

0A-1209/0A-1209-1

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
HOLDING AND THE CITY OF
HOLDINGFORD DESIGNATING AN
UNINCORPORATED AREA AS IN NEED
OF AN ORDERLY ANNEXATION AND
CONFERRING JURISDICTION OVER
SAID AREA TO THE OFFICE OF
ADMINISTRATIVE HEARINGS FOR THE
STATE OF MINNESOTA, PURSUANT
TO MINN. STAT. § 414.0325

JOINT RESOLUTION
FOR ORDERLY ANNEXATION

The Town of Holding and the City of Holdingford hereby agree to the following:

1. That the following described area in Holding Township, Stearns County, Minnesota, is subject to an orderly annexation pursuant to Minn. Stat. § 414.0325, and the parties hereto designate this area for orderly annexation, to-wit:

The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, Township 126, Range 30, Stearns County, Minnesota
AND

That part of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Seventeen (17), Township One Hundred Twenty-six (126) North, Range Thirty (30) West, described as follows: Beginning at the Northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence Westerly along the North line thereof a distance of 233.00 feet, more or less, to the centerline of the South Branch of Two Rivers; thence Southeasterly along said centerline a distance of 853 feet, more or less, to the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence Northerly along said East line a distance of 756.00 feet, more or less to the point of beginning.

2. That the Town Board of the Town of Holding and the City Council of the City of Holdingford, upon the passage and adoption of this Resolution and upon acceptance of the Office of Administrative Hearings for the State of Minnesota, confer jurisdiction upon the Office of Administrative Hearings for the State of Minnesota over the various provisions contained in this Agreement.

3. That the certain properties which abut the City of Holdingford are presently urban or suburban in nature or are about to become so. Further, the City of Holdingford is capable of providing services to this area within a reasonable time and the annexation is in the best interest of the area proposed for annexation. Therefore, these properties will be immediately annexed to the City of Holdingford, to-wit:

The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, Township 126, Range 30, Stearns County, Minnesota

AND

That part of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Seventeen (17), Township One Hundred Twenty-six (126) North, Range Thirty (30) West, described as follows: Beginning at the Northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence Westerly along the North line thereof a distance of 233.00 feet, more or less, to the centerline of the South Branch of Two Rivers; thence Southeasterly along said centerline a distance of 853 feet, more or less, to the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence Northerly along said East line a distance of 756.00 feet, more or less to the point of beginning.

The total acreage for said parcels being 43 acres.

4. Upon annexation, the City shall zone said real estate as residential

5. The real estate located in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, Township 126, Range 30, Stearns County, Minnesota is owned by Jeffrey Larson and Karen Larson. The remaining real estate is owned by Wm. D. Scepaniak, Inc.

6. The Town of Holding and the City of Holdingford agree that no alteration of the stated boundaries of this Agreement is appropriate. Furthermore, each party agrees that no consideration by the Office of Administrative Hearings for the State of Minnesota is appropriate. Upon receipt of this Resolution, passed and adopted by each party, the Office of Administrative Hearings for the State of Minnesota may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Joint Resolution.

7. The Town of Holding and the City of Holdingford further agree that the real estate taxes paid to the City and/or Township shall be divided as follows for the years specified: (a) 2006 - City of Holdingford: 25%; Town of Holding: 75%; (b) 2007 - City of Holdingford: 50%; Town of Holding: 50%; (c) 2008 - City of Holdingford: 75%; Town of Holding: 25%;

Approved by the Town of Holding this 3rd day of May,
2005.

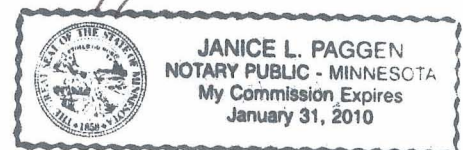
TOWN OF HOLDING

By: Mark StaiMark Stai, Town Board
ChairpersonBy: Julie Ebnet

Julie Ebnet, Town Board Clerk

STATE OF MINNESOTA)
) ss.
COUNTY OF Stearns)

On this 28 day of September, 2005, before me a Notary Public, within and for said Stearns County, personally appeared Mark Stai and Julie Ebnet, to me personally known, who being each by me duly sworn did say that they are respectively the Chairperson and Clerk of the Township of Holding, named in the foregoing instrument and that said instrument was signed and sealed on behalf of said Township by authority of its Town Board and said Mark Stai and Julie Ebnet acknowledged said instrument to be the free act and deed of said Township.

Janice Paggen
Notary Public

Approved by the City of Holdingford this 11th day of April,
2005.

CITY OF HOLDINGFORD

By: [Signature]
Ernie Schmit, Mayor

By: [Signature]
Victoria Statz, City Clerk

STATE OF MINNESOTA)
) ss.
COUNTY OF Stearns)

On this 11th day of April, 2005, before me a Notary Public, within and for said Stearns County, personally appeared Ernie Schmit and Victoria Statz, to me personally known, who being each by me duly sworn did say that they are respectively the Mayor and Clerk of the City of Holdingford, the municipal corporation named in the foregoing instrument and that said instrument was signed and sealed on behalf of said municipal corporation by authority of its City Council and said Ernie Schmit and Victoria Statz acknowledged said instrument to be the free act and deed of said City.

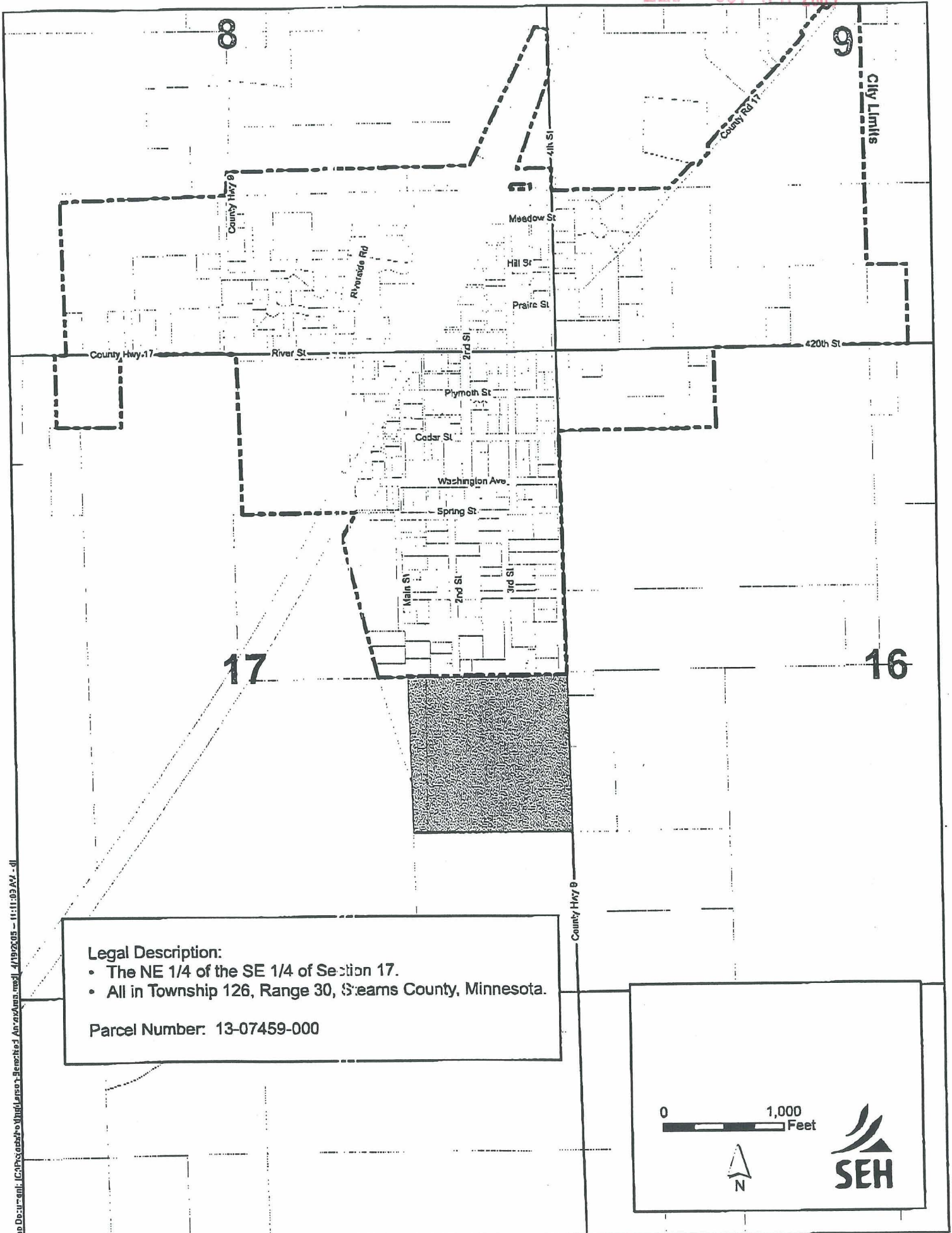
[Signature]
Notary Public



Schedule A

REC'D BY
MAM B

OCT 06 2005



Legal Description:

- The NE 1/4 of the SE 1/4 of Section 17.
- All in Township 126, Range 30, Streams County, Minnesota.

Parcel Number: 13-07459-000

0 1,000 Feet

