

**City of Owatonna  
And  
Town of Clinton Falls  
County of Steele  
State of Minnesota**

**JOINT RESOLUTION REGARDING THE ORDERLY ANNEXATION OF  
CERTAIN PROPERTIES TO THE CITY OF OWATONNA**

**WHEREAS**, both the City of Owatonna ("Owatonna") and the Town of Clinton Falls ("Township") desire to enter into an agreement allowing for the orderly annexation of certain property, pursuant to Minnesota Statute 414.0325, Subdivision 1; and:

**WHEREAS**, Owatonna and the Township are in agreement to the orderly annexation of certain lands described herein for the purpose of orderly, planned growth, and

**WHEREAS**, a development proposal has been advanced for the land described herein which would necessitate the provision of an urban level of services, including sanitary sewer and water, and

**WHEREAS**, Owatonna will provide the necessary urban level of services to support the development proposal, and

**WHEREAS**, it is in the best interests of Owatonna, the Township, and their respective residents to agree to an orderly annexation in furtherance of orderly growth, and

**WHEREAS**, the parties hereto desire to set forth the terms and conditions of such orderly annexation by means of this Joint Resolution.

**NOW THEREFORE, BE IT RESOLVED**, by the City of Owatonna and the Town of Clinton Falls, Steele County, Minnesota, as follows:

1. The following described lands will hereinafter be described as the annexation area and said property is properly subject to orderly annexation pursuant to Minnesota Statute Section 414.0325, Subd. 1. The parties hereby agree to designate this area as in need of orderly annexation as provided by statute; this area consists of approximately 96.14 acres including road right of way and is legally described as follows:

All that part of the Southeast Quarter of Section 34, Township 108 North, Range 20 West, Steele County, Minnesota, lying north of Willowbrook Addition No.2 and lying north of Willowbrook Addition No. 3.

EXCEPT: Commencing at the southwest corner of said Southeast Quarter; thence North 0 degrees East, assumed bearing, 1094 feet along the west line of said Southeast Quarter to the True Point of Beginning; thence North 0 degrees East 514.89 feet along the west line of said

Southeast Quarter; thence North 90 degrees East 423 feet; thence South 0 degrees East 514.89 feet; thence North 90 degrees West 423 feet to said True Point of Beginning.

AND

The East 33.00 feet of the Northeast Quarter of the Northeast Quarter of the Southwest Quarter of Section 34, Township 108 North, Range 20 West, Steele County, Minnesota.

Containing 96.14 acres, more or less.

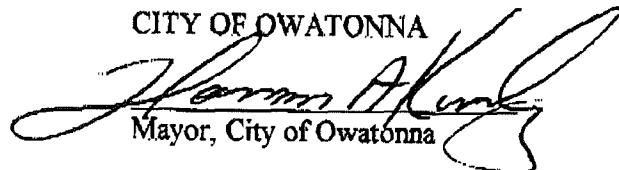
2. The subject property is now or about to become urban or suburban in character and Owatonna is capable of providing the necessary urban level of services.
3. For all property annexed to Owatonna pursuant to this Joint Resolution, Owatonna shall remit to the Township, within thirty days of the annexation of said lands, the equivalent of two and one-half years of property tax revenues normally received by the Township from the property being annexed, based upon taxes that would have been due and payable in the year the annexation becomes effective had said property remained in the Township.
4. The annexation area includes road right-of-way of St. Paul Road and that upon annexation Owatonna shall assume jurisdiction of that portion of the Township road right-of-way and have full improvement and maintenance responsibility, and liability for same.
5. Owatonna shall pay all fees associated with the filing of this resolution with the Minnesota Department of Administration.
6. The annexation shall result in a certain property being completely surrounded by Owatonna city limits. Owatonna agrees to not exercise its right to annex by ordinance under Minnesota Statutes 414.033, Subd. 2, clause 2 that property for a period of seven years from the date of this resolution. This provision does not prevent annexation by petition of the property owner or by Joint Resolution of the Township and Owatonna.
7. No alteration in the stated boundary of the subject property is appropriate.
8. Pursuant to Minnesota Statutes 414.0325, Subd. 1, the City and the Township both find that no consideration by the Minnesota Department of Boundary Adjustments is necessary and thus, the annexation shall be ordered within thirty (30) days pursuant to the terms of this resolution.

Passed and adopted this 16th day of May, 2006 with the following

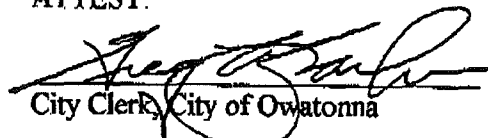
vote: Aye 6; No 0; Absent 1.

Approved and signed this 16th day of May, 2006.

CITY OF OWATONNA

  
Mayor, City of Owatonna

ATTEST:

  
City Clerk, City of Owatonna

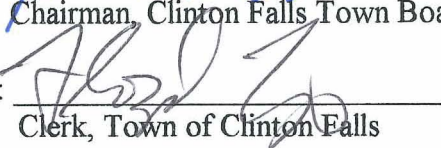
Passed and adopted this 15 day of May, 2006 with the following  
vote: Aye 2; No 1; Absent     .

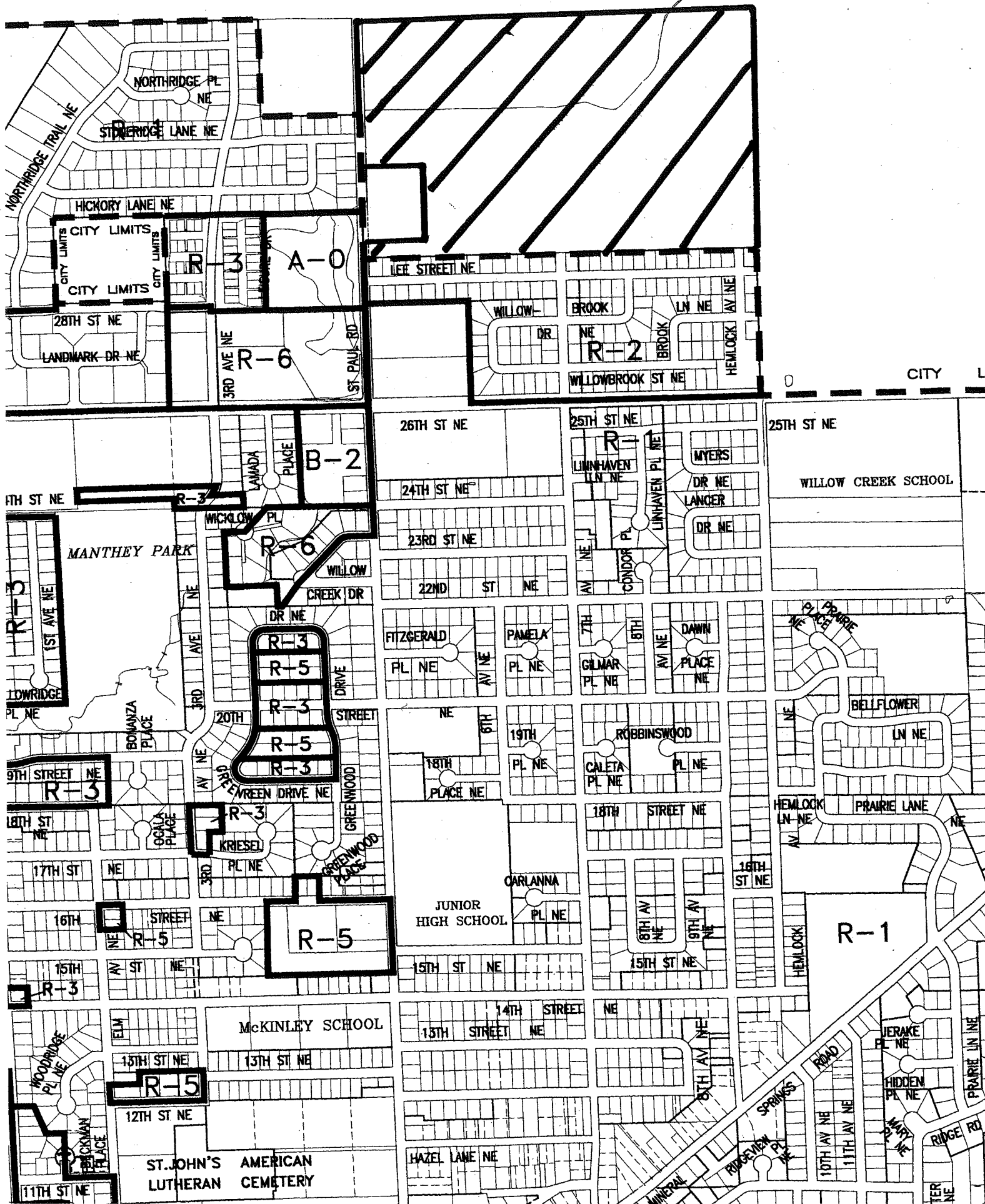
Approved and signed this 15 day of May, 2006.

TOWN OF CLINTON FALLS

  
Chairman, Clinton Falls Town Board

ATTEST:

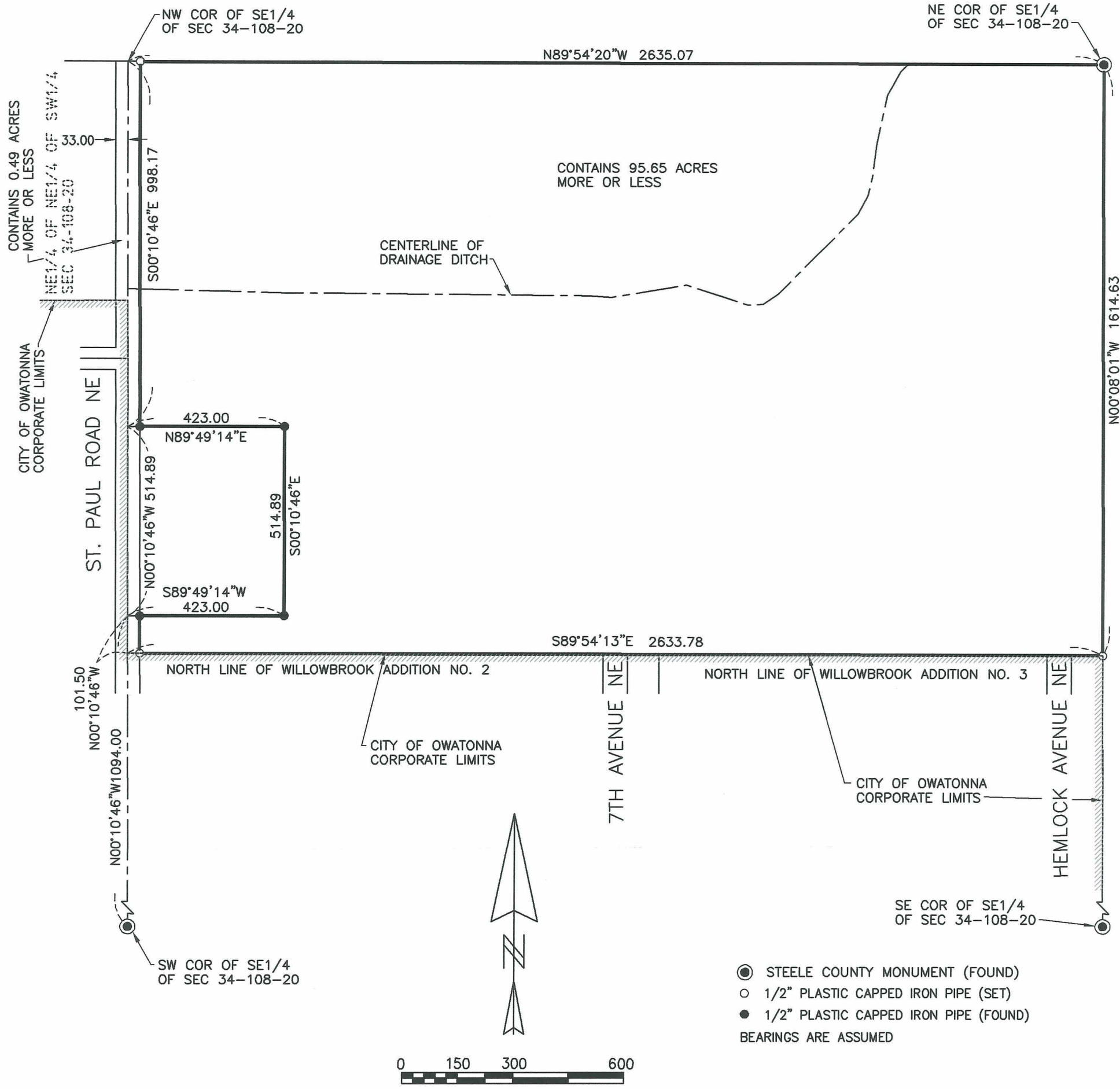
  
Clerk, Town of Clinton Falls





CERTIFICATE OF SURVEY

REC'D BY  
MME JUN 26 2006



LEGAL DESCRIPTION Annexation

All that part of the SE1/4 of Section 34, T 108 N, R 20 W, Steele County, Minnesota, lying north of Willowbrook Addition No. 2 and lying north of Willowbrook Addition No. 3.

Except:

Commencing at the southwest corner of said SE1/4; thence N 0° E, assumed bearing, 1094 feet along the west line of said SE1/4 to the True Point of Beginning; thence N 0° E 514.89 feet along the west line of said SE1/4; thence N 90° E 423 feet; thence S 0° E 514.89 feet; thence N 90° W 423 feet to said True Point of Beginning.

Containing 95.65 acres, more or less.

Subject to a public road easement along the west line thereof.  
Subject to other easements and restrictions of record, if any.

LEGAL DESCRIPTION Annexation

The East 33.00 feet of the NE1/4 of the NE1/4 of the SW1/4 of Section 34, T 108 N, R 20 W, Steele County, Minnesota.

Containing 0.49 acres, more or less.

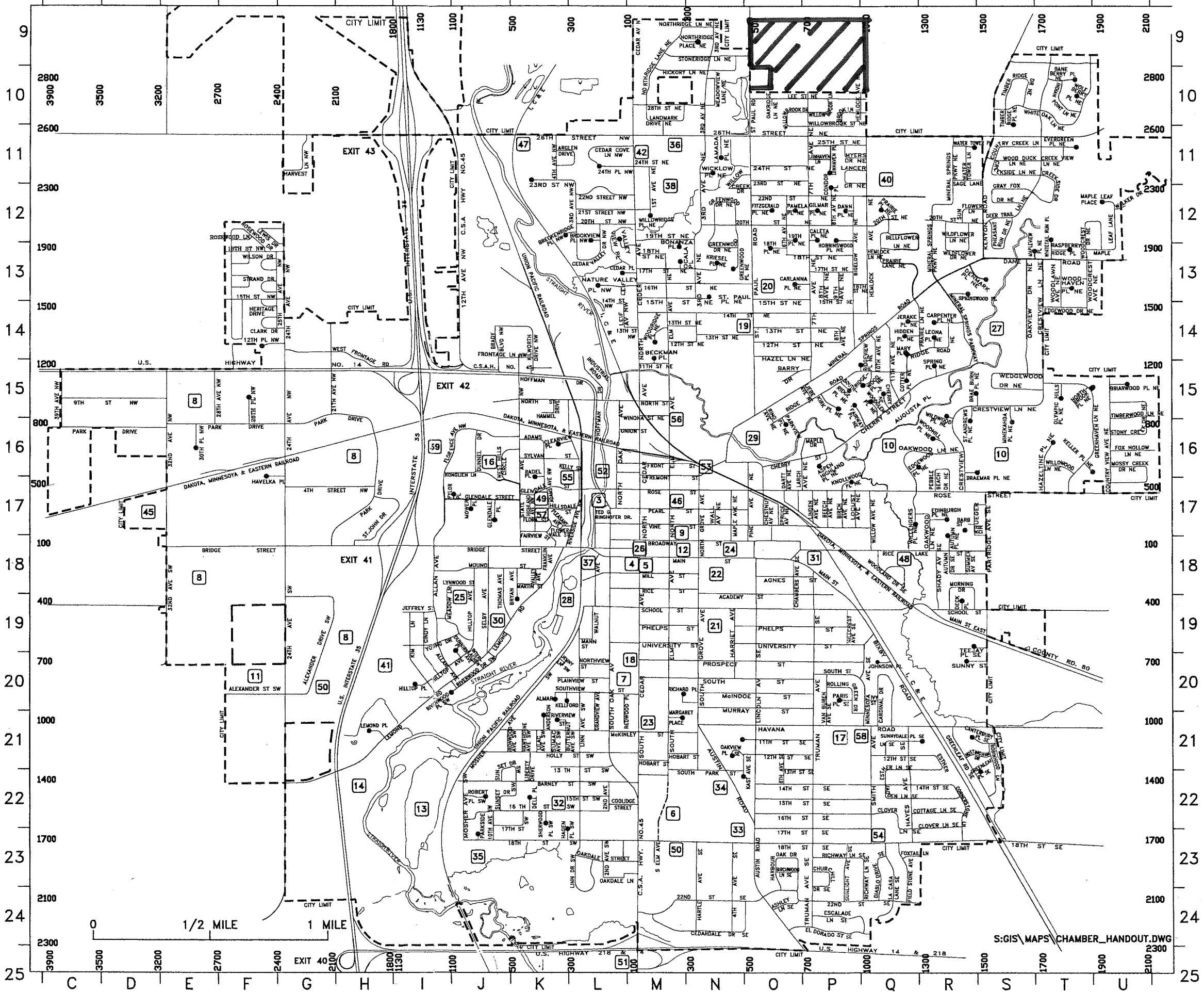
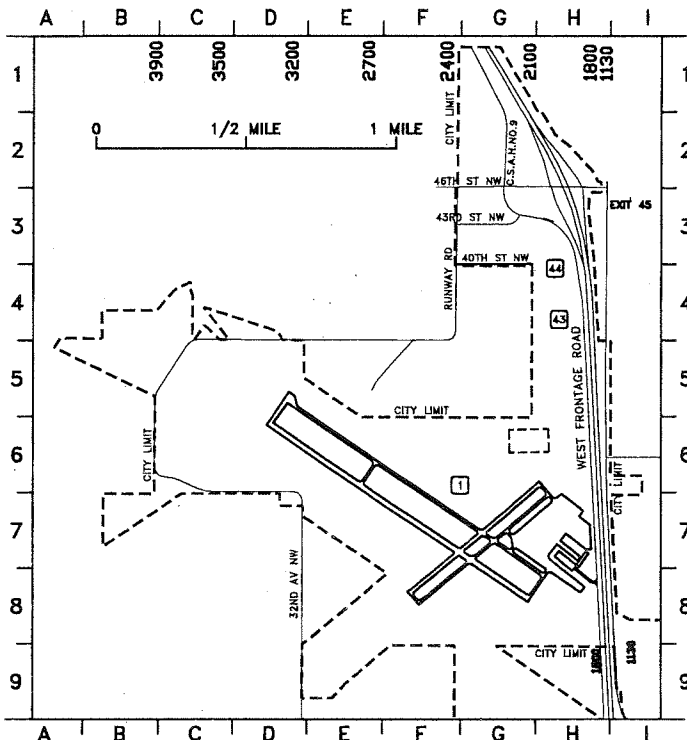
I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

*John C. Hosfield*  
John C. Hosfield  
Date 5/16/06 Lic. No. 15231

HOSFIELD & ASSOCIATES  
PROFESSIONAL LAND SURVEYORS

415 WEST NORTH STREET  
OWATONNA, MINNESOTA 55060  
PHONE (507) 451-4598  
FAX (507) 451-1396

SCALE	1" = 300'
DRAWN BY	BLK
DATE	5-16-06
REVISED	
JOB NO.	1885



CITY OF OWATONNA