

Director
Minnesota Planning
300 Centennial Office Building
658 Cedar Street
St. Paul, Minnesota 55155

IN THE MATTER OF THE JOINT
RESOLUTION OF THE CITY OF
AITKIN AND THE TOWN OF AITKIN
DESIGNATING UNINCORPORATED
AREAS AS IN NEED OF ORDERLY
ANNEXATION AND CONFERRING
JURISDICTION OVER SAID AREA
TO THE DIRECTOR OF MINNESOTA
PLANNING PURSUANT TO M.S.
414.0325

JOINT RESOLUTION
FOR ORDERLY
ANNEXATION

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

1. That the following described areas in Aitkin township are subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate these areas for orderly annexation:

1. Cecil A. Riley and Stephanie J. Riley tract legally

described as follows:

That portion of the Southwest Quarter of Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27) described as follows to-wit:

Commencing at the southwest corner of said Southwest Quarter of Northwest Quarter (SW1/4 of NW1/4), running thence East along the south line thereof Seventy-five (75) feet to an intersection with the east line of the right-of-way of State Highway No. 169, thence running North along the east line of said right-of-way a distance of One Hundred Ninety-nine (199) feet to the point of beginning, thence continue North along the east line of said right-of-way a distance of One Hundred (100) feet, thence East Four Hundred Forty (440) feet, thence South One Hundred (100) feet, thence West Four Hundred Forty (440) feet to the point of beginning. Containing 1.00 acre.

AND

That portion of the Southwest Quarter of Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27) described as follows, to-wit:

Commencing at the southwest corner of the said SW1/4 of NW1/4, running thence east along the south line thereof Seventy-five (75) feet to an intersection with the east line of the right of way of State Highway No. 169, thence running north along the east line of said right of way a distance of Ninety-nine (99) feet, to the point of beginning, thence continuing north along the east line of said right of way a distance of One Hundred (100) feet, thence east Four Hundred Forty (440) feet, thence south One Hundred (100) feet, thence west Four Hundred Forty (440) feet, to the point of beginning. Containing 1.00 acre.

AND

That portion of the Southwest Quarter of the Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at a point on the South line of said SW1/4 of NW1/4 of Section 36, Township 47, Range 27, which point is 515 feet East of the Southwest corner thereof, as the point of beginning of the tract to be herein conveyed; Thence East along the South line thereof a distance of 160 feet to a point herein designated as point "A"; Again commencing at the point of beginning; Thence North 299 feet; Thence East 280 feet to a point; thence Southwesterly to "Point A".

EXCEPT That portion of the Southwest Quarter of the Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at a point on the South line of said SW1/4 of NW1/4 of Section 36, Township 47, Range 27, which point is 515 feet East of the Southwest corner thereof, as the point of beginning of the tract to be herein conveyed; thence East along the South line thereof a distance of 160 feet to a point herein designated as point "A"; Again commencing at the point of beginning; Thence North 99 feet; thence East to a point of intersection with Ripple River; thence Southwesterly along the shore of Ripple River to point "A". Containing .52 acre.

2. The Assembly of God Church of Aitkin, Minnesota, Inc. tract legally

described as follows:

That part of the Southwest Quarter of the Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at the southwest corner of said SW1/4 of NW1/4, thence running East along the South line thereof Seventy-five (75) feet to an intersection of the East line of the right-of-way of Highway #169 as same is now located; thence running North along the East line of said right-of-way a distance of Four Hundred Sixty-five (465) feet to the point of beginning;

Thence continuing North along said East line of said right-of-way a distance of Three Hundred (300) feet; thence running East a distance of Three Hundred (300) feet; thence running South a distance of Three Hundred (300) feet; thence running West a distance of 300 feet, more or less, to the point of beginning.

AND

That part of the Southwest Quarter of the Northwest Quarter of Section 36, Township 47, Range 27, Aitkin County, Minnesota, to be described as follows:

Commencing at the Southwest corner of said Southwest quarter of the Northwest Quarter; thence running East along the South line thereof a distance of 75 feet to the Easterly right of way line of Highway No. 169; thence North along said Easterly right of way line a distance of 765 feet; thence East along the Northerly line of a tract of land as described in Document No. 189924 and the Southerly line of a tract of land as described in Document No. 277889 and their easterly extensions thereof distance of 380 feet to the **actual point of beginning** of the following tract of land to be described; thence continuing East a distance of 195 feet; thence South a distance of 466 feet; thence West along the Easterly extension of the Northerly line and the Northerly line of a tract of land as described in Book 97 of Deeds on Page 79 a distance of 275 feet; thence North along the Easterly line of a tract of land as described in Book 100 of Deeds on Page 363 a distance of 100 feet; thence West along the Northerly line of said tract of land as described in Book 100 of Deeds on Page 363 a distance of 300 feet to said Easterly right of way line of Highway No. 169; thence North along said Easterly right of way line a distance of 66 feet; thence East along the Southerly line of said tract of land as described in Document No. 189924 and its Easterly extension thereof a distance of 380 feet; thence North a distance of 300 feet, to the actual point of beginning.

AND

That part of the Southwest Quarter of the Northwest Quarter of Section 36, Township 47, Range 27, Aitkin County, Minnesota, to be described as follows:

Commencing at the Southwest corner of said Southwest quarter of the Northwest Quarter; thence running East along the South line thereof a distance of 75 feet to the Easterly right of way line of Highway No. 169; thence North along said Easterly right of way line a distance of 765 feet; thence East along the Northerly line of a tract of land as described in Document No. 189924 and the Southerly line

of a tract of land as described in Document No. 277889 a distance of 300 feet to the **actual point of beginning** of the following tract of land to be described; thence continuing East a distance of 80 feet; thence South a distance of 300 feet; thence West a distance of 80 feet; thence North along the Easterly line of said tract of land as described in Document No. 189924 a distance of 300 feet, to the actual point of beginning.

Containing a total of 5.08 acres.

3. Albert J. Seguin, Sr. and Darlene D. Seguin tract legally

described as follows:

That part of Southwest Quarter of the Northwest Quarter (SW1/4 of NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), described as follows:

Commencing at the southwest corner of said SW1/4 of NW1/4; thence running East along the South line thereof 75 feet to an intersection of the East line of the right-of-way of State of Minnesota Truck Highway No. 169 as the same is now located; thence running North along the East line of said right-of-way a distance of 299 feet to the point of beginning; thence continuing North along said East line of said right-of-way a distance of 100 feet; thence running East a distance of 300 feet; thence running South a distance of 100 feet; thence running West to said point of beginning a distance of 300 feet, more or less. Containing .75 acre.

4. John C. Heins and Steve C. Heins and Laura L. Heins, tract

legally described as follows:

That part of the Southwest Quarter of the Northwest Quarter (SW1/4 - NW1/4) of Section Thirty-six (36), Township Forty-seven (47), Range Twenty-seven (27), to be described as follows:

Commencing at the Southwest corner of said Southwest Quarter of the Northwest Quarter; thence running East along the South line thereof distance of 75 feet to the Easterly right of way line of Highway No. 169; thence North along said Easterly right of way line a distance of 765 feet; thence East along the Northerly line of a tract of land as described in Document No. 189924 and the Southerly line of a tract of land as described in Document No. 277889 and their easterly extensions thereof distance of 575 feet to the actual point of beginning of the following tract of land to be described; thence continuing East a distance of 103 feet; thence South a distance of 466 feet; thence West along the Easterly extension of the Northerly line and the Northerly line of a

tract of land as described in Book "97" of Deeds on Page 79 a distance of 103 feet; thence North a distance of 466 feet, to the actual point of beginning. Containing .89 acre.

Total acreage of these tracts is 9.24 acres.

2. The present population of the areas to be annexed is 4.

THIS JOINT RESOLUTION PROVIDES FOR ANNEXATION OF DESIGNATED AREAS, AND NO CONSIDERATION BY MINNESOTA PLANNING IS NECESSARY, NO ALTERATION OF THE AGREED UPON BOUNDARIES IS APPROPRIATE, ALL CONDITIONS OF ANNEXATION HAVE BEEN STATED IN THE JOINT RESOLUTION AND MINNESOTA PLANNING MAY REVIEW AND COMMENT, BUT SHALL WITHIN 30 DAYS OF THE RECEIPT OF THE JOINT RESOLUTION ORDER THE ANNEXATION.

3. These properties are abutting the City of Aitkin and are presently urban or suburban in nature. Further, the City of Aitkin is capable of providing services to this area within a reasonable time or already does provide services to some of the properties, or the existing township form of government is not adequate to protect the public health, safety or welfare and the annexation would be in the best interest of the areas proposed for annexation. Therefore, these properties should be immediately annexed to the City of Aitkin.

The reasons for the annexations are commercial or residential development on some properties and accessing city services by others.

4. The Township of Aitkin does, upon passage of this resolution and its adoption by the City Council of the City of Aitkin, Minnesota, and upon acceptance by the Office

of Strategic and Long Range Planning (Minnesota Planning) confer jurisdiction upon the Minnesota Planning over the various provisions contained in this agreement.

5. In these annexation areas, the parties agree that the township will be paid the equivalent of the property tax that Aitkin Township received from these properties in 2004 for a six-year period beginning in 2005.

6. Any person owning lands annexed to the City pursuant to this agreement shall have the following rights with regard to the payment of assessments and hook-up charges on projects completed by the City which may be assessable against said annexed property: The hook-up charges for sewer and water shall be as provided in the Aitkin City Ordinance covering such hook-up charges at the time the hook-up is requested by the annexed land owner.

CITY OF AITKIN

Passed and adopted by the City Council of the City of Aitkin this 15th day of March, 2004.

Attest:

Kathy Brophy
(Clerk)

By

MARK WFE
(Mayor)

TOWNSHIP OF AITKIN

Passed and adopted by the Town Board of the Town of Aitkin this 14th day of April, 2004.

Attest:

B. Buhlmann
(Town Clerk)

By

Ken Kellen
(Its Chairperson)

JUL 16 2004



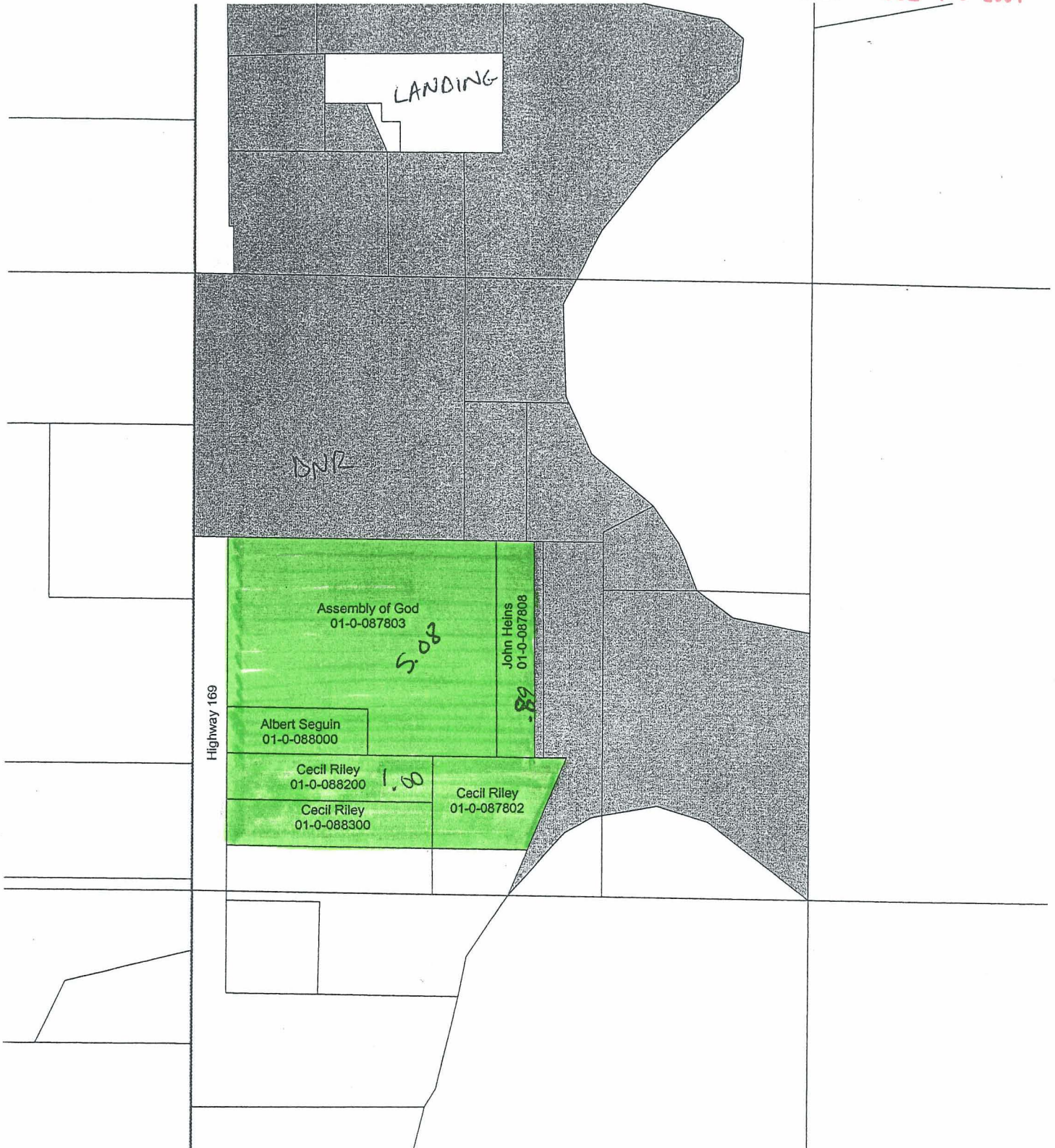
SW-NW
36-47-27

AITKIN COUNTY LAND DEPARTMENT

Map prepared by the Aitkin County Land Department for graphic display purposes only. Map is not a legal survey, nor is it intended to be. Aitkin County assumes no liability for errors, omissions or inaccuracies herein contained. Liz H - 4/04

REC'D BY
MMB

JUL 16 2004



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Map is not a survey nor is it intended to be. Liz H 3/04