IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWNSHIP OF BERLIN AND THE CITY OF ELLENDALE DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION PURSUANT TO MINNESOTA STATUES § 414.0325

JOINT RESOLUTION FOR ORDERLY ANNEXATION

The Township of Berlin and the City of Ellendale hereby jointly agree to the following:

1. That the following area in Berlin Township is subject to orderly annexation pursuant to Minnesota Statues § 414.0325, and the parties hereby designate this area for orderly annexation:

All that part of the NW¼ NE¼ Section 26-T105N-R21W, Steele County, Minnesota; described as follows:

Commencing at the northeast corner of the NW1/4 NE1/4 of said Section 26;

thence South 00°36'48" West a distance of 672.94 feet, on an assumed bearing on the east line of said NW¹/₄ NE¹/₄, to a point on the northerly right-of-way line of State Highway No. 30;

thence North 59°38'55" West a distance of 38.01 feet, on the northerly right-of-way line of said State Highway No. 30, to a point 33 feet west (measured at a right angle), from the east line of said NW¹/₄ NE¹/₄;

thence North $00^{\circ}36'48''$ East a distance of 653.96 feet, on a line parallel with and 33 feet west of the east line of said NW¹/₄ NE¹/₄, to a point on the north line thereof;

thence South 89°36'44" East a distance of 33.00 feet, on the north line of said NW¹/₄ NE¹/₄, to the point of beginning;

subject to street right-of-way on the north 33 feet thereof.

2. That the Township of Berlin does, upon passage of this Resolution and its adoption by the City Council of the City of Ellendale, Minnesota, and upon the acceptance by the Director of the Office of Strategic and Long-Range Planning (hereinafter "Director"), confer jurisdiction upon the Director over the various provisions contained in this agreement. 3. That this certain property that abuts the City of Ellendale is about to become urban or suburban in nature. Further, the City of Ellendale is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Therefore, this property should be immediately annexed to the City of Ellendale. The property is described as follows:

All that part of the NW¼ NE¼ Section 26-T105N-R21W, Steele County, Minnesota; described as follows:

Commencing at the northeast corner of the NW¹/₄ NE¹/₄ of said Section 26;

thence South 00°36'48" West a distance of 672.94 feet, on an assumed bearing on the east line of said NW¹/₄ NE¹/₄, to a point on the northerly right-of-way line of State Highway No. 30;

thence North 59°38'55" West a distance of 38.01 feet, on the northerly right-of-way line of said State Highway No. 30, to a point 33 feet west (measured at a right angle), from the east line of said NW¹/₄ NE¹/₄;

thence North $00^{\circ}36'48''$ East a distance of 653.96 feet, on a line parallel with and 33 feet west of the east line of said NW¹/₄ NE¹/₄, to a point on the north line thereof;

thence South 89°36'44" East a distance of 33.00 feet, on the north line of said NW¹/₄ NE¹/₄, to the point of beginning;

subject to street right-of-way on the north 33 feet thereof.

4. Both the Township of Berlin and the City of Ellendale agree that no alteration of the stated boundaries of the area to be annexed is appropriate. Furthermore, each party agrees that no consideration by the Director is necessary. Upon receipt of this Resolution, passed and adopted by each party, the Director may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Joint Resolution. It is the intent of the parties that the land described in this Joint Resolution shall be annexed to the City of Ellendale as soon as possible. Therefore, the Director may immediately order said annexation following receipt and review of this Joint Resolution.

DEC'IN RY	4 2 4 4 4	12	0	0004
REC'D BY	JUN	2	×.	2004
AA AA B	JUN	line .	0	6004
· · · · · · · · · · · · · · · · · · ·				

Passed and adopted by the City of Ellendale, Minnesota this <u>10</u> day of <u>Jape</u>, 2004.

ATTEST:

James M. Johnson, Clerk

Passed and adopted by the Board of Supervisors of the Township of Berlin, Minnesota this ______, day of ______, 2004.

Dennis

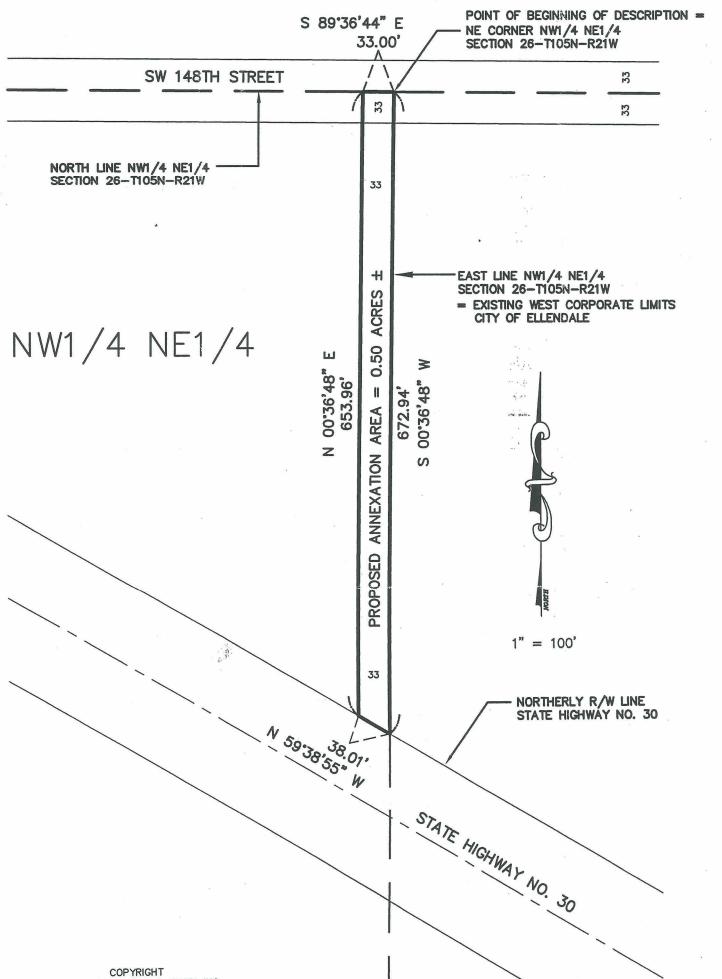
Supervisor

B, 11 /Slemmana Supervisor

DRAWING OF TRACT FOR ANNEXATION PURPOSES

MANE JUN 2 8 2004

IN THE NW1/4 NE1/4 SECTION 26-T105N-R21W STEELE COUNTY, MINNESOTA



COPYRIGHT by JONES, HAUGH & SMITH INC This drawing and format are protected by Copyright and all rights are reserved. The use of this drawing and format is strictly prohibited without the written consent and permission of Jones, Haugh & Smith Inc.

LOCATION MAP		MONUMENTS $\bigcirc = 5/8" \times 16"$ iron stake monument	I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision		
		(Capped LS 13807)-Placed	and that I am a duly Licensed Land Surveyor		
	NW NE	Iron stake monument-Found	under the laws of the State of Minnesota.		
NW1/4	NW1/4) = DRILL HOLE	Jel Jak		
ļ	SW1/4 SE1/4	SURVEY FOR DOUG KLEMMENSEN	JOHN H.)SCHULTE IV Date: 5 - 18 - 54 L.S. No. 13807		
	Scale: 1"=4000'	Date of survey: DWG=5/18/04 Revised date: — Drawn by: GEB Survey: NONE Book: — Page: — Drawing name: 03—602AN	JONES, HAUGH & SMITH INC. Civil Engineers & Land Surveyors Albert Lea, Minnesota		