

**RESOLUTION NO. 6-28-2010-11
(CCRRA Property Annexation)**

CITY OF MAYER

REC'D BY
MBA

JUL 02 2010

CARVER COUNTY, MINNESOTA

JUNE 28, 2010

To: Office of Administrative Hearings
Municipal Boundary Adjustments
658 Cedar Street, Room 300
St. Paul, MN 55155

WHEREAS, the **City of Mayer** and the **Town ("Township") of Waconia** did heretofore on June 28, 2010, enter into a Joint Resolution for Orderly Annexation of certain land in Waconia Township, Carver County, Minnesota, (City of Mayer Resolution No. 2007-17 and Waconia Township Resolution No. 2007-5) sometimes referred to as "the Agreement", and

WHEREAS, said Joint Resolution/Agreement provided that upon the happening of certain conditions property/land within the orderly annexation area may be annexed to the City of Mayer by Resolution of the City Council, and

WHEREAS, all of the required conditions have been met for the annexation of that certain land as described on **Exhibit A** attached hereto and made a part hereof, and

WHEREAS, it is now deemed appropriate and in the best interest of both the City of Mayer and the Town of Waconia that said land described on **Exhibit A** be annexed to the City of Mayer.

NOW, THEREFORE, pursuant to said Joint Resolution/Orderly Annexation Agreement and Minnesota Statutes Section 414.0325, Subd. 1, be it resolved by the City Council of the City of Mayer, Carver County, Minnesota, as follows:

1. That upon order of the Chief Administrative Law Judge, Office of Administrative Hearings, Municipal Boundary Adjustments, of the State of Minnesota, the following described land shall be annexed to and become part of the corporate municipal limits of the City of Mayer, the same as if it had originally been made a part thereof, including all streets, roads or alleys, if any,

passing through or adjacent to the land as shown on the map attached hereto and made a part hereof.

For legal description see Exhibit "A" attached hereto and made a part hereof.

2. That the area of the land to be annexed contains approximately 5.00 acres and is proposed to be used for public trail purposes.
3. That the land is tax exempt.
4. That pursuant to Minnesota Statutes Section 414.0325, Subd. 1a, there will be no change in electric service and no change in cost to the land annexed.
5. That no alteration of the stated boundaries is appropriate, no conditions for the annexation are required and no consideration by the Office of Administrative Hearings, Municipal Boundary Adjustments, of the State of Minnesota, is necessary. The Chief Administrative Law Judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Resolution.
6. That pursuant to Minnesota Statutes Section 414.036 and the Taxation Reimbursement Section of the Orderly Annexation Agreement the City has received written confirmation from Waconia Township that because the land is tax exempt, the Township will receive no reimbursement for the loss of taxable property.

Adopted by the City Council of the City of Mayer this 28th day of June, 2010.



Chris Capaul, Mayor

ATTEST:


Lois A. Maetzold, Clerk

REC'D BY
MBA

JUL 02 2010

EXHIBIT A

LEGAL DESCRIPTION

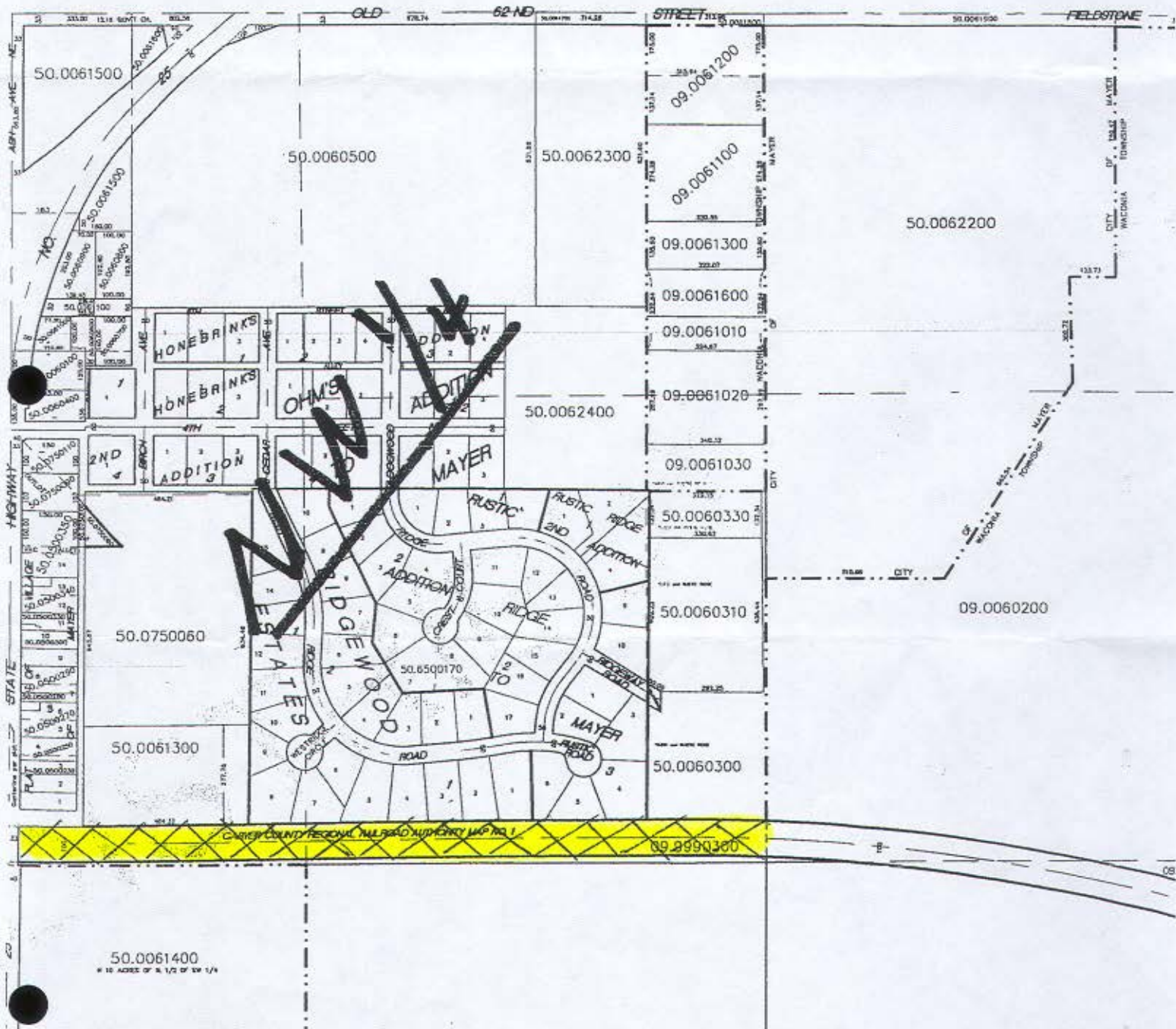
That part of the Carver County Regional Railroad Authority Map No. 1 lying between the west line and the east line of the Northwest Quarter of Section 6, Township 116, Range 25.

N 1/2 Sec. 6-116-25
Waconia TWP.

N 1/2 SEC. 6, T.116, R.25

REC'D BY
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JUL 02 2010

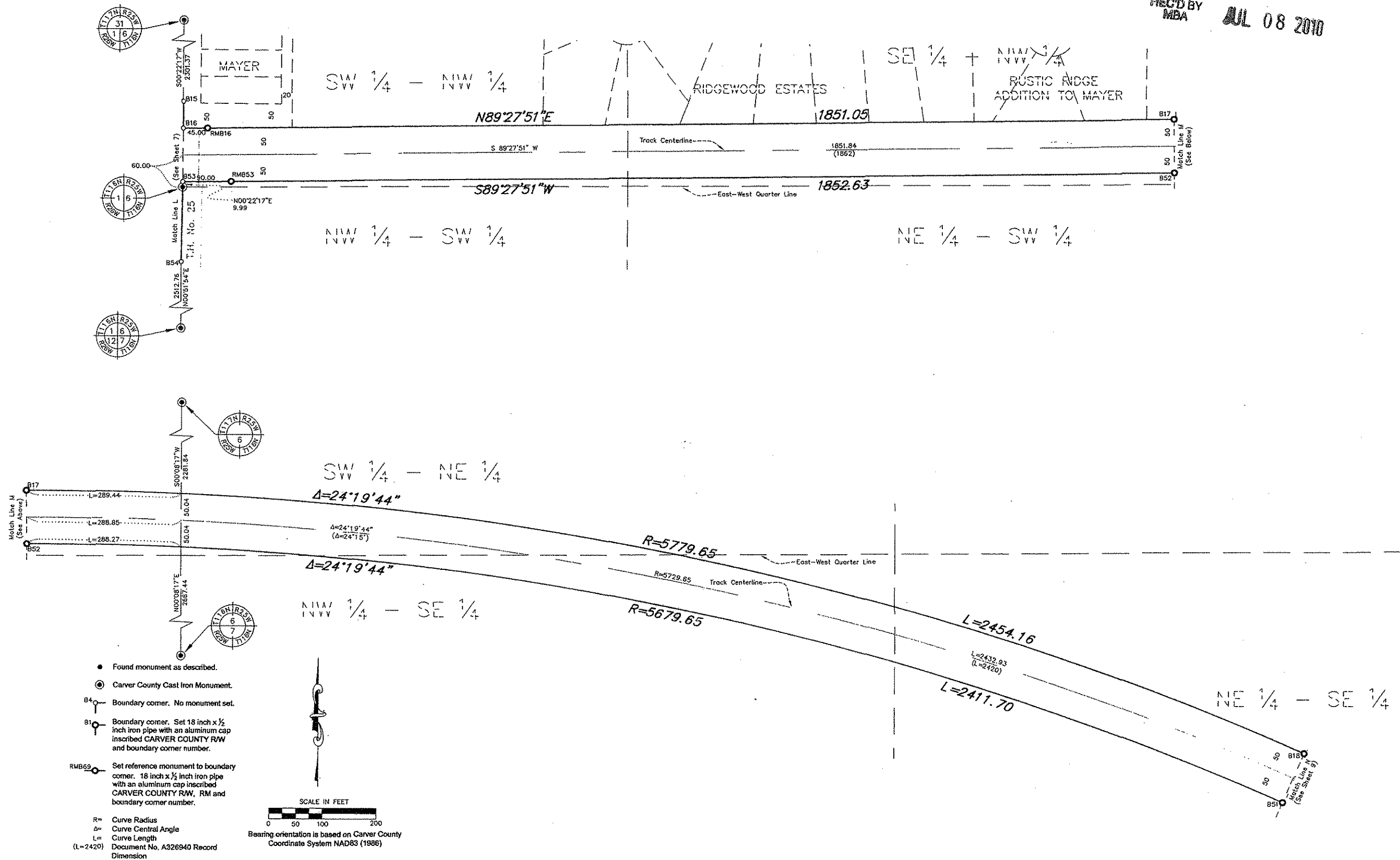


CARVER COUNTY REGIONAL RAILROAD AUTHORITY MAP NO. 1

 PLAT FILE NO. 1448A
 C.R. DOC. NO. 455818

 REC'D BY
 MBA

JUL 08 2010



FILE COPY

CARVER COUNTY REGIONAL RAILROAD AUTHORITY MAP NO. 1

PLAT FILE NO. 1448A
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KNOW ALL PERSONS BY THESE PRESENTS: That the County of Carver, a body politic and corporate under the laws of the State of Minnesota, pursuant to Minnesota Statutes, Section 505.1792, has caused part of the Carver County Regional Railroad Authority property right of way to be surveyed and mapped. Said right of way is comprised of the following described lands situate in the County of Carver, State of Minnesota to wit:

Those parts embraced within Section 6, Township 116, Range 26 described as follows:

Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 5, Township 116, Range 26 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 4, Township 116, Range 26 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 3, Township 116, Range 26 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter.

Those parts embraced within Section 2, Township 116, Range 26 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 1, Township 116, Range 26 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Southeast Quarter of the Northeast Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 6, Township 116, Range 25 described as follows:

Part of the Southwest Quarter of the Northwest Quarter;
Part of the Southeast Quarter of the Northwest Quarter;
Part of the Southwest Quarter of the Northeast Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter.

Those parts embraced within Section 5, Township 116, Range 25 described as follows:

Part of the Northwest Quarter of the Southwest Quarter;
Part of the Northeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Southeast Quarter;
Part of the Southwest Quarter of the Southeast Quarter;
Part of Government Lot 3.

Those parts embraced within Section 4, Township 116, Range 25 described as follows:

Part of the Southeast Quarter of the Southwest Quarter;
Part of the Southwest Quarter of the Southeast Quarter;
Part of Government Lot 4;
Part of Government Lot 5;
Part of Government Lot 9.

Those parts embraced within Section 3, Township 116, Range 25 described as follows:

Part of the Northeast Quarter of the Southwest Quarter;
Part of the Northwest Quarter of the Southeast Quarter;
Part of the Northeast Quarter of the Southeast Quarter;
Part of Government Lot 2.

Those parts embraced within Section 2, Township 116, Range 25 described as follows:

Part of the Northwest Quarter of the Southwest Quarter;
Part of Government Lot 1;
Part of Government Lot 2;
Part of Government Lot 3.

Those parts embraced within Section 1, Township 116, Range 25 described as follows:

Part of Government Lot 1;
Part of Government Lot 2;
Part of Government Lot 3;
Part of Government Lot 4.

Those parts embraced within Section 6, Township 116, Range 24 described as follows:

Part of the Northwest Quarter of the Northwest Quarter;
Part of the Northeast Quarter of the Northwest Quarter;
Part of Government Lot 1.

To be mapped as CARVER COUNTY REGIONAL RAILROAD AUTHORITY MAP NO. 1.

The Board of County Commissioners for Carver County, Minnesota, has approved this map pursuant to Board Resolution No. 112-06 dated this 12 day of Dec, 2006.

James M. Duerksen
Chair, Board of County Commissioners
Carver County, Minnesota

COUNTY SURVEYOR, Carver County, Minnesota

I hereby certify that this map 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 this 27th day of November, 2006.

John E. Freemyer
John E. Freemyer, Carver County Surveyor
Minnesota License Number 18419

COUNTY RECORDER, Carver County, Minnesota

I hereby certify that this map of CARVER COUNTY REGIONAL RAILROAD AUTHORITY MAP NO. 1 was filed this 20th day of December, 2006, at 9:00 o'clock A.M. as Document No. 455818.

Carl W. Hanson, Jr.
Carl W. Hanson, Jr., Carver County Recorder

Index Map

(No Scale)

