

OA-106 St. Cloud  
city + Town

BEFORE THE MUNICIPAL COMMISSION  
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Thomas J. Simmons	Vice Chairman
Gerald J. Isaacs	Member
Edward Vos	Ex-Officio Member
Robert Gambrino	Ex-Officio Member

IN THE MATTER OF THE PETITION )  
FOR THE ANNEXATION OF CERTAIN )  
LAND TO THE CITY OF ST. CLOUD )

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

WHEREAS, the Municipal Commission of the State of Minnesota presently has before it for hearing and consideration the matter of annexing certain portions of St. Cloud Township to the City of St. Cloud; and

WHEREAS, there is a basis for agreement between the parties to this action upon which the matters presently before the Minnesota Municipal Commission can be settled, and the governmental parties hereto desire to set forth such terms of settlement by means of this resolution.

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). 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 Co. (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, Township 124, Range 28. 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 Seven (7); also 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 Eighteen (18), all in Township 124 North, of Range 28 West, less the right of way of the Great Northern Railway Company over and across said lands as now located and constructed.

- B) The Burlington Northern right of way between the corporate limits of the City of St. Cloud and the Northwest corner of the property described in 1(A).
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, 1994 any proceedings for the annexation of property contiguous to the above-described orderly annexation area pursuant to Minnesota Statutes 414.033, Subd. 3 or 4.

----- 60% 100% 80% -----  
CITY OF ST. CLOUD

Passed and adopted by the City Council of the City of St. Cloud this  
10th day of June, 1974.

ATTEST:

Lawrence H. Lauer  
City Clerk

BY

Alvin J. Lauer  
Its Mayor

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TOWN OF ST. CLOUD

Passed and adopted by the Town Board of the Town of St. Cloud this  
12 day of June, 1974.

ATTEST:

James R. Stenberg  
Town Clerk

BY

Howard Erickson  
Its Chairman