

**A JOINT RESOLUTION OF THE CITY OF FULDA AND OF THE TOWN OF BONDIN,
COUNTY OF MURRAY, STATE OF MINNESOTA, DESIGNATING AN
UNINCORPORATED AREA SITUATED WITHIN SAID TOWN AS IN NEED OF ORDERLY
ANNEXATION, AND CONFERRING JURISDICTION OVER SAID AREA TO THE
DEPARTMENT OF ADMINISTRATION, BOUNDARY ADJUSTMENT OFFICE, PURSUANT
TO MINNESOTA STATUTE 414.0325**

WHEREAS, Jon D. Sturm and Shirley Sturm (the "Sturm's") are the sole owners of the unplatted property currently located in Bondin Township, described in attached "Exhibit B"; and

WHEREAS, the property abuts land within the City limits, is located on the south side of 8th St. SE in the southeasterly area of the City, is approximately 0.826 acres in size, and has one household with an improved residential structure, containing a population of two persons; and

WHEREAS, an orderly annexation will best provide for the development and extension of municipal sewer service to the lot, described on "Exhibit A"; and

WHEREAS, the Sturm's have petitioned the City for annexation of their property for the purpose of extending municipal sewer service to it; and

WHEREAS, the City of Fulda can provide the requested urban service to the property.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Town of Bondin and the City of Fulda hereby designate the attached described territory to be in need of immediate orderly annexation pursuant to and in accordance with Minnesota Statute 414.0325.
2. The purpose of the annexation of the property is to transfer jurisdiction over the property in order to provide access to urban services provided by the City of Fulda, including but not limited to sewer, water, refuse collection, police and fire protection.
3. That in order to accomplish this purpose, the property owned by the Sturm's described herein should be immediately annexed to and made part of the City of Fulda.
4. Upon approval by the respective governing bodies of the City and the Township, this joint resolution and agreement shall confer jurisdiction upon the Director of the Office of Strategic and Long-Range Planning (or his or her successor designee responsible for administering Minnesota Statutes 414) so as to immediately annex the land described in the attached Exhibit A and B in accordance with the terms of this joint resolution and agreement without need for any subsequent resolution(s) of the parties.

5. The City and Township mutually state that no alteration by the director of the OAA boundaries, as illustrated in Exhibit A and described in Exhibit B, is appropriated or permitted.

6. The City and Township agree that upon annexation all planning, official controls, and governmental services for the annexed area shall become the responsibility of the City, and that the provisions of Minnesota Statutes 414.035 and 414.036 authorizing differential taxation and municipal reimbursement for the annexed property will not be applied in this proceeding.

7. The City and Township mutually state 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 Fulda, including all land use controls. Further, that differential taxation under Minnesota Statute 414.035, or reimbursement under Minnesota Statute 414.036 is not required.

8. Having designated the area illustrated in Exhibit A and described in Exhibit B as in need of orderly annexation, and having provided for all of the conditions of its annexation within this document, the parties to this agreement agree that no consideration by the director is necessary. The director may review and comment but shall within thirty (30) days order the annexation in accordance with the terms of this Resolution.

Approved and Adopted
this ~~11th~~ day of ~~October~~, 2005.
8th November

TOWN OF BONDIN

By: Edward O. Reusse, Jr.
Edward O. Reusse, Jr.
Its Town Board Chairman

AND: Donna Clarke
Donna Clarke
Its Town Board Clerk

Approved and Adopted
this 3rd day of October, 2005.

CITY OF FULDA

By: David A. Thiner
David A. Thiner
Its Acting Mayor

AND: Michelle Baumhoefner
Michelle Baumhoefner
Its City Clerk-Treasurer

EXHIBIT B

REC'D BY
MMB

NOV 14 2005

PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 105 NORTH, RANGE 40 WEST (ALSO KNOWN AS SAMPSON AND FRENCH SUBDIVISION) IN MURRAY COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS:

THE NORTH 225 FEET OF SUBLOTS FOUR (4) AND FIVE (5), EXCEPT THE WEST 73.5 FEET OF THE NORTH 225 FEET OF LOT FIVE (5), AND EXCEPT THE EAST 96.5 FEET OF THE NORTH 225 FEET OF LOT FOUR (4). THEREFORE, BEGINNING IN THE NORTHEAST CORNER OF SAID LOT FIVE (5), THENCE WEST 91.5 FEET; THENCE SOUTH 225 FEET; THENCE EAST 160 FEET; THENCE NORTH 225 FEET; THENCE WEST 68.5 FEET TO THE POINT OF BEGINNING.

THE TRACT CONTAINS APPROXIMATELY 0.826 ACRES AND IS SUBJECT TO EASEMENT OF RECORD, IF ANY.

EXHIBIT A

REC'D BY
M M B

NOV 14 2005

FULDA
FIRST
LAKE

[Handwritten signature]

SCALE
1" = 200'

MILL AVE.

PARK ST.

5TH ST. SE

LAKE AVE. EAST

6TH ST. SE

L AVE.

AVE.

Existing City Limits

1	44
2	43
3	42
4	41
5	40
6	39
7	38
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9	36
10	35
11	34
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1	44
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78.8'	1
86.8'	2
92.8'	3
98.8'	4
107.2'	5
120'	6
140'	7

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