

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Kenneth F. Sette Chair
Shirley J. Mihelich Vice Chair
John W. Carey Commissioner

IN THE MATTER OF THE ORDERLY ANNEXATION) A M E N D E D
AGREEMENT BETWEEN THE CITY OF DELANO) O R D E R
AND THE TOWN OF FRANKLIN PURSUANT TO)
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Delano and the Town of Franklin and duly accepted by the Minnesota Municipal Board; and

WHEREAS, said joint resolution requested that certain property be immediately annexed to the City of Delano pursuant to M.S. 414.0325, Subdivision 1; and

WHEREAS, M.S. 414.0325 requires that the Minnesota Municipal Board review and comment, but within 30 days approve the annexation of land pursuant to said subdivision; and

WHEREAS, on February 17, 1987, the Minnesota Municipal Board has reviewed and accepted the resolution for orderly annexation;

WHEREAS, the joint resolution received on February 6, 1987 failed to describe the area proposed for annexation between the parties; and

WHEREAS, the City of Delano and the Town of Franklin adopted an amended resolution received on April 15, 1987 with a corrected property description; and

WHEREAS, the Minnesota Municipal Board has reviewed and accepted the amendment to the orderly annexation joint agreement; and

WHEREAS, the error in the original property description voided the annexation of the land described in the February 17, 1987 order,

IT IS HEREBY ORDERED: That the following described property is hereby annexed to the City of Delano, Minnesota, the same as if it had originally been made a part thereof:

~~That part of the S1/2 of the S1/2 of the NE1/4 of Section 13, Township 118, Range 25, Wright County, Minnesota described as follows: Beginning at the southeast corner of the said S1/2 of the S1/2 of the NE1/4, a distance of 380.00 feet; thence west at a right angle, a distance of 327.00 feet; thence north parallel with the said east line of the S1/2 of the S1/2 of the NE1/4, a distance of 150.00 feet; thence northeasterly deflecting 39° 00' 00" right, a distance of 169.82 feet to the north line of the said S1/2 of the S1/2 of the NE1/4; thence west along the said north line, to the east line of the west 660.00 feet of the said S1/2 of the S1/2 of the NE1/4; thence south along the said east line of the west 660.00 feet, to the south line of the said S1/2 of the S1/2 of the NE1/4; thence east along said south line to the point of beginning. Subject to the right of way of a Township Road on the east side thereof.~~

and

~~That part of the S1/2 of the NW1/4 of Section 13, Township 118, Range 25, Wright County, Minnesota described as follows: Beginning at the northeast corner of the said S1/2 of the NW1/4; thence S 89° 22' 45" W (assumed bearing) along the north line of the said S1/2 of the NW1/4, a distance of 131.57 feet to the northeast corner of Block 3, Delano Industrial Park Sett Addition; according to the plat thereof on file and of record in the Office of the County Recorder, Wright County, Minnesota; thence S 39° 27' 21" W, along the easterly line of said Block 3, a distance of 89.43 feet; thence S 34° 46' 21" W along the easterly line of said Block 3, a distance of 460.00 feet; thence S 47° 24' 32" E, a distance of 602.55 feet to the east line of the~~

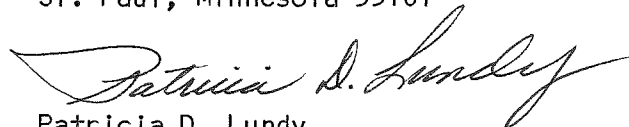
~~said S 1/2 of the NW 1/4; thence N 0° 28' 47" E, along the said east line, a distance of 853.29 feet to the point of beginning, containing 5.097 acres.~~

That part of the S 1/2 of the NE 1/4 of Section 13, Township 118, Range 25, Wright County, Minnesota, described as follows: Commencing at the southeast corner of the said S 1/2 of the NE 1/4; thence N 0° 13' 19" E, assumed bearing, along the east line of the said S 1/2 of the NE 1/4, a distance of 782.00 feet to the actual point of beginning; thence N 89° 46' 41" W, a distance of 122.93 feet; thence S 39° 13' 19" W, a distance of 154.44 feet; thence N 89° 26' 44" W, a distance of 1647.65 feet; thence S 24° 27' 16" W, a distance of 246.10 feet; thence S 0° 28' 47" W, a distance of 436.41 feet to the south line of said S 1/2 of the NE 1/4; thence N 89° 28' 01" W, along the said south line, a distance of 660.00 feet to the southwest corner of said S 1/2 of the NE 1/4; thence N 0° 28' 47" E along the west line of said S 1/2 of the NE 1/4, a distance of 1323.29 feet to the northwest corner of said S 1/2 of the NE 1/4; thence S 89° 25' 30" E, along the north line of said S 1/2 of the NE 1/4, a distance of 2624.82 feet to the northeast corner of said S 1/2 of the NE 1/4; thence S 0° 13' 19" W along the east line of the said S 1/2 of the NE 1/4, a distance of 539.40 feet to the point of beginning. Containing 49.668 acres and subject to a public road along the east line of the said S 1/2 of the NE 1/4.

IT IS FURTHER ORDERED: That the effective date of this order is
May 11, 1987.
~~February 17, 1987.~~

Dated this 17th day of February, 1987.

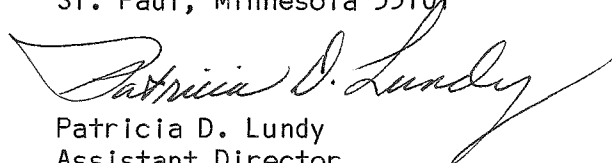
MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
St. Paul, Minnesota 55101



Patricia D. Lundy
Assistant Director

Amended Order dated this 11th day of
May, 1987.

MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
St. Paul, Minnesota 55101



Patricia D. Lundy
Assistant Director

M E M O R A N D U M

On February 6, 1987 the Municipal Board received a Joint Resolution Between the Town of Franklin and the City of Delano Designating an Area for Orderly Annexation and requesting annexation. The Municipal Board issued an order annexing said area on February 17, 1986. The joint resolution, through clerical error, contained an inaccurate property description of an area not abutting the city and not intended for annexation. It also included land already within the city. The parcel intended to be annexed was not described in the original joint resolution. An amendment to the joint resolution was passed by the city and town to delete the original property description and substitute the description of the property which the town and city had intended to annex. The Municipal Board now amends it's order to annex the property which the Town of Franklin and the City of Delano agreed upon.

A handwritten signature in cursive script, appearing to be the initials 'pd' or similar, located at the bottom right of the page.