

RESOLUTION NO: 03-109

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWNSHIP OF GRANITE FALLS
AND THE CITY OF GRANITE FALLS DESIGNATING AN UNINCORPORATED AREA AS IN
NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA
TO THE MINNESOTA MUNICIPAL BOARD PURSUANT TO M.S. 414.0325

JOINT RESOLUTION FOR ORDERLY ANNEXATION

The Township of Granite Falls and the City of Granite Falls, Minnesota, hereby jointly
agree to the following:

1. That the following described in Granite Falls Township is subject to orderly
annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this
area for orderly annexation, to-wit:

Tract 1:

The Northeast Quarter of the Northeast Quarter
(NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section One (1), Township One
Hundred Fifteen (115), Range Thirty-nine (39),
excepting therefrom the right of way of Minnesota
Highway 23 located in Granite Falls Township,
Chippewa County, Minnesota.

Tract 2:

The Southeast Quarter of the Northeast Quarter
(SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section One (1), Township One
Hundred Fifteen (115), Range Thirty-nine (39),
lying west of the center line of the right of way of
State Highway 23.

2. That the Town Board of the Township of Granite Falls, and the City Council of the
City of Granite Falls, upon passage and adoption of this resolution, and upon acceptance by the
Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions
contained in this agreement.

3. That these certain properties, which although not directly abutting the City of Granite Falls, are connected and adjacent thereto via an intermediate public right-of-way, are presently urban or suburban in nature or are about to become so. Further, the City of Granite Falls is capable of providing services through this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Therefore, these properties should be immediately annexed to the City of Granite Falls, to-wit:

Tract 1:

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section One (1), Township One Hundred Fifteen (115), Range Thirty-nine (39), excepting therefrom the right of way of Minnesota Highway 23 located in Granite Falls Township, Chippewa County, Minnesota.

Tract 2:

The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section One (1), Township One Hundred Fifteen (115), Range Thirty-nine (39), lying west of the center line of the right of way of State Highway 23.

4. Within the orderly annexation area, the parties agree to reimbursement of property taxes lost to the Township as a result of the annexation. The reimbursement shall be made according to the following: the City shall pay annually to the Township at the conclusion of each tax year an amount equal to the amount of taxes that would otherwise have been paid to the Township in that year for the annexation area had the property not been improved for the general industry use contemplated following annexation and had instead remained unimproved, unoccupied, agricultural crop land. It is the intent of this provision that the Township shall annually receive the amount that would otherwise have been generated had the property remained in the same unimproved condition and used as general agricultural crop land for the indefinite future. The reimbursement to be paid by the City to the Township pursuant to this provision shall continue indefinitely unless otherwise agreed in writing by the parties.

5. Upon annexation, the parcel shall be deemed I-2 - General Industry.

6. Notwithstanding the location of the orderly annexation area and the annexation of the same, the Township and the City agree that with the exception of the orderly annexation area itself, which shall hereafter be subject to the Zoning, Subdivision and Building Code Rules applicable to other properties located with the City, that the area subject to those rules and regulations imposed by the City shall not be altered as a result of this annexation.

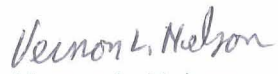
7. Both the Township of Granite Falls and the City of Granite Falls agree that no alteration of the stated boundaries of this agreement is appropriate. Furthermore, each party agrees that no consideration by the Municipal Board is necessary. Upon receipt of this resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall, within 30 days after the forwarding of an executed copy of this joint resolution, order the annexation in accordance with the terms of this joint resolution.

REC'D BY
MMB

AUG 04 2004

Approved by the Township of Granite Falls this 30th day of June 2003.

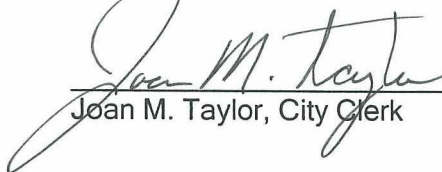
Township of Granite Falls


By: Vernon L. Nelson
Its: Town Board Supervisor

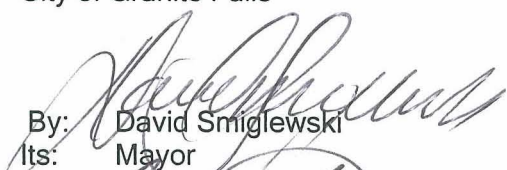

By: Keith E. Sandberg
Its: Town Board Supervisor

Approved by the City of Granite Falls this 30th day of June 2003.

ATTEST:


Joan M. Taylor, City Clerk

City of Granite Falls


By: David Smiglewski
Its: Mayor


And: William P. Lavin
Its: City Manager

This Instrument was Drafted By:

Gregory L. Holmstrom
HOLMSTROM & KVAM, PLLP
685 Prentice Street - PO Box 70
Granite Falls, MN 56241
Telephone: 320.564.3825
Attorney ID No: 46668

Annexation Area

This is a survey of:
Part of the E1/2 of the NE1/4
of Section 1, T115N-R39W, Granite Falls
Township, Chippewa County, Minnesota

REC'D BY
MMB

AUG 24 2004



This drawing prepared by:
Bonnema Surveys Inc.
Professional Land Surveying
1025 19th Avenue SW Willmar, MN 56201
Office (507) 231-2944
Fax (507) 231-2927

Requested by: Robin Spauld-Granite Falls Comm.
Ethanol Plant
P.O. Box 216
2440 54th Street, Suite 1
Granite Falls, MN 56241-0216

SCALE 1" = 100'
0 100 200 300

LEGEND

- Found Iron Monument from former survey
- Bonnema Surveys Placed Capped Iron Monument
- Cast Iron Monument
- Placed Monument on the property line at a position which is offset from the actual property corner. Note: The shown property boundary distances are measured to the actual property corner
- Overhead Power Line
- Railroad Tracks

The Bearing Orientation System for this survey is based on the Minnesota Department of Transportation projection and transformation parameters for this County.

Bonnema Surveys is not giving a title opinion or abstract of this parcel. We suggest that you contact your attorney or a title insurance company for that purpose. Easements or neighboring deed conflicts may exist which affect this parcel and are not shown on this survey.

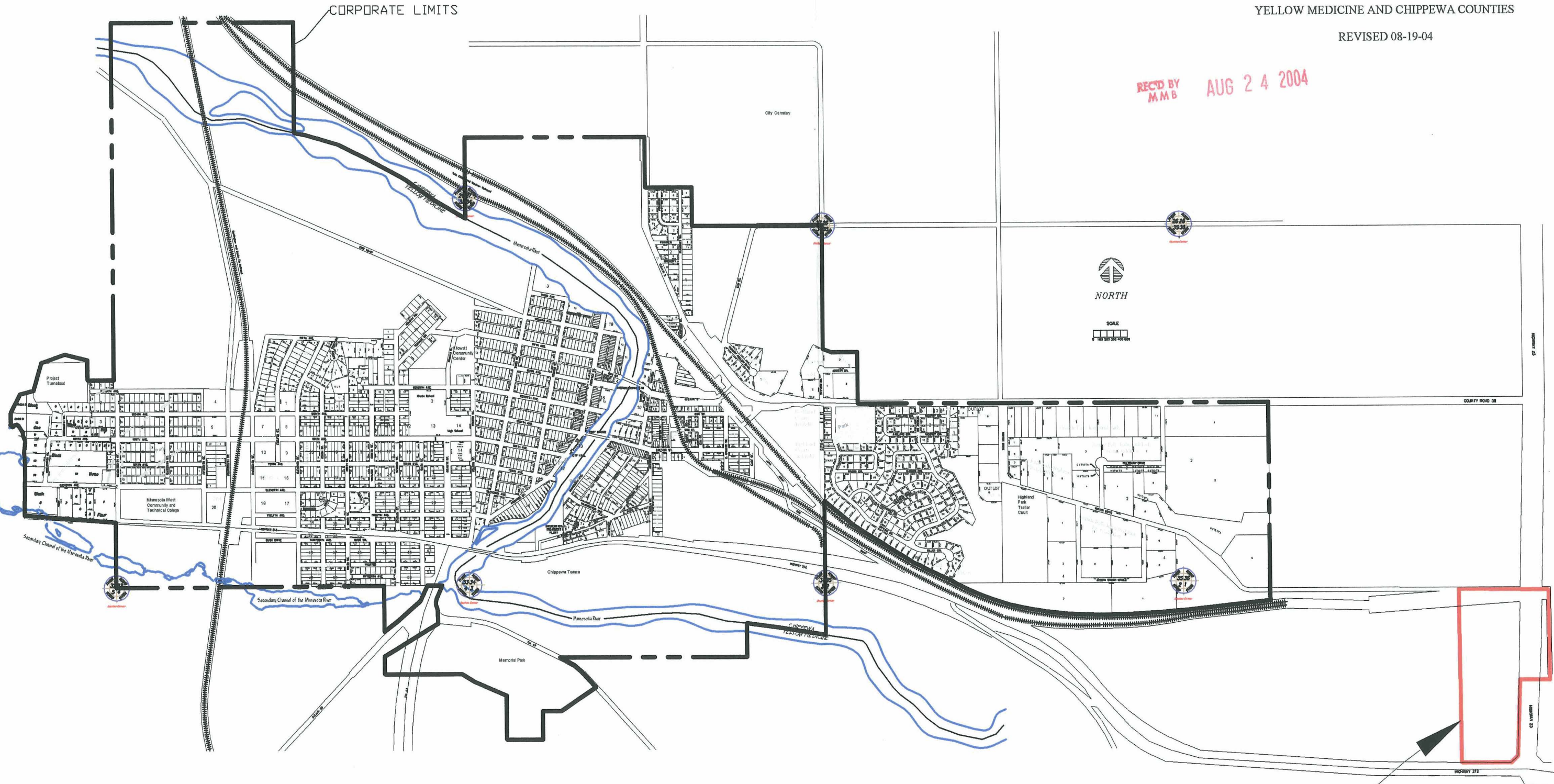
I HEREBY CERTIFY THAT THIS SURVEY, PLAN, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

Duane A. Bonnema RLS
Date: _____ License: _____



CITY OF
GRANITE FALLS, MINNESOTA
YELLOW MEDICINE AND CHIPPEWA COUNTIES
REVISED 08-19-04

REC'D BY
MMB
AUG 24 2004



Annexation Area