of the right-of-way of the Great Northern Railway Company, as now located and constructed;

and the east half of the southwest quarter of the southeast quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 7; also the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying north and east of old Minnesota Trunk Highway No. 52, all in Section 18, T124N, R28W;

and the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), less and except that part thereof heretofore conveyed to Hattie Brick, being 3.50 acres, more or less, by deed recorded in the Office of the Register of Deeds of Stearns County, Minnesota, in Book 180 of Deeds on Page 565;

and also the east half of the northwest quarter of the northeast quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$), less and except that part thereof, containing 2.50 acres, more or less, heretofore conveyed to Cora I. Lee by deed recorded in said register's office in Book 183 of Deeds on page 525 of Section 18, all in Twp 124N, of R28W, less the right-of-way of the Great Northern Railway Company over and

①

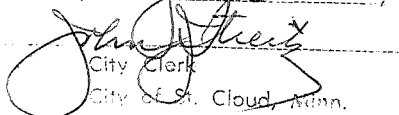
across said lands as now located and constructed. Less and except that part of Section 7, T124N, R28W, already annexed, described as follows: Beginning at the southeast corner of said Section 7; thence N 89°38'24" west along the south line of said Section 7, a distance of 2383.53 feet; thence N 00°00' east to a point on the northerly right-of-way line of the Burlington Northern Railroad line; thence easterly along said right-of-way line to the east line of said Section 7; thence S 0°00' west along the east line of said Section 7 to the point of beginning, containing 72.36 acres, more or less.

- B. All that part of the Southeast quarter of the northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), together with that part of the northeast quarter of the southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 7, Township 124, Range 28, Stearns County, Minnesota, described as follows: Beginning at the east quarter (E $\frac{1}{4}$) corner of said Section 7; thence S 00°00'00" W, along the east line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, 1115.95 feet to a point of intersection with the northerly right-of-way line of the Burlington Northern Railroad; thence N 84°26'45" W, along said right-of-way line, 67.2 feet; thence N 00°00'00" E 1109.42 feet to the north line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence N 00°01'00" W 1015.44 feet to the centerline of County Road 134; thence N 68°18'36" E, along said centerline, 72.10 feet to a point of intersection with the east line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence S 00°01'00" E, along said east line, 1042.08 feet to the point of beginning and there terminating. Containing 3.29 acres and being subject to an existing road right-of-way over and across the northerly boundary thereof (road right-of-way).

Adopted this 28th day of June, 1976.

STATE OF MINNESOTA
COUNTY OF STEARNS
CITY OF ST. CLOUD

I, John A. Stettin, City Clerk of the City of St. Cloud, Minnesota,
hereby certify that the above and foregoing is a true and correct
copy of Resolution (passed/adopted) by the
City Council of the City of St. Cloud, Minnesota, June 28, 1976.
WITNESS MY HAND AND THE SEAL OF THE CITY OF ST. CLOUD,
MINNESOTA, This the 29th day of June, 1976


City Clerk
City of St. Cloud, Minn.

JUL 1 - 1976

PETITION FOR ANNEXATION
TO THE CITY OF ST. CLOUD

The undersigned, being a property owner in the Township of St. Cloud lying within the area designated in need of orderly annexation pursuant to a joint resolution between the City of St. Cloud and St. Cloud Township signed by the City on June 28, 1976, and signed by the Township on June 21, 1976, hereby petition the Honorable Council of the City of St. Cloud for annexation of the property hereinafter described to the City of St. Cloud:

- A. That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, the W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, all lying southerly of the Great Northern Railway Company (now Burlington Northern) right-of-way; the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying north and east of old Minnesota Trunk Highway No. 52: All in Section 7, T124N, R28W.

The east half of the southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), less and except that part thereof lying northerly of the right-of-way of the Great Northern Railway Company, as now located and constructed;

and the east half of the southwest quarter of the southeast quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 7; also the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying north and east of old Minnesota Trunk Highway No. 52, all in Section 18, T124N, R28W;

and the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), less and except that part thereof heretofore conveyed to Hattie Brick, being 3.50 acres, more or less, by deed recorded in the Office of the Register of Deeds of Stearns County, Minnesota, in Book 180 of Deeds on Page 565;

and also the east half of the northwest quarter of the northeast quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$), less and except that part thereof, containing 2.50 acres, more or less, heretofore conveyed to Cora I. Lee by deed recorded in said register's office in Book 183 of Deeds on page 525 of Section 18, all in Twp 124N, of R28W, less the right-of-way of the Great Northern Railway Company over and across said lands as now located and constructed. Less and except that part of Section 7, T124N, R28W, already annexed, described as follows: Beginning at the southeast corner of said Section 7; thence N 89°38'24" west along the south line of said Section 7, a distance of 2383.53 feet; thence N00°00' east to a point on the northerly right-of-way line of the Burlington Northern Railroad line; thence easterly along said right-of-way line to the east line of said Section 7; thence S 0°00' west along the east line of said Section 7 to the point of beginning, containing 72.36 acres, more or less

①

B. All that part of the Southeast quarter of the northeast quarter ($SE\frac{1}{4}NE\frac{1}{4}$), together with that part of the northeast quarter of the southeast quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section 7, Township 124, Range 28, Stearns County, Minnesota, described as follows: Beginning at the east quarter ($E\frac{1}{4}$) corner of said Section 7; thence S $00^{\circ}00'00''$ W, along the east line of said $NE\frac{1}{4}SE\frac{1}{4}$, 1115.95 feet to a point of intersection with the northerly right-of-way line of the Burlington Northern Railroad; thence N $84^{\circ}26'45''$ W, along said right-of-way line, 67.2 feet; thence N $00^{\circ}00'00''$ E 1109.42 feet to the north line of said $NE\frac{1}{4}SE\frac{1}{4}$; thence N $00^{\circ}01'00''$ W 1015.44 feet to the centerline of County Road 134; thence N $68^{\circ}18'36''$ E, along said centerline, 72.10 feet to a point of intersection with the east line of said $SE\frac{1}{4}NE\frac{1}{4}$; thence S $00^{\circ}01'00''$ E, along said east line, 1042.08 feet to the point of beginning and there terminating. Containing 3.29 acres and being subject to an existing road right-of-way over and across the northerly boundary thereof (road right-of-way).

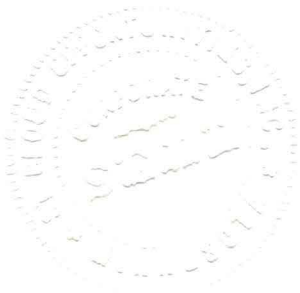
ST. CLOUD OPPORTUNITIES, INC.

By

Donnel H. Valbom
Its President

CK Eckberg
Its Vice-President

Dated: June 25, 1976



JOINT RESOLUTION AS TO ORDERLY ANNEXATION:
ST. CLOUD CITY AND ST. CLOUD TOWNSHIP

JUL 1 - 1976

WHEREAS, the City of St. Cloud and the Town of St. Cloud entered into a Joint Resolution for Orderly Annexation in June of 1974 designating approximately 200 acres of land in the Town of St. Cloud as in need of orderly annexation; and

WHEREAS, said resolution was meant to designate all of the area being developed as an industrial park by St. Cloud Opportunities, Inc., a non-profit corporation, but said resolution inadvertently omitted the description of some lands to be included in the industrial park, including a road right-of-way.

NOW, THEREFORE, BE IT RESOLVED, by St. Cloud City and St. Cloud Township as follows:

1. That the following-described area is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.032, and the parties hereto do hereby designate this area as in need of orderly annexation as provided by statute:

The following-described lands in Stearns County, Minnesota:

- A) The west half of the northwest quarter of the northeast quarter, Section 18, lying northeasterly of old T. H. 52.
- B) The northeast quarter of the northwest quarter, Section 18, lying northeasterly of old T. H. 52.
- C) All that part of the Southeast quarter of the northeast quarter ($SE\frac{1}{4}NE\frac{1}{4}$), together with that part of the northeast quarter of the southeast quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section 7, Township 124, Range 28, Stearns County, Minnesota, described as follows: Beginning at the east quarter ($E\frac{1}{4}$) corner of said Section 7; thence S $00^{\circ}00'00''$ W, along the east line of said $NE\frac{1}{4}SE\frac{1}{4}$, 1115.95 feet to a point of intersection with the northerly right-of-way line of the Burlington Northern Railroad; thence N $84^{\circ}26'45''$ W, along said right-of-way line, 67.2 feet; thence N $00^{\circ}00'00''$ E 1109.42 feet to the north line of said $NE\frac{1}{4}SE\frac{1}{4}$; thence N $00^{\circ}01'00''$ W 1015.44 feet to the centerline of County Road 134; thence N $68^{\circ}18'36''$ E, along said centerline, 72.10 feet to a point of intersection with the east line of said $SE\frac{1}{4}NE\frac{1}{4}$; thence S $00^{\circ}01'00''$ E, along said east line, 1042.08 feet to the point of beginning and there terminating. Containing 3.29 acres and being subject to an existing road right-of-way over and across the northerly boundary thereof (road right-of-way).

①

2. That the Township of St. Cloud does upon the passage of this resolution and its adoption by the Council of the City of St. Cloud confer jurisdiction upon the Minnesota Municipal Commission so as to accomplish said orderly annexation in accordance with the terms of this resolution.

3. No annexations will take place anywhere within the area designated as in need of orderly annexation unless the area involved is or is about to become urban or suburban in character and unless the City is capable of providing municipal service.

4. In limitation of Minnesota Statutes 414.032, Subd. 1, the City of St. Cloud agrees not to initiate any annexations of any property within the above-described orderly annexation area unless petitioned for by a majority of the property owners involved.

5. The City of St. Cloud hereby agrees not to initiate before December 31, 1996, any proceedings for the annexation area pursuant to Minnesota Statutes 414.033, Subd. 3 or 4.

CITY OF ST. CLOUD

Passed and adopted by the City Council of the City of St. Cloud
this 20th day of June, 1976.

ATTEST:

John J. Stueitz
City Clerk

By Al L. Lohm

Its Mayor

TOWN OF ST. CLOUD

Passed and adopted by the Town Board of the Town of St. Cloud
this 21st day of June, 1976.

ATTEST:

James R. Stuey
Town Clerk

By L. J. Schwinghammer

Its Chairman