

TOWN OF CHISAGO LAKE
CITY OF LINDSTROM

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
CHISAGO LAKE AND THE CITY
OF LINDSTROM, DESIGNATING
AN UNINCORPORATED AREA AS
IN NEED OF ORDERLY
ANNEXATION AND CONFERRING
JURISDICTION OVER SAID AREA
TO THE DEPARTMENT OF
ADMINISTRATION, BOUNDARY
ADJUSTMENT OFFICE,
PURSUANT TO M.S. §414.0325

JOINT RESOLUTION

The Township of Chisago Lake and the City of Lindstrom jointly agree to the following:

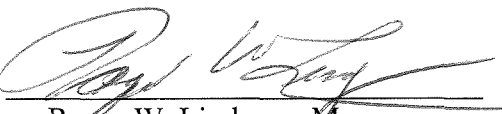
1. That by previous joint resolution and agreement for Orderly Annexation entered into between the City and Township dated 11-18-04/12-21-04 (OA-1121, accepted by the Chief Administrative Law Judge on 03/10/05), the property legally described on the attached Exhibit "A" was included in the designated orderly annexation area but was not made subject to immediate annexation.
2. That the previous joint resolution and agreement provided that the properties would be granted annexation upon development approval and execution of a development agreement between the City and the Developer.
3. That the owner of the property described on Exhibit "A" has been granted final plat approval for the plat known as "Morning Sun" (a copy of said plat is attached as Exhibit "B"), has entered into a development agreement with the City, and all other conditions of annexation/development agreed to by the Township and City have been met.
4. That the area described on Exhibit "A" which is located in Chisago Lake Township, Chisago County, is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate said area for orderly annexation.
5. That parcels to be annexed pursuant to this joint resolution are not currently populated and the total area to be annexed is approximately 348.6 acres.
6. That both the Township of Chisago Lake and the City of Lindstrom agree, pursuant to M.S. §414.0325, Subd. 1(f), that no alteration of the stated boundaries of this agreement is appropriate.

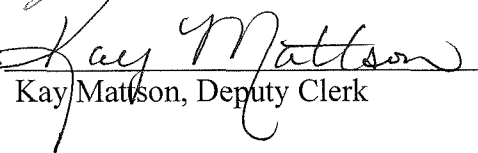
7. That the annexation of the property will not result in any change of electrical service and will not require joint planning since upon final approval of this joint resolution and issuance of the annexation order by the Director the property will immediately be fully subject to the official controls and other ordinances of the City of Lindstrom, including all land use controls. Further, that differential taxation under M.S. §414.035, or reimbursement under M.S. §414.036 is not required.

8. Furthermore, each party agrees that pursuant to M.S. §414.0325, Subd. 1(g) no consideration by the Office of Boundary Adjustments is necessary, and that upon receipt of this resolution and agreement, passed and adopted by each party, the Director of the Office of Boundary Adjustment may review and comment but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

CITY OF LINDSTROM

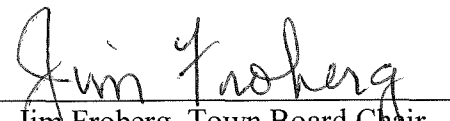
Passed and adopted by the City Council of the City of Lindstrom on this the 20th day of October, 2005.

By: 
Roger W. Lindgren, Mayor

Attest: 
Kay Mattson, Deputy Clerk

TOWNSHIP OF CHISAGO LAKE

Passed and adopted by the Town Board of the Town of Chisago Lake on this the 20th day of December, 2005.

By: 
Jim Froberg, Town Board Chair

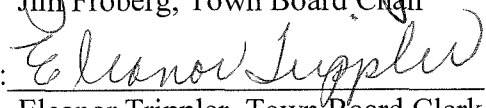
Attest: 
Eleanor Trippler, Town Board Clerk

EXHIBIT "A"

The land situated in the State of Minnesota, County of Chisago, and described as follows:

Parcel 1:

That part of the South Half of the Northeast Quarter and all that part of the Southeast Quarter of the Northwest Quarter lying East of Lincoln Road (County State Aid Highway No. 14), all in Section 29, Township 34, Range 20, and lying Southeasterly of the following described line:

Commencing at the Northeast corner of the Southwest Quarter of the Northeast Quarter; thence North 89 degrees 15 minutes 40 seconds West, assumed bearing, along the North line of said Southwest Quarter of the Northeast Quarter 283.65 feet; thence South 53 degrees 12 minutes 12 seconds West 1,164.56 feet; thence South 74 degrees 42 minutes 29 seconds West to the center line of Lincoln Road and said line there terminating.

Excepting therefrom the following 3 tracts:

Tract A

That part of the Southeast Quarter of the Northeast Quarter, Section 29, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows:

Commencing at the East quarter corner of said Section 29; thence North 1 degree 33 minutes 29 seconds East, assumed bearing, along the East line of said Southeast Quarter of the Northeast Quarter, 693.51 feet to the point of beginning; thence North 89 degrees 14 minutes 01 seconds West, 710.84 feet; thence North 0 degrees 07 minutes 41 seconds East to the North line of said Southeast Quarter of the Northeast Quarter; thence Easterly, along said North line, to the Northeast corner of said Southeast Quarter of the Northeast Quarter; thence Southerly along the East line of said Southeast Quarter of the Northeast Quarter to the point of beginning.

Tract B

That part of the Southeast Quarter of the Northeast Quarter, Section 29, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows:

Beginning at the East quarter corner of said Section 29; thence North 01 degrees 33 minutes 29 seconds East, assumed bearing, along the East line of said Southeast Quarter of the Northeast Quarter, 693.51 feet; thence North 89 degrees 14 minutes 01 seconds West 355.00 feet; thence South 01 degrees 08 minutes 42 seconds West to the South line of said Southeast Quarter of the Northeast Quarter; thence Easterly along said South line to the point of beginning.

Tract C

That part of the Southeast Quarter of the Northeast Quarter, Section 29, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows:

Commencing at the East quarter corner of said Section 29; thence North 01 degrees 33 minutes 29 seconds East, assumed bearing, along the East line of said Southeast Quarter of the Northeast

Quarter, 693.51 feet; thence North 89 degrees 14 minutes 01 seconds West 355.00 feet to the point of beginning; thence continuing North 89 degrees 14 minutes 01 seconds West 355.84 feet; thence South 00 degrees 31 minutes 19 seconds West to the South line of said Southeast Quarter of the Northeast Quarter; thence Easterly, along said South line, to the intersection with a line bearing South 01 degrees 08 minutes 42 seconds West from the point of beginning; thence North 01 degrees 08 minutes 42 seconds East to the point of beginning.

(PIN NO. 02-00803-00)

Parcel 2:

That part of the Southeast Quarter of the Northeast Quarter, Section 29, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows: Beginning at the East Quarter corner of said Section 29; thence North 01 degrees 33 minutes 29 seconds East, assumed bearing, along the East line of said Southeast Quarter of the Northeast Quarter, 693.51 feet; thence North 89 degrees 14 minutes 01 seconds West 355.00 feet; thence South 01 degrees 08 minutes 42 seconds West to the South line of said Southeast Quarter of the Northeast Quarter; thence Easterly, along said South line to the point of beginning.

(PIN NO. 02-00803-20)

Parcel 3:

That part of the Southeast Quarter of the Northeast Quarter, Section 29, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows:

Commencing at the East quarter corner of said Section 29; thence North 01 degrees 33 minutes 29 seconds East, assumed bearing, along the East line of said Southeast Quarter of the Northeast Quarter, 693.51 feet; thence North 89 degrees 14 minutes 01 seconds West 355.00 feet to the point of beginning; thence continuing North 89 degrees 14 minutes 01 seconds West 355.84 feet; thence South 00 degrees 31 minutes 19 seconds West to the South line of said Southeast Quarter of the Northeast Quarter; thence Easterly, along said South line, to the intersection with a line bearing South 01 degrees 08 minutes 42 seconds West from the point of beginning; thence North 01 degrees 08 minutes 42 seconds East to the point of beginning.

(PIN NO. 02-00803-30)

(All abstract property)

AND

Real property in Chisago Lake Township, County of Chisago, State of Minnesota, described as follows:

Those parts of Government Lot 3, Government Lot 4, the Southwest Quarter of the Southwest Quarter and the South Half of Government Lot 2; all in Section 20, Township 34, Range 20, Chisago County, Minnesota, lying northeasterly of the centerline of County Road No. 14.

And

Government Lot 5 and the Southeast Quarter of the Southeast Quarter, all in Section 20, Township 34, Range 20, Chisago County, Minnesota.

And

The North Half of the Northeast Quarter of Section 29, Township 34, Range 20, Chisago County, Minnesota.

And

That part of the Northeast Quarter of the Northwest Quarter of Section 29, Township 34, Range 20, Chisago County, Minnesota, lying northeasterly of the centerline of County Road No. 14.

EXCEPT

The South 886.00 feet of the West 380.50 feet of the North Half of the Northeast Quarter and that part of the South 886.00 feet of the Northeast Quarter of the Northwest Quarter lying northeasterly of the centerline of C.S.A.H. No. 14, all in Section 29, Township 34, Range 20, Chisago County, Minnesota.

APN: 020080200 and 020063800

MORNING SUN

CITY OF LINDSTROM
COUNTY OF CHISAGO
SEC. 20 & 29, TWP. 34, RNG. 20

KNOW ALL MEN BY THESE PRESENTS: That Lyman Properties, LLC, a Minnesota limited liability company, owner of the following described property in the County of Chicago, State of Minnesota, to wit:

That part of Government Lot 3, Government Lot 4, the Southwest Quarter of the Southwest Quarter and the South half of Government Lot 2, all in Section 25, Township 34, Range 20, Chicago County, Minnesota, lying northeasterly of the centerline of County Road No. 14, and

Government Lot 5 and the Southeast Quarter of the Southwest Quarter, all in Section 20, Township 34, Range 20, Chicago County, Minnesota, and

The North half of the Northeast Quarter of Section 20, Township 34, Range 20, Chicago County, Minnesota, except the South 688.00 feet of the West 385.50 feet thereof.

and

That part of the Northeast Quarter of the Northeast Quarter of Section 20, Township 34, Range 20, Chicago County, Minnesota, lying northeasterly of the centerline of County Road No. 14, except the South 688.00 feet thereof.

and

That part of the South half of the Northeast Quarter and all that part of the Southeast Quarter of the Northeast Quarter lying East of Lincoln Road (County State Aid Highway No. 14), all in Section 28, Township 34, Range 20, lying southeasterly of the following described line: Commencing at the northeast corner of the Southwest Quarter of the Northeast Quarter, thence North 89 degrees 15 minutes 40 seconds West, assumed bearing, along the North line of said Southwest Quarter of the Northeast Quarter, 283.45 feet; thence South 53 degrees 12 minutes 12 seconds West, 1164.56 feet; thence South 74 degrees 42 minutes 29 seconds West to the center line of Lincoln Road and said line there terminating.

Excepting therefrom the following tract:

That part of the Southwest Quarter of the Northeast Quarter, Section 28, Township 34 North, Range 20 West, Chicago County, Minnesota, described as follows:

Commencing at the East Quarter corner of said Section 28; thence North 01 degree 33 minutes 29 seconds East, assumed bearing along the East line of said Southwest Quarter of the Northeast Quarter, 893.51 feet to the point of beginning; thence North 89 degrees 14 minutes 01 seconds West, 710.84 feet; thence North 00 degrees 07 minutes 41 seconds East to the North line of said Southwest Quarter of the Northeast Quarter; thence westerly, along said North line, to the northeast corner of said Southwest Quarter of the Northeast Quarter; thence southerly along the East line of said Southwest Quarter of the Northeast Quarter to the point of beginning.

Has caused the same to be surveyed and plotted as MORNING SUN and does hereby donate and dedicate to the public for public use forever the road, trail, avenue, street, court, lanes, curves and the drainage and utility easements as shown on the plat. Also dedicating to the County of Chicago the right of access onto County State Aid Highway No. 14, as designated on this plat.

In witness whereof said Lyman Properties LLC, a Minnesota limited liability company, has caused these presents to be signed by its proper officer this _____ day of _____, 200__.

LYMAN PROPERTIES, LLC.

James W. Johnston, Vice President

STATE OF MINNESOTA
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 200__, by James W. Johnston, as Vice President of Lyman Properties LLC, a Minnesota limited liability company, on behalf of said company.

Notary Public, _____ County, Minnesota
My Commission Expires _____

I hereby certify that I have surveyed and plotted the property on this plat as MORNING SUN, that this plat is a correct representation of the survey, that all distances are correctly shown on the plat in feet and hundredths of a foot; that all monuments have been correctly placed in the ground as shown or will be correctly placed as required by the local governmental unit; that the outside boundary lines are correctly designated on the plat, and that there are no wetlands, in accordance with Section 505.02 Subdivision 1, or public highways to be designated other than shown.

Terrance E. Rothenbach, Land Surveyor
Minnesota License No. 20395

STATE OF MINNESOTA
COUNTY OF _____

The foregoing Surveyor's Certificate was acknowledged before me this _____ day of _____, 200__, by Terrance E. Rothenbach, Land Surveyor, Minnesota License No. 20395.

Notary Public, _____ County, Minnesota
My Commission Expires _____

City of Lindstrom

Approved by the City Council of the City of Lindstrom, Minnesota, this _____ day of _____, 200__, and is in compliance with the provisions of Chapter 505.03, Subdivision 2, Minnesota Statutes.

Signed _____
Mayor

Signed _____
Clerk

Pursuant to Chicago County Subdivision Ordinance Number 99-2, I hereby certify that this plat has been checked and approved as to compliance with Chapter 505, Minnesota Statutes this _____ day of _____, 200__.

Chicago County Surveyor

This plat was recommended for approval this _____ day of _____, 200__.

Chicago County Engineer

No delinquent taxes and transfer entered this _____ day of _____, 200__.

Chicago County Auditor

I hereby certify that the taxes for the year _____ on the property described herein are paid this _____ day of _____, 200__.

Chicago County Treasurer

Document No. _____

I hereby certify that this instrument was filed in the Office of the County Recorder for record on this _____ day of _____, 200__, at _____ o'clock _____ M., and was duly recorded in the Chicago County Records.

Chicago County Recorder

PIONEERengineering
CIVIL ENGINEERS LAND PLANNERS LAND SURVEYORS LANDSCAPE ARCHITECTS

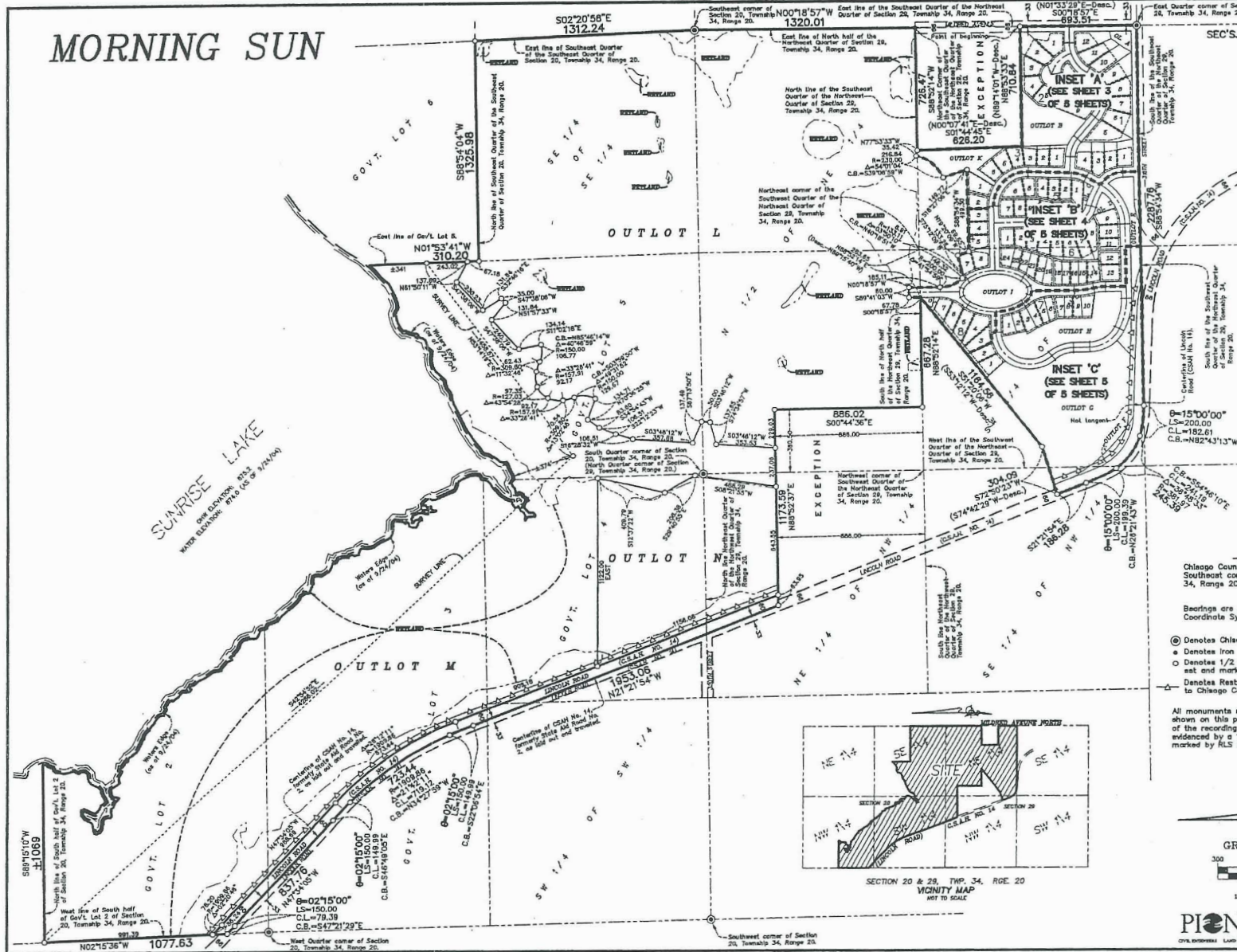
SHEET 1 OF 3 SHEETS

EXHIBIT "B"

RECD BY
A.M.A.
JAN 04 2006

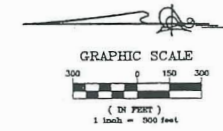
MORNING SUN

CITY OF LINDSTROM
COUNTY OF CHISAGO
SEC'S. 20 & 29, TWP. 34, RNG. 20



REMARKS
Chicago County Cast Iron Monument at
Southeast corner of Section 20, Township
34, Range 20. Elevation = 825.80.
Bearings are based on the Chicago County
Coordinate System, Ham 1996 Adjustment.
● Denotes Chicago County Monument
● Denotes iron monument found
● Denotes 1/2 inch by 14 inch iron monument
set and marked with license number 20595
● Denotes Restricted Right of Access dedicated
to Chicago County

All monuments required by Minnesota Statute, whether
shown on this plot or not, will be set within one year
of the recording date of this plot, and shall be
evidenced by a 1/2 inch by 14 inch iron pipe
marked by RLS 20595.

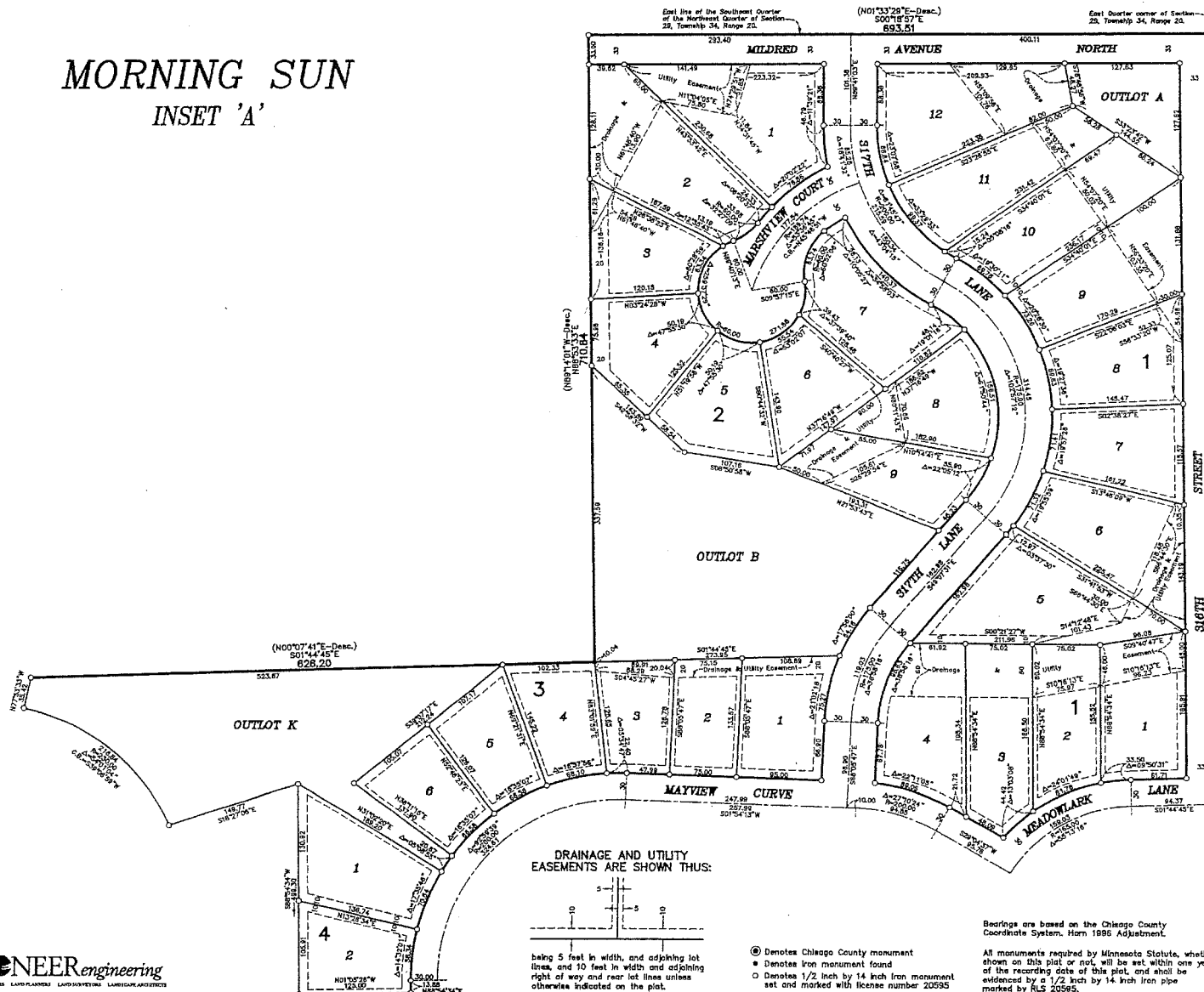


PIONEER Engineering
CITY ENGINEERS LAND PLANNERS LAND SURVEYORS LANDSCAPE ARCHITECTS
SHEET 2 OF 5 SHEETS

RECD BY
M.A.B.
JAN 04 2006

MORNING SUN INSET 'A'

CITY OF LINDSTROM
COUNTY OF CHISAGO
SEC. 20 & 29, TWP. 34, RNG. 20



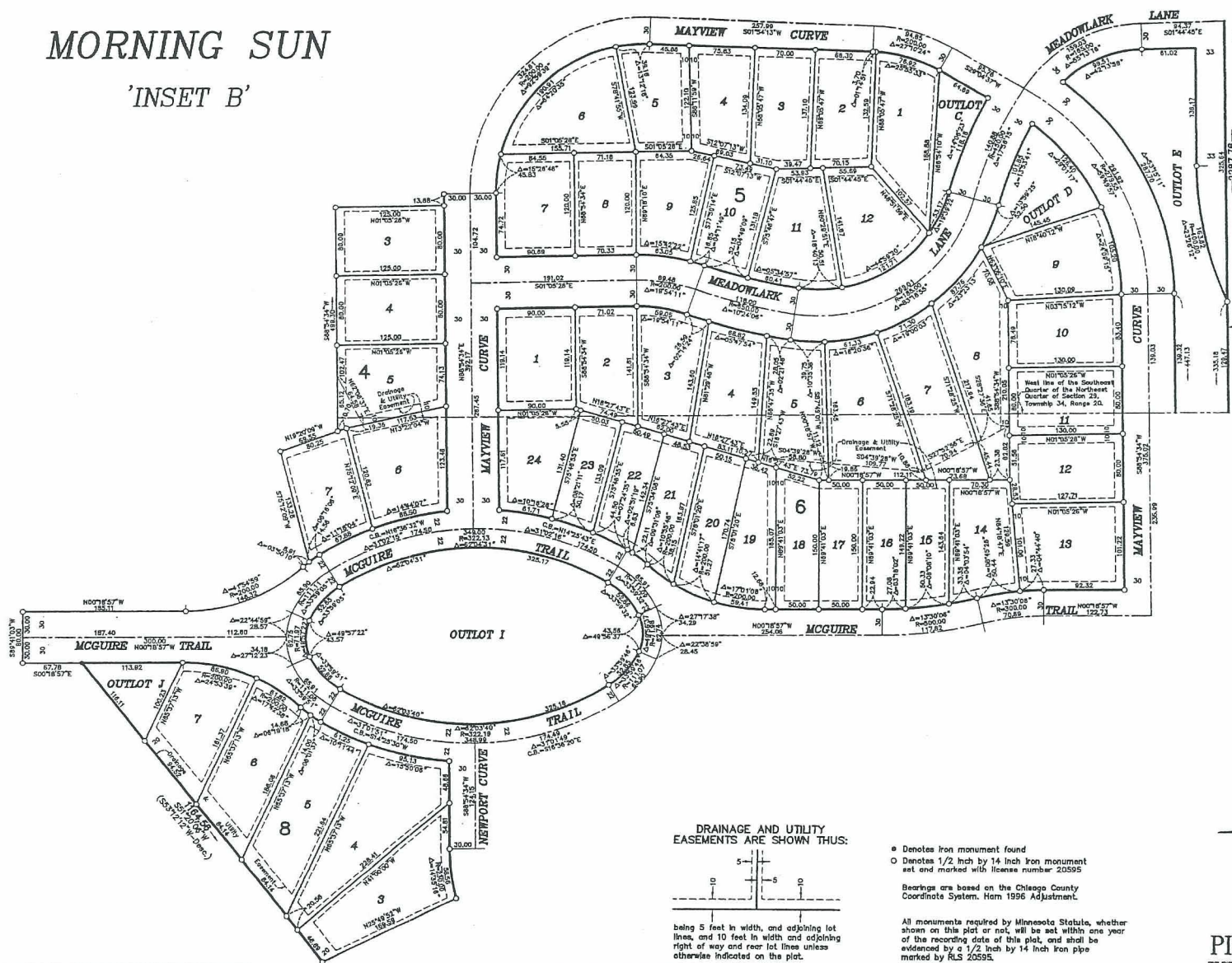
PIONEERengineering
CIVIL ENGINEERS LAND PLANNERS LAND SURVEYORS LANDSCAPE ARCHITECTS

SHEET 3 OF 5 SHEETS

MORNING SUN

'INSET B'

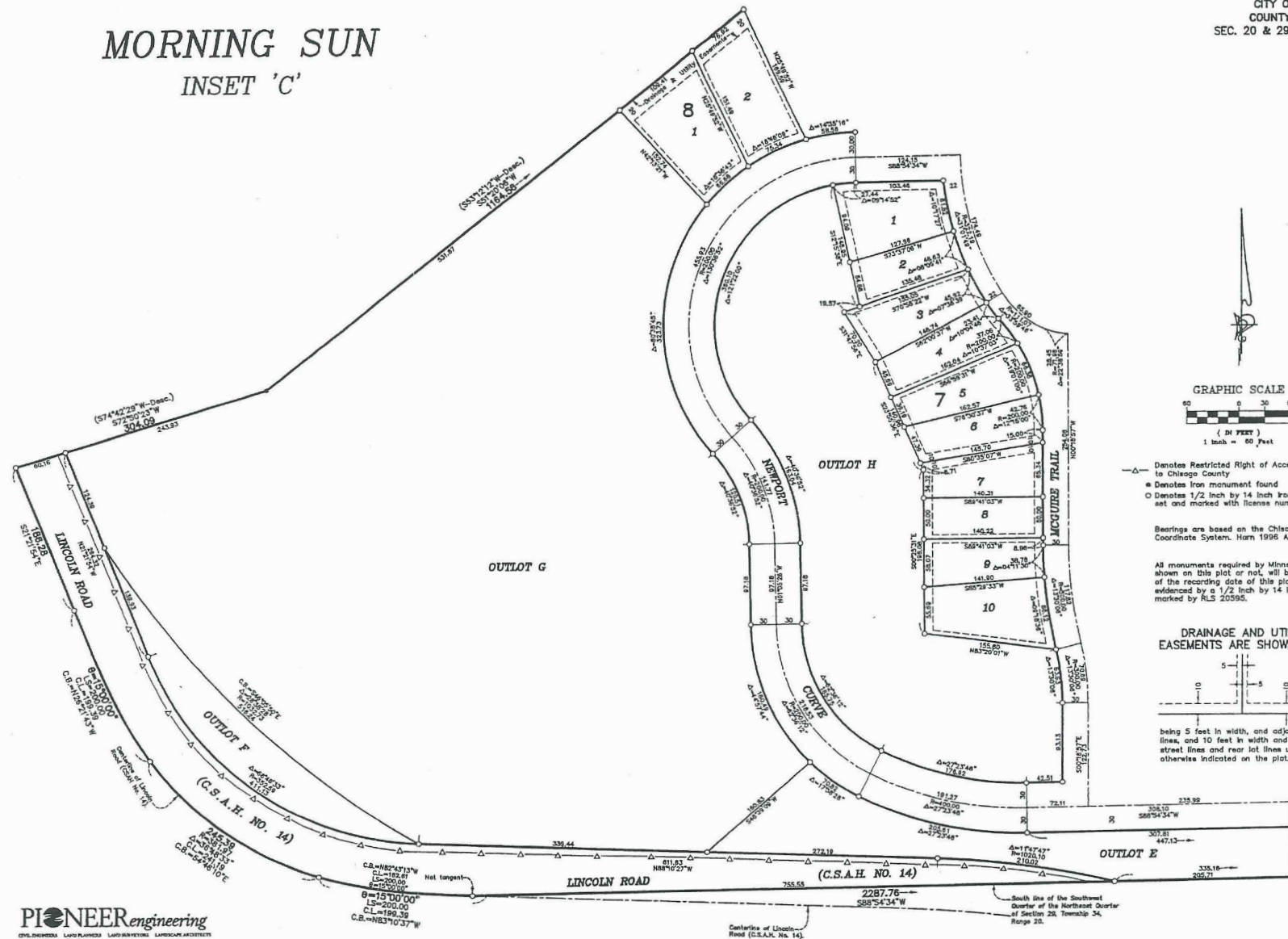
CITY OF LINDSTROM
COUNTY OF CHISAGO
SEC. 20 & 29, TWP. 34, RNG. 20



RECORDED BY
JAN 04 2006

MORNING SUN INSET 'C'

CITY OF LINDSTROM
COUNTY OF CHISAGO
SEC. 20 & 29, TWP. 34, RNG. 20



PIONEERengineering
CIVIL ENGINEERS LAND PLANNERS LAND SURVEYORS LANDSCAPE ARCHITECTS

SHEET 5 OF 5 SHEETS

RECD BY
JAN 04 2006

Exhibit "C"

