

THE CITY OF HEWITT AND STOWE PRAIRIE TOWNSHIP PURSUANT TO MINNESOTA STATUTES § 414.0325

WHEREAS, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

WHEREAS, the City of Hewitt and Stowe Prairie Township jointly agree to designate and request the immediate annexation of the following described land located within Stowe Prairie Township to the City of Hewitt, County of Todd, Minnesota;

Commencing at the Southwest corner of the Southeast quarter of the Southeast quarter (SE ¼ of SE ¼) of Section Number Fifteen (15) Township One Hundred Thirty-three (133) North of Range Thirty-five (35) West First Prime Meridian (5th PM) and running thence North on the West line of said Southeast quarter of the Southeast quarter (SE ¼ of SE ¼) said Section, Twenty-two (22) rods then East at right angles with said last mentioned line Twenty-one and 5/6 (21 5/6) rods, thence South at right angles with said last mentioned line Twenty-two (22) rods to South line of said Southeast quarter of Southeast quarter (SE ¼ or SE ¼) of said Section and thence West in said South line Twenty-one & 5/6 (21 5/6) rods to the place of beginning. Containing Three (3) acres more or less.

And;

Commencing at the Southeast Corner of Section Fifteen (15) Township One hundred Thirty-three (133) North, Range Thirty-five (35) West; thence Westerly along Minnesota State Highway No. 210 Right of Way 842 feet to the point of beginning of the land to be conveyed; thence Westerly along Minnesota Highway No. 210 Right of Way to the east boundary line of the cemetery presently located in the Southeast Quarter of Southeast Quarter (SE ¼ of SE ¼) Section Fifteen; thence at right angles North running parallel to the Easy boundary of said cemetery to the North boundary of said cemetery; thence Easterly at right angles to a point of 842 feet to the East boundary of said Section Fifteen (15); thence southerly to the point of beginning.

WHEREAS, the City of Hewitt and Stowe Prairie Township are in agreement as to the orderly annexation of the unincorporated land described; and

WHEREAS, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Hewitt and Stowe Prairie Township may agree on a process of orderly annexation of a designated area; and

WHEREAS, the City of Hewitt and Stowe Prairie Township have agreed to all the terms and conditions for the annexation of the above-described lands; and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Hewitt and the Township Board of Stowe Prairie Township as follows:

1. Property. That the following described land is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

Commencing at the Southwest corner of the Southeast quarter of the Southeast quarter (SE ¼ of SE ¼) of Section Number Fifteen (15) Township One Hundred Thirty-three (133) North of Range Thirty-five (35) West First Prime Meridian (5th PM) and running thence North on the West line of said Southeast quarter of the Southeast quarter (SE ¼ of SE ¼) said Section, Twenty-two (22) rods then East at right angles with said last mentioned line Twenty-one and 5/6 (21 5/6) rods, thence South at right angles with said last mentioned line Twenty-two (22) rods to South line of said Southeast quarter of Southeast quarter (SE ¼ or SE ¼) of said Section and thence West in said South line Twenty-one & 5/6 (21 5/6) rods to the place of beginning. Containing Three (3) acres more or less.

And;

Commencing at the Southeast Corner of Section Fifteen (15) Township One hundred Thirty-three (133) North, Range Thirty-five (35) West; thence Westerly along Minnesota State Highway No. 210 Right of Way 842 feet to the point of beginning of the land to be conveyed; thence Westerly along Minnesota Highway No. 210 Right of Way to the east boundary line of the cemetery presently located in the Southeast Quarter of Southeast Quarter (SE ¼ of SE ¼) Section Fifteen; thence at right angles North running parallel to the Easy boundary of said cemetery to the North boundary of said cemetery; thence Easterly at right angles to a point of 842 feet to the East boundary of said Section Fifteen (15); thence southerly to the point of beginning.

(hereinafter the "Subject Property").

- **2.** Acreage/Population/Usage. That the Subject Property to be annexed consists of approximately three (3) acres, that there are no residences on the Subject Property, and that the Subject Property is presently used as a cemetery.
- 3. Jurisdiction. That Stowe Prairie Township and the City of Hewitt, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation of the Subject Property in accordance with the terms of this resolution.
- 4. Municipal Reimbursement. Pursuant to Minnesota Statute § 414.036, the City of Hewitt and Stowe Prairie Township agree, as the Subject Property is tax exempt and does not generate tax revenue, and no special assessments or debt is outstanding which affects the subject property, that no reimbursement will be owed by any one party to this resolution to the other.
- 5. Review and Comment. The City of Hewitt and Stowe Prairie Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Adopted by the affirmative vote of all the members of the Stowe Prairie Township Board of Supervisors this 10th day of July, 2018.

STOWE PRAIRIE TOWNSHIP ATTEST:

Chairperson

Board of Supervisors

By: Township Clerk

Adopted by affirmative vote of the City Council of Hewitt this 10th day of July, 2018.

CITY OF HEWITT ATTEST:

Acting Mayor

Clerk/Treasurer

Approved this 10th of July 2018.



