

Township of Genessee RESOLUTION NO. 2006-01**CITY OF ATWATER RESOLUTION 2006-19****JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN
THE TOWNSHIP OF GENESSEE AND THE CITY OF ATWATER
KANDIYOHI COUNTY, MINNESOTA**

WHEREAS, the City of Atwater has received a petition for annexation from the property owner; and

WHEREAS, the City of Atwater and the Township of Genessee have met, conferred, considered and reached agreement relating to the annexation of the property located in the Township of Genessee; and

WHEREAS, the outline of the property, owners of the property, and legal description to be annexed is set out herein and attached hereto as Exhibit A; and

WHEREAS, the owner of the properties described above have waived the provisions of Minnesota Statutes Section 414.0325(1a) regarding electrical utility service.

NOW, THEREFORE, BE IT RESOLVED AND AGREED between the City of Atwater and the Township of Genessee as follows:

1. That the City of Atwater (hereinafter "City") is a city pursuant to the laws of the State of Minnesota and that the Township of Genessee (hereinafter "Township") is a township pursuant to the laws of the State of Minnesota, and that both parties are fully authorized and empowered to enter into this resolution.
2. That the following unincorporated area is in need of orderly annexation lies wholly with Genessee Township, Kandiyohi County, Minnesota, and is described as follows: see Exhibit A attached hereto and incorporated herein (hereinafter "The Property") and no alteration of its stated boundaries is appropriate.
3. That jurisdiction over annexation within the Property and over the various provisions contained in the Resolution is hereby conferred upon the Minnesota Department of Administration (hereinafter "Department")
4. That the property does abut the City and is urban in character.
5. After adoption of this Resolution and Order of the Department, the property will be annexed to the City as soon as it has been developed. The City's definition of developed is when water and wastewater lines have been initiated.
6. No consideration by the Department is necessary, the Department may review and comment, but shall within 30 days order the annexation in accordance with the terms of this Resolution.

7. That the real estate taxes collected from the Property due and payable in 2007 will be paid and delivered to the Township. After the property is developed, (developed meaning water and sewer line have been initiated) the real estate taxes shall be paid to the city in the following year.
8. That the Owner of the Property has waived the provisions of the Minnesota Statutes Section 414.0325(1a), relative to notice of the costs of electric utility service.
9. That every provision of the Resolution will be and hereby is declared severable, and if any part or portion is held invalid, it will not affect or invalidate the remaining parts or portions of this resolution.
10. That the Property annexed is currently zoned agricultural/residential and will be zoned residential by the city when it is developed, meaning water and sewer line have been initiated.
11. This resolution will not set precedence for any future annexation procedures. Each annexation of any future Genessee Township land will be considered on its own merit.

Approved and Adopted
This 5th day of December, 2006

TOWN OF GENESSEE

BY: George F. Klose
George Klose
Chairman

BY: Roger Benson
Roger Benson
Township Clerk

Approved and Adopted
This 6th day of December, 2006

CITY OF ATWATER

BY: Bruce Baker
Bruce Baker
Mayor

BY: Goldie Smith
Goldie Smith
City Clerk/Treasurer

REC'D BY
MME

DEC 15 2006

EXHIBIT "A"

This Exhibit "A" is the legal description for 2.98+or- acre property owned by Bruce Haldø Slinden located in Genessee Township, Kandiyohi County, MN (Tax Parcel # 17-011-0110)

The East 250 feet of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 11, Township 119, Range 33, **excepting** therefrom the South 755 feet thereof and further **excepting** therefrom the East 150 feet of the South 830 feet thereof.

This Exhibit "A" is the legal description for 13.5+or- acre property owned by Ruby B. Almgren and Peggy J. Fossen located in Genessee Township (Part of Tax Parcel # 17-011-0090)

The North 468 feet of the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 11, Township 119, Range 33, **excepting** therefrom the East 250 feet of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ thereof and further **excepting** therefrom the West 472.47 feet of the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ thereof.

Both Buyer and Seller understand that the exceptions for the metes and bounds legal description to be used on the warranty deed will be the lengthy descriptions used on previously recorded documents. The property is a tract approximately 468 feet wide and 1257.5 feet long.

REC'D BY
MMB

MAR 26 2007

Township of Genessee RESOLUTION NO 2006-01

CITY OF ATWATER RESOLUTION ~~2006~~-08

ADDENDUM TO
JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN THE TOWNSHIP OF
GENESSEE AND THE CITY OF ATWATER,
KANDIYOHI COUNTY, MINNESOTA

WHEREAS, the City of Atwater (hereinafter "City") and the Township of Genessee (hereinafter "Township") have entered into that certain Joint Resolution for Orderly Annexation Between the Township of Genessee and the City of Atwater, Kandiyohi County, Minnesota, dated 12/06, 2006 and identified as Township of Genessee RESOLUTION NO. 2006-01 and CITY OF ATWATER RESOLUTION 2006-19 (hereinafter the "Joint Resolution").

WHEREAS, the City and the Township desire to add certain terms to the Joint Resolution.

NOW THEREFORE, BE IT RESOLVED AND AGREED between the City of Atwater and the Township of Genessee as follows:

The following provision shall be added to and become a part of the Joint Resolution:

When any portion of the Township is annexed to the City pursuant to the terms of this Joint Resolution, the City shall reimburse the Township based on the Township tax rates and assessments for the taxable property in areas lost by annexation for a period of six (6) years following annexation on a declining schedule as follows:

Year 1:	100%
Year 2:	80%
Year 3:	60%
Year 4:	40%
Year 5:	20%
Year 6:	10%
Year 7:	0%

All other terms of the Joint Resolution shall remain unchanged.

Approved and Adopted
this 21 day of February, 2007

TOWNSHIP OF GENESSEE

BY:

Paul Hedberg
Vice Chairman

BY:

Roger Benson
Clerk

Approved and Adopted
this 21 day of February, 2007

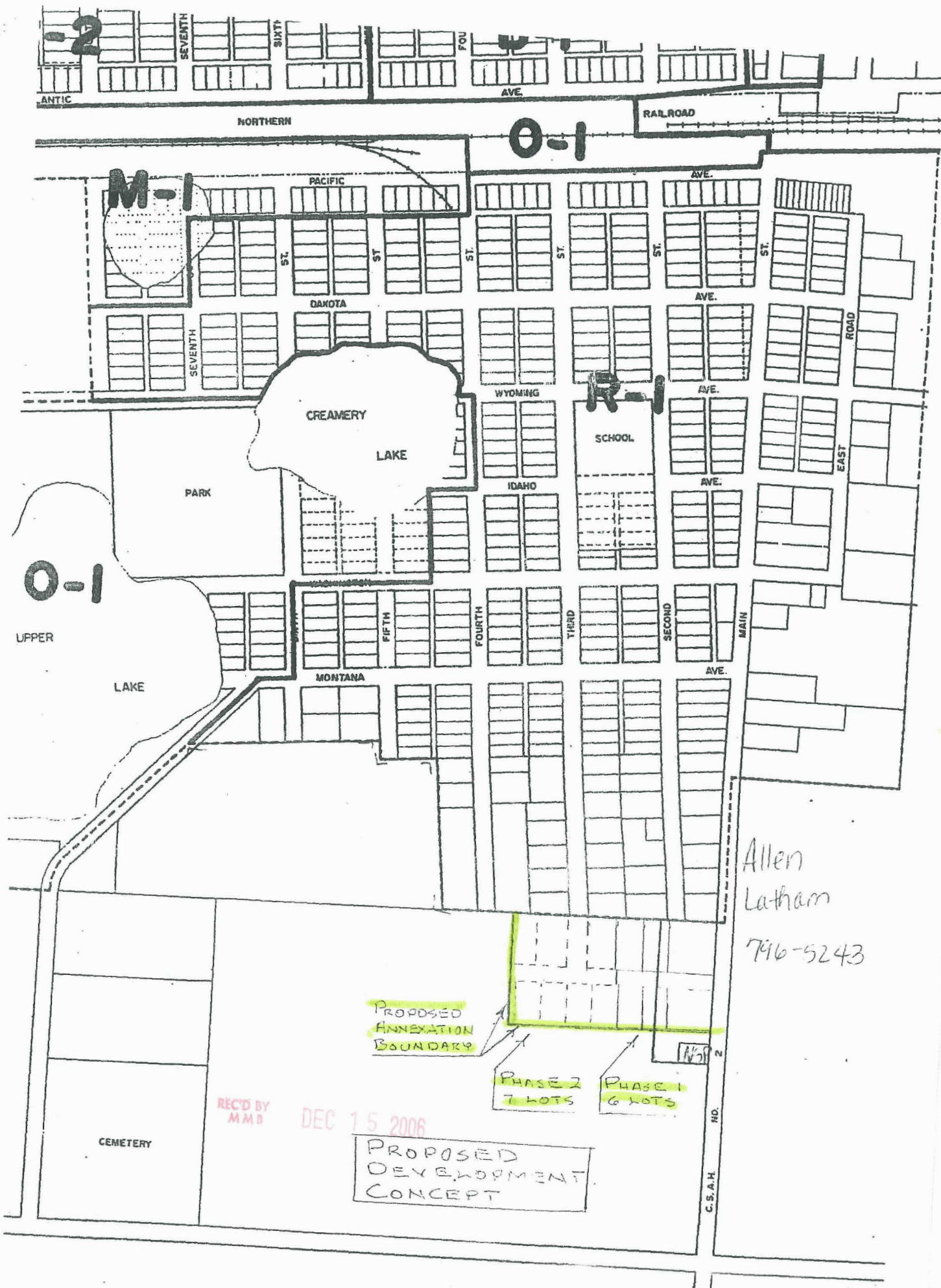
CITY OF ATWATER

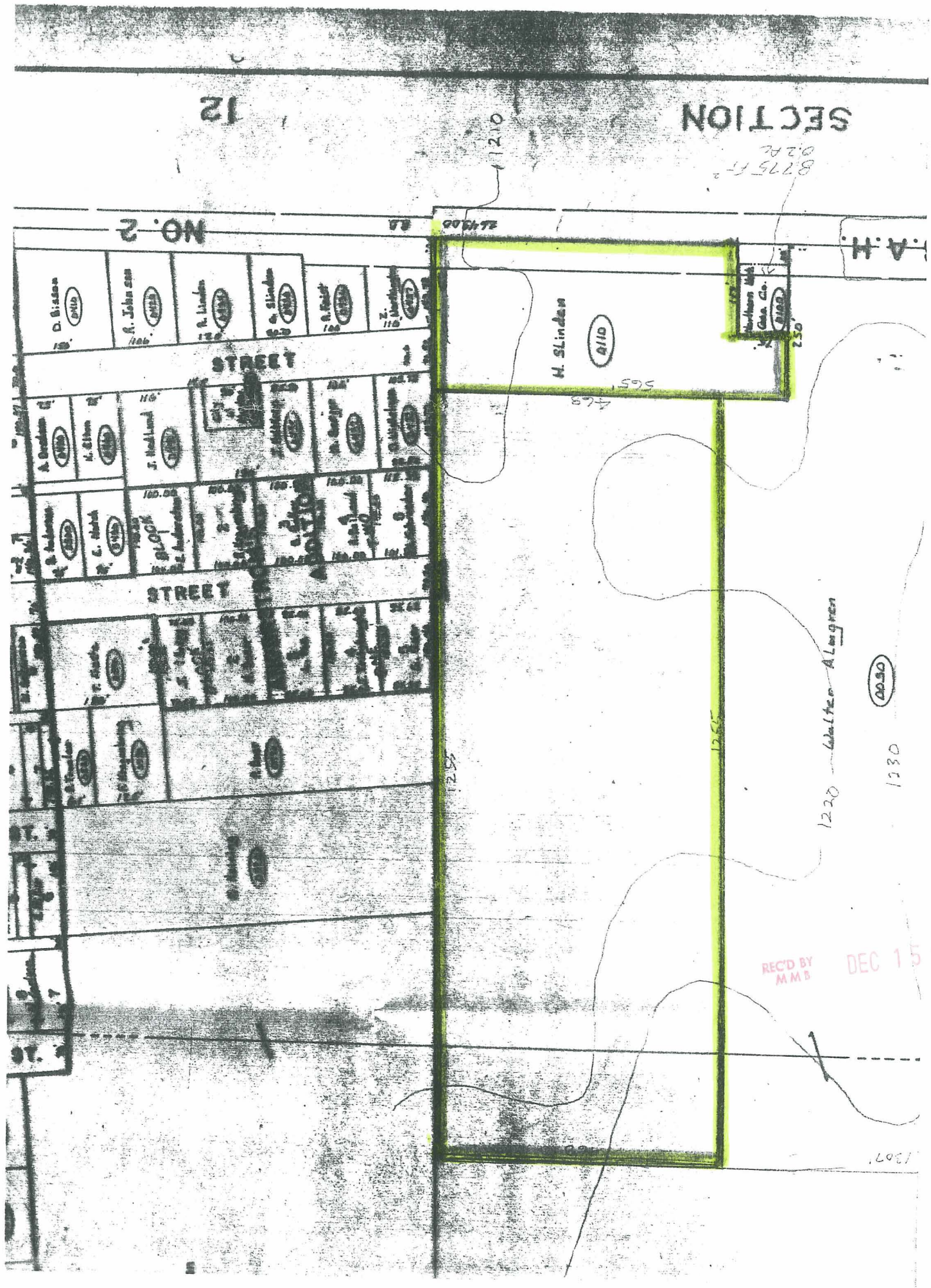
BY:

Scott K. Bannin
Bruce Baker
Mayor Pro Tem

BY:

Goldie Smith
Goldie Smith
City Clerk/Treasurer





SECTION

NO. 2

12

STREET

STREET

H. Slindan

4/10

1220 Walter Almgren

0050

1230

REC'D BY
M M B

DEC 15 2006

COPY OF PART OF MAP OF S 1/2
SEC 11, T119, R33 - GENESSEE TWP.