

**JOINT RESOLUTION OF THE CITY OF GOODVIEW
AND THE TOWNSHIP OF ROLLINGSTONE AS TO THE
ORDERLY ANNEXATION OF PROPERTY**

WHEREAS, the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments has jurisdiction over certain annexation and orderly annexation issues; and

WHEREAS, the City of Goodview, Winona County, State of Minnesota ("Goodview") and the Township of Rollingstone, Winona County, State of Minnesota ("Township") desire to enter into an agreement allowing for the orderly annexation of certain property, pursuant to Minnesota Statute 414.0325; and

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

WHEREAS, Goodview makes potable water and wastewater treatment services available to its residents and Goodview is able and willing to provide the necessary governmental services to that portion of the Township to be annexed; and

WHEREAS, Goodview seeks to avoid future environmental problems by developing comprehensive land use planning and controls for that area of the Township to be annexed, so that a long-term environmentally sound solution can be implemented for providing municipal sanitary sewer services and other needed services to that area of the Township to be annexed in a cost effective manner; and

WHEREAS, the area to be annexed is now or is about to become urban or suburban in character; and

WHEREAS, it is in the best interest of Goodview, Township, and their respective residents to agree to an orderly annexation in furtherance of orderly growth and for the protection of the public health, safety, and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such orderly annexation by means of this Joint Resolution for Orderly Annexation ("Joint Resolution");

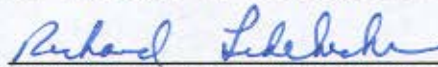
NOW, THEREFORE, BE IT RESOLVED by Goodview and Township as follows:

1. That upon approval by the respective governing bodies of Goodview and Township, this Joint Resolution and agreement shall confer jurisdiction upon the Office of Administrative Hearings/Municipal Boundary Adjustments so as to accomplish the orderly annexation of the lands described in the attached Exhibit "A" in accordance with the terms of this Joint Resolution and agreement.
2. 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. The parties hereto do hereby designate this area as in need of orderly annexation as provided by statute; this area consists of approximately 7.11 acres and is legally described as follows, to-wit:

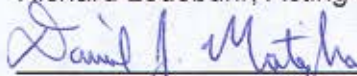
SEE ATTACHED EXHIBIT "A"

3. Goodview and Township mutually state that no alteration by the Office of Administrative Hearings/Municipal Boundary Adjustments to the area boundaries as described in Exhibit "A" (the "orderly annexation area") is appropriate or permitted.
4. The parties acknowledge that Goodview is capable of providing municipal services, such as sanitary sewer and water to said orderly annexation area.
5. All taxes collected from the orderly annexation area for the year 2010 and subsequent years shall be paid to Goodview. The property annexed pursuant to this Joint Resolution was exempt from taxation because the prior owner was a disabled veteran. Township consents to the non-payment of any tax reimbursement by Goodview.
6. Township and Goodview agree that all debt of Township, whether bonded indebtedness, certificates of indebtedness or contractual debt shall remain with the remainder of Township, and that Goodview assumes no liabilities whatsoever of Township. Township, its successors and assigns, agree to hold Goodview harmless from any claims any third parties may have against Goodview relating to said debt.
7. Township, its successors and assigns also agree to indemnify Goodview for any claims which may be made against Goodview which arise as a result of Township action or inaction within the orderly annexation area prior to the finalization of the annexation of the orderly annexation area.
8. Each party shall be responsible for the expenses and costs they have incurred for preparation and submission of this Joint Resolution.
9. Having designated the area described in Exhibit "A" 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 Office of Administrative Hearings/Municipal Boundary Adjustments is necessary. As such, the Office of Administrative Hearings/Municipal Boundary Adjustments may review and comment, but shall, within thirty (30) days of the date of receipt of this Joint Resolution for Orderly Annexation, order the annexation of lands described in Exhibit "A" in accordance with the terms of this Joint Resolution.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GOODVIEW THIS 20TH DAY OF JULY, 2009.



Richard Ledebuhr, Acting Mayor

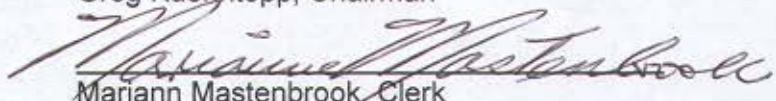


Daniel J. Matejka, City Administrator

ADOPTED BY THE ROLLINGSTONE TOWNSHIP BOARD THIS 13TH DAY OF JULY, 2009.



Greg Kuehntopp, Chairman



Mariann Mastenbrook, Clerk

ANNEXATION LAYOUT FOR THE CITY OF GOODVIEW IN THE E 1/2, SW 1/4 &
IN THE SW 1/4, SE 1/4 OF SEC. 12, T107, R8, WINONA COUNTY, MINNESOTA
SE 1/4, NW 1/4

PREPARED BY:
BLUMENTRITT LAND SURVEYING, P.C.
4240 WEST FIFTH ST.
WINONA, MN 55987
(507) 454-4134

SCALE 1"=200'

PROPOSED
ANNEXATION
8.07 ACRES±
INCLUDING ROAD
RIGHT OF WAY

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.

Tony A. Slumentritt
TONY A. SLUMENTRITT, LAND SURVEYOR
MINNESOTA LICENSE NO. 18646

DATE: July 13, 2008

REVISED JULY 13, 2009
DATE JULY 10, 2009
FILE NO. 09065

PROPOSED ANNEXATION DESCRIPTION

Parcel 1:

That part of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) and of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ of SE $\frac{1}{4}$), all in Section Twelve (12), Township One-hundred seven (107), Range 8, Winona County, Minnesota, described as follows:

Commencing at the Southeast corner of said Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twelve (12); thence on an assumed bearing of North 03°13' West along the East line of said Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twelve (12), a distance of 591.99 feet to the center of Rollingsstone Township Road No. 2 for the point of beginning of the land to be described; thence South 63°57'09" East along the centerline of said Rollingsstone Township Road No. 2, a distance of 242.82 feet; thence North 63°02'51" East and along the center of the old channel or bed of Rollingsstone Creek, a distance of 128.80 feet; thence North 45°15'36" East along the center of said creek bed, a distance of 105.26 feet; thence North 18°27'21" East along the center of said creek bed, a distance of 75.69 feet; thence North 39°54'39" West along the center of said creek bed, a distance of 60.57 feet; thence North 37°50'39" West along the center of said creek bed, a distance of 75.41 feet; thence North 59°24'39" West along the center of said creek bed, a distance of 186.62 feet; thence North 67°42'39" West along the center of said creek bed, a distance of 149.80 feet; thence South 89°50'51" West along the center of said creek bed, a distance of 22.03 feet to said East line of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twelve (12); thence North 03°13' West along said East line, a distance of 29.39 feet to the Northeast corner of said Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$, SW $\frac{1}{4}$) of Section Twelve (12); thence South 89°11'18" West along the North line of said Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twelve (12), a distance of 357.58 feet to the center of said Rollingsstone Township Road No. 2; thence South 28°55'09" East along the centerline of said Rollingsstone Township Road No. 2, a distance of 97.63 feet; thence South 37°56'09" East along said centerline, a distance of 115.42 feet; thence South 53°46'09" East along said centerline, a distance of 128.82 feet; thence South 63°46'09" East along said centerline, a distance of 130.06 feet; thence South 63°57'09" East along said centerline, a distance of 35.10 feet to the point of beginning.

Parent 2:

That part of the Northeast Quarter of the Southwest Quarter (NE¼ of SW¼) of Section Twelve (12), Township One Hundred Seven (107) North, Range Eight (8) West of the Fifth Principal Meridian, Winona County, Minnesota, described as follows: Beginning at the Southwest corner of said Northeast Quarter of the Southwest Quarter (NE¼ of SW¼); thence on an assumed bearing of South 88 degrees 24 minutes 36 seconds West along the South line of said Northeast Quarter of the Southwest Quarter (NE¼ of SW¼), 205.54 feet; thence North 2 degrees 40 minutes 20 seconds East, 20 seconds; thence North 1 degree 04 minutes 10 seconds West, 407.99 feet; thence North 88 degrees 55 minutes 53 seconds East, 191.53 feet to the east line of said Northeast Quarter of the Southwest Quarter (NE¼ of SW¼); thence South 1 degree 04 minutes 10 seconds East along said East line of the Northeast Quarter of the Southwest Quarter (NE¼ of SW¼), 620.07 feet to the point of beginning.

Parcel 3:

That part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twelve (12), Township One Hundred Seven (107) North, Range Eight (8) West of the Fifth Principal Meridian, Winona County, Minnesota, described as follows: Beginning at the Southeast corner of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$); thence on an assumed bearing of South 88 degrees 24 minutes 36 seconds West along the South line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$); 205.54 feet; thence North 2 degrees 40 minutes 28 seconds East, 214.41 feet; thence North 1 degree 04 minutes 10 seconds West, 407.89 feet to the place of beginning of the parcel herein described; thence continuing on the same course 545 feet; thence North 88 degrees 55 minutes 50 seconds East, 191.53 feet to the East line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$); thence South 1 degree 04 minutes 10 seconds East along said East line of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) 545 feet; thence South 88 degrees 55 minutes 50 seconds West 151.54 feet to the point of beginning.

Excepting therefrom the following:

But part of the Northeast Quarter of the Southwest Quarter of Section Twelve (12), Township One Hundred Seven (107) North, Range Eight (8), West of the Fifth Principal Meridian, Winona County, Minnesota, described as follows: Beginning at the Northeast corner of said Northeast Quarter of the Southwest Quarter (NE¼ of SW¼); thence on an assumed bearing of South 01 degree 00 minutes 00 seconds East along the East line of said Northeast Quarter of the Southwest Quarter (NE¼ of SW¼); 181.53 feet to the point of beginning; thence continuing Southerly on said assumed bearing 409.38 feet; thence South 55 degrees 55 minutes 50 seconds West, 181.53 feet; thence North 01 degree 00 minutes 00 seconds West, 409.38 feet; thence North 89 degrees 55 minutes 50 seconds East, 181.53 feet to the point of beginning.

Parcel 4:

All of the right of way of Wenech Road, formerly known as Redstone Township Road No. 2, lying within the Southwest Quarter of the Southeast Quarter and lying within the Southwest Quarter of the Southwest Quarter, of Section 12, Township 107, Range 8, Winona County, Minnesota, not heretofore annexed by the City of Goodview, Minnesota.