

REC'D BY
MMB

MAY 05 2005

**IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWN OF
BURNHAMVILLE AND THE CITY OF SWANVILLE 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**

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

1. The following described area in Burnhamville Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

See attached Exhibit A: (4.70 acres)

2. The Township of Burnhamville does, upon passage of this resolution, and its adoption by the City Council of the City of Swanville, Minnesota, and upon acceptance by the Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the various provisions contained in this agreement.
3. The properties do abut the City of Swanville and are presently urban or suburban in nature or are about to become so.
4. This territory is presently served by public water and sewer.
5. The properties should be immediately annexed to the City of Swanville.

The property referenced as Exhibit A is owned by the City

of Swanville who has requested annexation into the City of Swanville for Industrial purposes.

7. The electrical utility service notice referenced in M.S. 414.0325 Subd. 1a. is not applicable.
8. The planning throughout the orderly annexation area shall be pursuant to M.S. 414.0325. The annexed property shall be zoned as follows:

Exhibit A: Industrial

9. No alteration of the boundaries for the properties is appropriate.
10. No consideration by the board is necessary. The board may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.
11. No hearing is required to be held by the board prior to approval of annexation.
12. The condition for annexation is the approval and submission of a resolution by the City of Swanville.

CITY OF SWANVILLE:

Passed and adopted by the City Council of the City of Swanville on the 3 day of May, 2005.

ATTEST:

Duane Johnson
Duane Johnson
Mayor

Julie Hollerman
Julie Hollerman
City Administrator

TOWNSHIP OF BURNHAMVILLE

Passed and adopted by the Township Board of the Town of Burnhamville on the 29th day of March, 2005.

ATTEST:

[Signature]
Chairperson

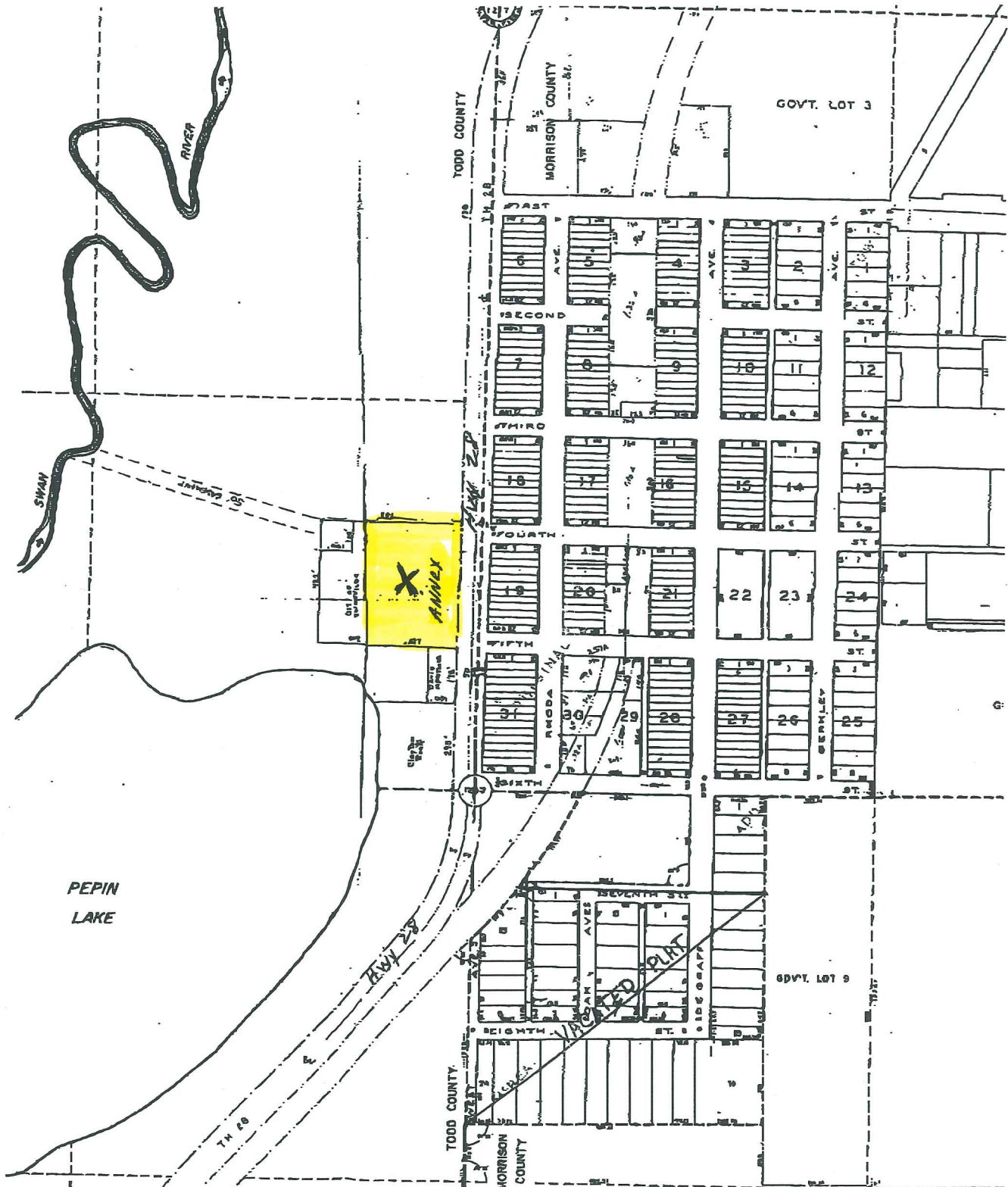
Shirley Kulinsky
Clerk

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Exhibit A

That part of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twelve (12), Township One Hundred Twenty eight (128) North, Range Thirty two (32) West, Todd County, Minnesota, described as follows: Commencing at a point 70 feet west of the Southeast corner of said NE $\frac{1}{4}$, said point being on the westerly right of way line of State Highway No. 28; thence north 470 feet along said right of way line to the NE corner of the David Hartwig Property, the place of beginning: thence north 422 feet continuing along said right away line; thence west 485 feet, thence south 422 feet to a point on the line which is the North Line of said Hartwig tract produced west, thence east 485 feet along said Hartwig North line and said line produced to the place of beginning. Subject to reservations or restrictions of record, if any. Together with an easement of 50 feet wide, the centerline of which is described as follows: Beginning at a point 30 feet south of the Northwest corner of the aforesaid described tract, thence north 74 degrees 30 minutes West 900 feet, more or less, to the Swan River.



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