OA-111-9 St. Cloud

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 AND THE TOWN OF ST. CLOUD PURSUANT TO MINNESOTA STATUTES 414)	ORDER

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 July 2, 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:

All that part of Section 24, Township 124 North, Range 28 West, Stearns County, Minnesota, described as follows:

Parcel 1 (19.6 acres, more or less)

All that part of Government Lot Three (3) of Section 24, Township 124 North, Range 28 West, lying easterly of the abandoned right-

of-way of the Burlington Northern Railway Tilson Mill spur.

AND

All that part of Government Lot Four (4) of Section 24, Township 124 North, Range 28 West, lying easterly of the abandoned right-of-way of the Burlington Northern Railway Tilson Mill spur.

AND

All that part of Government Lot Four (4) of Section 24, Township 124 North, Range 28 West, lying westerly of the abandoned right-of-way of the Burlington Northern Railway Tilson Mill Spur LESS AND EXCEPT the following-described tracts:

A tract of land lying in and being part of Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4), Section Twenty-four (24), Township One Hundred Twenty-four (124) North, Range Twenty-eight (28) West, described as follows, to-wit: Beginning at a point on the West line of said Section 24, Township 124, Range 28, 453 feet North of the Southwest corner of said Section 24; thence at right angles East for a distance of 150 feet; thence at right angles South and parallel with the West line of said Section 24, for a distance of 172 feet; thence at right angles West for a distance of 150 feet to a point of intersection with the West line of said Section 24; thence due North along said West line of said Section 24, for a distance of 172 feet to the point of beginning and there terminating.

And

That part of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section Twenty-four (24), Township One Hundred Twenty-four (124) North, Range Twenty-eight (28) West, described as follows: Commencing at the Southwest corner of Section 24, Township 124 North, Range 28 West; thence North 200 feet for point of beginning; thence North 81 feet; thence East 150 feet at right angles parallel to the South section line of Section 24, Township 124 North, Range 28 West; thence South 150 feet at right angles parallel to the west section line of said Section 24, to a point 150 feet East of the said west section line of the point of beginning.

And

Beginning at the southwest corner of Section 24, Township 124, Range 28; thence North on West line of said Section 24 a distance of 200 feet; thence East parallel to South line of said Section 24 a distance of 170.0 feet; thence southerly to a point on South line of said Section 24 which is 178.0 feet East of southwest corner thereof; thence West on said South line of Section 24, 178 feet to

point of beginning.

And

A tract of land lying in and being a part of Government Lot 4, Section 24, Township 124 North, Range 28 West as follows, to-wit: Beginning at the Northwest corner of said Government Lot 4; thence South along the West line of said Government Lot 4 Two Hundred Ninety-five and five-tenths (295.50) feet; thence East and parallel with the North line of said Government Lot 4 Five Hundred Forty (540.00) feet to an intersection with the westerly line of a Great Northern Railway Co. Spur track right-of-way; thence northwesterly along said westerly right-of-way line of said Two Hundred Ninety-seven (297.00) feet to an intersection with the said North line of said Government Lot 4; thence West along said North line of said Government Lot 4 Five Hundred Thirteen and two-tenths (513.20) feet to the point of beginning and there terminating, said tract containing 3.54 acres (more or less).

Parcel 2 (4.65 acres, more or less)

That part of the abandoned right-of-way of the Burlington Northern Railway Tilson Mill Spur situated in the Southwest Quarter (SW1/4) of Section 24, Township 124 North, Range 28 West.

Parcel 3

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 tax rate of the City of St. Cloud on the property herein ordered annexed, excluding the city-owned property, shall be increased in substantially equal proportions over a period of six years to equality with the tax rate of the property already within the city.

IT IS FURTHER ORDERED: That the effective date of this order is July 2, 1992.

Dated this 2nd day of July, 1992.

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

Patricia D. Lundy

Patricia D. Lundy
Assistant Director