

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Kenneth F. Sette	Chair
Robert J. Ferderer	Vice Chair
John W. Carey	Commissioner

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF ST. CLOUD) ORDER
AND THE TOWN OF ST. CLOUD PURSUANT TO)
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of St. Cloud and the Town of St. Cloud and duly accepted by the Minnesota Municipal Board; and

WHEREAS, an amendment to the joint resolution was received from the City of St. Cloud and the Town of St. Cloud requesting that certain property be annexed to the City of St. Cloud pursuant to M.S. 414.0325, Subdivision 1; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Minnesota Municipal Board may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on May 19, 1992, the Minnesota Municipal Board has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed to the City of St. Cloud, Minnesota, the same as if it had originally been made a part thereof:

Legal Descriptions for Parcels 1, 2, and 4:

All that part of Section 25 and the Southeast Quarter (SE 1/4) of

Section 26, Township 124 North (T124N), Range 28 West (R28W), Stearns County, Minnesota, described as follows:

Parcel 1 (101.6 acres, more or less)

That part of the Northeast Quarter of the Southeast Quarter of Section 26, Township 124 North, Range 28 West Stearns County, Minnesota described as follows: Beginning at the southeast corner of the said Northeast Quarter of the Southeast Quarter and thence running North on the section line between Sections Numbered 25 and 26, Township and Range aforesaid, 187 feet; thence West 273.80 feet to a point on the east line of the Clearwater Road and St. Cloud road as now located; thence south along said east line of said road and parallel with the section line between Sections Numbered 25 and 26 a distance of 187 feet; thence east 273.80 feet to the place of beginning. Subject to easements of record. Containing 1.18 acres, more or less, and is subject to easements of record.

The south half of the following described parcel of land: Beginning 14.42 chains South of the Northeast corner of the Southeast Quarter of Section 26 in Township 124 North, Range 28 West Stearns County, Minnesota; thence West 4.30 chains to the east side of the Clearwater and St. Cloud Road; thence South 45 minutes East along east side of said road a distance of 2.745 chains; thence east 4.27 chains to the section line; thence North 2.745 chains to the place of beginning. Containing 1 acre, more or less, and is subject to easements of record.

The land in Section 26 contains 2.2 acres, more or less, and is subject to easement of record.

AND

Section 25, The Northwest Quarter of the Southwest Quarter. The Northwest Quarter of the Southwest Quarter of Section 25, Township 124 North, Range 25 West, Stearns County, Minnesota.

Except the railroad right of way containing 0.62 of an acre, more or less.

Except that part platted as KOENIG'S ADDITION, a duly recorded plat, on file and of record in the Office of the County Recorder, Stearns County, Minnesota. Containing 11.6 acres, more or less.

Except the most northerly 100 feet and except that portion of Sportman's Island Road, as shown on the plat of ISLAND VIEW, a duly recorded plat on file and of record in the Office of the County Recorder, Stearns County, Minnesota, lying southerly of said 100

feet. Containing 3 acres, more or less.

The land in the North East Quarter of the Southwest Quarter contains 25 acres, more or less and is subject to easements of record.

AND

Section 25, Government Lot 3. Government Lot 3 of Section 25, Township 124 North, Range 28 West, Stearns County, Minnesota. Except the most northerly 100 feet of said Government Lot 3 that lies adjacent to the northerly line of a parcel of land described in Document Number 325839 and except that portion of Sportsman's Island Road, as shown on the plat of ISLAND VIEW a duly recorded plat on file and of record in the Office of the County Recorder, Stearns County, Minnesota lying southerly of said 100 feet. Containing 30 acres, more or less, and is subject to easements of record.

AND

Section 25, Government Lot 4. Outlot 1, COUNTRY CLUB ESTATES according to the plat thereof on file and of record in the Office of the County Recorder, Stearns County, Minnesota and that part of Government Lot 4 in Section 25, Township 124 North, Range 28 West Stearns County, Minnesota, lying northerly of the north line of said Outlot 1 and it's easterly annexation extension. Containing 5.6 acres, more or less, and is subject to easements of record.

AND

Section 25, the Southeast Quarter of the Southwest Quarter. Outlot 11, COUNTRY CLUB ESTATES according to the plat thereof on file and of record in the Office of the County Recorder, Stearns County, Minnesota. Containing 2.4 acres, more or less, and is subject to easements of record.

AND

Section 25, the Southwest Quarter of the Southwest Quarter. That part of the Southwest Quarter of the Southwest Quarter of Section 25, Township 124 North, Range 28 West, Stearns County, Minnesota that lies northerly of the northerly right of way line of Montrose Road except the west 401.00 feet thereof. Containing 9.3 acres, more or less, and is subject to easements of record.

AND

Government Lot 6, Section 25, Township 124 North, Range 28 West, Stearns County, Minnesota. Containing 6.0 acres, more or less, and

is subject to easements of record.

AND

Government Lot Six (6) in Section 25, Township 124, Range 28, Stearns County, Minnesota, also known and described as Sportsmans Island, containing 20.14 acres, more or less.

AND

That portion of the Mississippi River and its backwaters that lie in Stearns County, Minnesota adjacent to and adjoining the above described parcels.

AND

Parcel 2 (12.99 acres, more or less)

That part of the former right-of-way of the Burlington Northern Railroad Tileston Mill Spur track situated in the West 1/2 of Section 25, Township 124 North, Range 28 West, and in the East 1/2 of Section 26, Township 124 North, Range 28 West, which lies between the southerly right-of-way line of Sportman's Island Road and the northerly right-of-way line of Montrose Road, Stearns County, Minnesota. Containing 1.5 acres, more or less.

AND

That part of Clearwater Road, also known as County State Aid Highway No. 7, situated in the East 1/2 of Section 26, Township 124 North, Range 28 West, Stearns County, Minnesota which lies between the westerly extension of the northerly line of Montrose Road and the easterly extension of the southerly line of Lot 1, Block 1, BABLER, according to the recorded plat thereof. Containing 2.35 acres, more or less.

AND

All that part of the Southeast Quarter (SE 1/4) of Section 26, Township 124 North, Range 28 West, Stearns County, Minnesota which lies easterly of the easterly right-of-way line of the former Burlington Northern Railroad Tileston Mill Spur and northerly of the easterly extension of the southerly line of Lot 7, Block 2, KOENIG'S ADDITION, according to the recorded plat thereof. Containing 0.0025 acres, more or less.

AND

That part of the Southeast Quarter of the Southeast Quarter (SE

1/4, SE 1/4) of Section 26, Township 124 North, Range 28 West, Stearns County, Minnesota that is bounded on the north by the north line of said Southeast Quarter of the Southeast Quarter, bounded on the southeast by the westerly right-of-way line of the former Burlington Northern Railroad Tileston Mill Spur, and bounded on the west by the easterly right-of-way line of Clearwater Road, also known as County State Aid Highway No. 7. Containing 0.14 acres, more or less.

AND

All of that part of the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) of Section 25, Township 124 North, Range 28 West, described as follows to-wit: Beginning at a point on the West line of said SW1/4SW1/4 of said Section 25, 673.35 feet south of the Northwest corner of said SW1/4SW1/4, said point being the Northerly right-of-way line of a 66 foot Township road running Easterly and Westerly through said SW1/4SW1/4; running thence North along the West line of said Southwest Quarter (SW1/4) a distance of 673.35 feet to the Northwest corner thereof; thence East along the North line of said SW1/4SW1/4 a distance of 401 feet; thence South along a line 401 feet East and parallel with the West line of said SW1/4SW1/4 to its intersection with the Northerly right-of-way line of said Township road; thence Southwesterly along said Northerly right-of-way line of said Township road to the place of beginning, containing 6.06 acres, more or less; ALSO all that part of the Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) of Section 26, Township 124 North, Range 28 West, described as follows to wit: Beginning at a point on the East line of said SE1/4SE1/4 of said Section 26, 673.35 feet South of the Northeast corner of said SE1/4SE1/4, said point being the Northerly right-of-way line of a 66 foot Township road running Easterly and Westerly through said Southeast Quarter of the Southeast Quarter; running thence North along the East line of said SE1/4SE1/4 a distance of 673.35 feet to the Northeast corner thereof; thence West along the North line of said SE1/4SE1/4 to its intersection with the Easterly right-of-way line of the Great Northern Railway Tileston Mill Spur Track; thence Southerly along said Easterly right-of-way line of said spur track to its intersection with the Northerly right-of-way line of said Township road; thence Northeasterly along said Northerly right-of-way line of said Township road to the place of beginning, containing 2.94 acres, more or less.

Parcel 4 (29.5 acres, more or less)

All of ISLAND VIEW, an addition to St. Cloud Township, Stearns County, Minnesota, containing 19 acres, more or less.

AND

That part of Government Lot 1 in Section 25, Township 124, Range

28, Stearns County, Minnesota, that lies northerly of Lot 2, Block 2, ISLAND VIEW, a duly recorded plat, and easterly of the easterly right-of-way line of the former Burlington Northern Railroad Tileston Mill Spur, containing 3.89 acres, more or less.

AND

That part of the former right-of-way of the Burlington Northern Railroad Tileston Mill Spur track situated in the Northwest Quarter (NW 1/4) of Section 25, Township 124 North, Range 28 West, which lies between the southerly right-of-way line of Sportsman Island Road and the north line of said Section 25, containing 5 acres, more or less.

AND

All that part of Sportsman Island Road situated in the Northwest Quarter (NW 1/4) of Section 25, Township 124 North, Range 28 West, that lies easterly of the easterly right-of-way line of the former Burlington Northern Railroad Tileston Mill Spur, containing 1.6 acres, more or less.

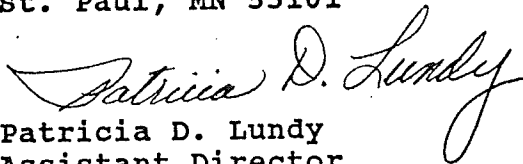
AND

That part of the Mississippi River and its backwaters that lie in Stearns County, Minnesota, adjacent to and adjoining the above described parcels.

IT IS FURTHER ORDERED: That the effective date of this order is May 19, 1992.

Dated this 26th day of May, 1992.

MINNESOTA MUNICIPAL BOARD
475 McColl Building
St. Paul, MN 55101


Patricia D. Lundy
Assistant Director