

**RESOLUTION NO.2007- /**

IN THE MATTER OF THE JOINT  
RESOLUTION OF THE TOWN OF LAKE  
GEORGE AND THE CITY OF ELROSA  
DESIGNATING AN UNINCORPORATED  
AREA AS IN NEED OF ORDERLY  
ANNEXATION AND CONFERRING  
JURISDICTION OVER SAID AREA TO  
THE MINNESOTA PLANNING OFFICE OF  
STRATEGIC AND LONG-RANGE  
PLANNING PURSUANT TO MINNESOTA  
STATUTE 414.0325

**JOINT RESOLUTION  
FOR  
ORDERLY ANNEXATION**

---

---

This joint resolution is adopted by the City of Elrosa, a municipal corporation, hereinafter referred to as "City," and the Township of Lake George, hereinafter referred to as "Township."

WHEREAS, Minnesota Statute 414.0325 provides a procedure whereby a city and township may by joint resolution designate an unincorporated area as in need of orderly annexation, and

WHEREAS, the City and Township have reviewed certain real property located in the Township which is described as follows:

**See Exhibit A attached hereof**

WHEREAS, the City and Township agree that the above described real estate is in need of orderly annexation, and

WHEREAS, the parties to this joint resolution wish to establish conditions and a process for the orderly annexation of said real estate, and

WHEREAS, the City and Township believe that the annexation of the above described real estate will be in the best interest of the City, Township and the affected property owners.

NOW, THEREFORE, the City Council of the City of Elrosa and the Board of Supervisors of the Township of Lake George, having duly considered the terms and conditions of this joint resolution after regular meetings, do hereby agree as follows:

PL 2-3-2007

1. The lands above designated shall be annexed to the City of Elrosa pursuant to terms and conditions outlined in this joint resolution, and said real estate shall constitute the "orderly annexation area" otherwise described in this joint resolution.

2. The parties agree that the reasons for this designation are as follows:

- a. The above-described area is urban or suburban in character.
- b. The area abuts the corporate limits of the City of Elrosa.
- c. A development plan has been submitted to the City of Elrosa showing the need for municipal water, sewer and law enforcement services.
- d. The City of Elrosa is capable of providing these needed services and which will protect the public health, safety and welfare of the area.
- e. Both parties to the resolution believe that the annexation will be in the best interest of the subject area and that the Township will not suffer any undue hardship as a result of this annexation.

3. Pursuant to Minnesota Statutes, section 414.0325, the City and Township agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the area legally described herein are contained in this Joint Resolution, and that no consideration by Minnesota Planning is necessary. Upon the execution and filing of this Joint Resolution, Minnesota Planning may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation of the area legally described herein in accordance with the terms and conditions contained in this Joint Resolution.

4. The City of Elrosa shall compensate Lake George Township the amount of \$25.74 per year for a period of five years commencing after the City receives property taxes payable in 2008. This amount is based on an average of the following percentages of the projected net property tax share as determined in 2007. (\$36.77) paid at the following ratios: 90% for the first year; 80% for the second year; 70% for the third year; 60% for the fourth year; and 50% for the fifth year.

5. That a copy of this joint resolution as well as the Order of the Minnesota Planning Office of Strategic and Long-Range Planning, shall be filed with the Township, the City, the Stearns County Auditor, the Minnesota Secretary of State, and shall be effective when approved by the Minnesota Planning Office of Strategic and Long-Range Planning pursuant to Minnesota Statute 414.0325.

6. That following the adoption of this resolution and upon securing an approval order from the Minnesota Planning Office of Strategic and Long-Range Planning, the subdivision regulations and zoning ordinances of the City of Elrosa shall extend to and cover the annexed area. Further, the City of Elrosa does hereby direct that the zoning map of the City of Elrosa described in Section 1001.04, Subdivision 2, of the Elrosa City Code be amended to include the property herein described.

7. This joint resolution shall be effective upon execution of both parties, and a copy of this joint resolution shall be filed with the Minnesota Planning Municipal Boundary Adjustments Office by the Elrosa City Clerk.

Passed and adopted by the City Council of Elrosa this 10 day of July, 2007.

CITY OF ELROSA

Tom Seifermann  
Tom Seifermann, Its Mayor

Brenda Deters  
Brenda Deters, Its City Clerk

Passed and adopted by the Board of Supervisors of the Township of Lake George this 9th day of July, 2007.

TOWNSHIP OF LAKE GEORGE

Don Schumann  
Supervisor

Gene Mabe  
Township Clerk

INSTRUMENT DRAFTED BY:

Thomas J. Mayer, #69139  
Attorney at Law  
421 Sinclair Lewis Avenue  
PO Box 226  
Sauk Centre, MN 56378  
Phone: 320/352-6503

RECD BY  
MMB

JUL 26 2007

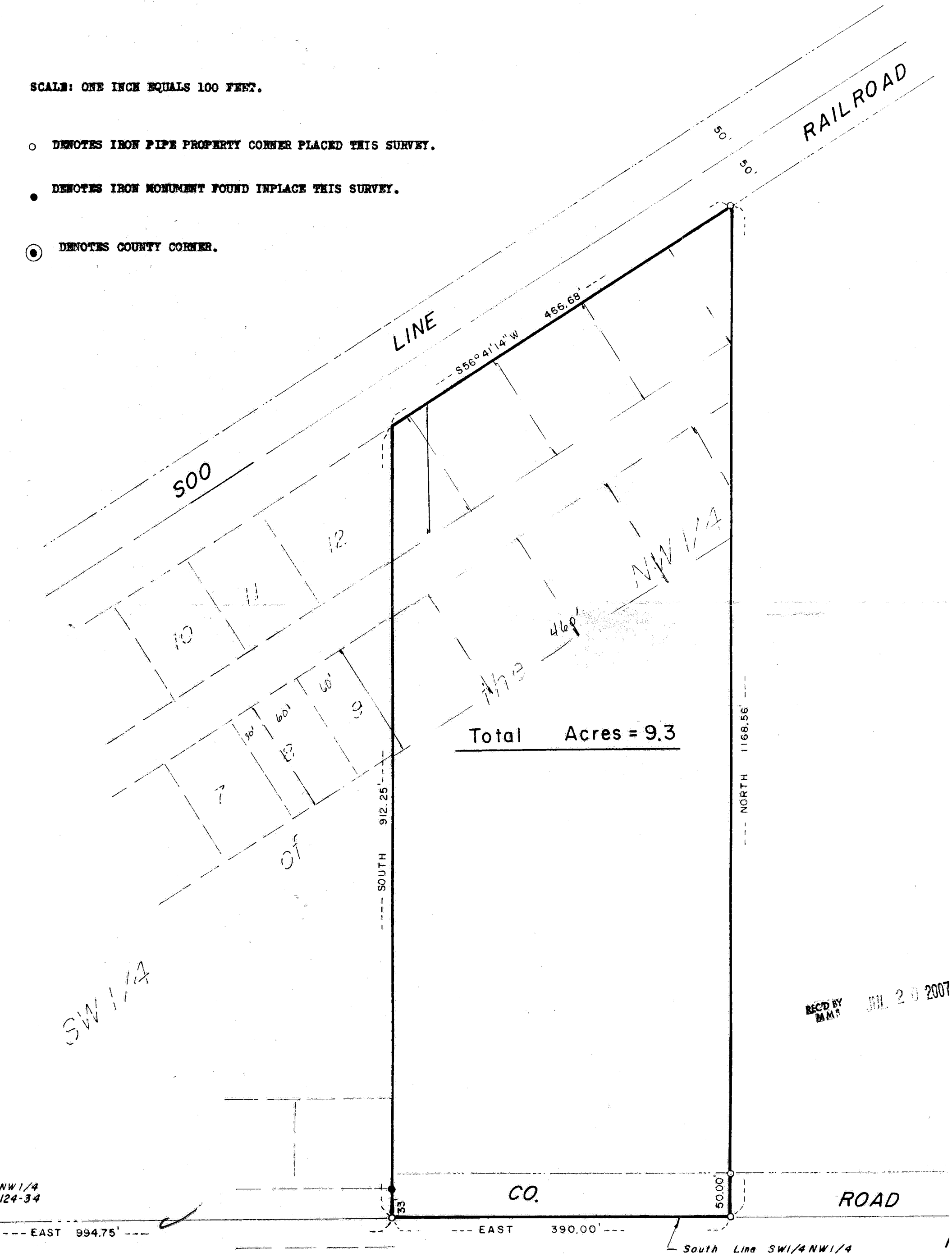
RESOLUTION NO. 2007-\_\_\_\_\_

EXHIBIT A - LEGAL DESCRIPTION

That part of the Southwest Quarter of the Northwest Quarter of Section 10, Township 124, Range 34, Stearns County, Minnesota, described as follows: Commencing at the southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 10, thence East (assumed bearing) along the south line thereof a distance of 994.75 feet to the point of beginning of the land to be described, thence continue East along said south line for a distance of 390.00 feet, thence North for a distance of 1168.56 feet to the southeasterly right of way line of the Soo Line Railroad, thence South 56 degrees 41 minutes 14 seconds West, along said right of way line for a distance of 466.68 feet to its intersection with a line which bears North from the point of beginning, thence South for a distance of 912.25 feet to the point of beginning, containing 9.3 acres, more or less, subject to County Road Easements and Rights of Way of record.

SCALE: ONE INCH EQUALS 100 FEET.

- DENOTES IRON PIPE PROPERTY CORNER PLACED THIS SURVEY.
- DENOTES IRON MONUMENT FOUND INPLACE THIS SURVEY.
- ⊙ DENOTES COUNTY CORNER.



REC'D BY  
MME

JUL 20 2007

SCALE: ONE INCH EQUALS 100 FEET.

- DENOTES IRON PIPE PROPERTY CORNER PLACED THIS SURVEY.
- DENOTES IRON MONUMENT FOUND IN PLACE THIS SURVEY.
- ⊙ DENOTES COUNTY CORNER.

NORTH

CITY OF ELRUSA  
BOUNDARY LINE

LINE

500

S56°41'14"W 466.68'

Total Acres = 9.3

SW 1/4

SW Cor. of SW 1/4 NW 1/4  
Sec. 10-124-34

EAST 994.75'

CO.

EAST 390.00'

South Line

NORTH 1168.56'