RESOLUTION OF THE CITY OF MANKATO APPROVING ANNEXATION OF PROPERTY IN ACCORDANCE WITH THE ORDERLY ANNEXATION AGREEMENT WITH MANKATO TOWNSHIP

WHEREAS, a petition has been submitted by the owner of property located in Southeast quarter of the Northwest quarter of Section 5, Township 108 North, Range 26 West, requesting that said properties be annexed to the City of Mankato; and

WHEREAS, the property is legally described in the attached petition; and

WHEREAS, the annexation of the property is being requested in order for city services to be extended for development purposes; and

WHEREAS, there are zero (0) persons living on the subject property; and

WHEREAS, the Council of the City of Mankato finds that it is in the best interest of the City to support such annexation.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Mankato, Minnesota, hereby states that the City has no objection to the annexation of the following described property in Exhibit A and the City of Mankato hereby annexes said property per M.S. 414.0325.

Upon receipt of this resolution and an annexation petition approved by each party to the joint resolution, the Municipal Board may review and comment, but shall, within thirty (30) days, order annexation in accordance with the terms of this joint resolution when an annexation petition is presented to the Municipal Board.

Passed this **2B** day of **November** , 2005.

hand

ATTEST:

NOT IN

Exhibit "A"

That part of the Southeast quarter of the Northwest quarter of Section 5, Township 108 North, Range 26 West, Blue Earth County, Minnesota, described as:

Commencing at the center of Section 5; thence North 02 degrees 05 minutes 30 seconds East, (assumed bearing) along the East line of the Southeast quarter of the Northwest quarter of Section 5, a distance of 649.50 feet to the point of beginning; thence North 88 degrees 37 minutes 18 seconds West, 166.60 feet to the centerline of Fletcher Road, also being the northerly extension of the center line of Fourth Street according to the plat of Duke's Park, on file in the office of the Blue Earth County Recorder; thence South 08 degrees 12 minutes 48 seconds West, along the road centerline, 181.20 feet; thence North 88 degrees 37 minutes 18 seconds West, 235.30 feet to the easterly right of way line of Minnesota Trunk Highway No. 22; thence southerly along the easterly Minnesota Trunk Highway No. 22 right of way line, 195 feet to the northerly right of way line of U.S. Highway No. 14; thence easterly along the northerly U.S. Highway No. 14 right of way line, 530 feet to the East line of the Southeast quarter of the Northwest quarter of Section 5; thence North 02 degrees 05 minutes 30 seconds East, along the East line of the Southeast quarter of 376.31 feet to the point of beginning.

Commencing at a point in the center or the County Highway 481.80 feet North of the East and West center line of Section 5, Township 108, Range 26, thence West to the easterly line of right of way of Trunk Highway Number 5, thence Northeasterly along said easterly right of way line to the point of intersection of said right of way line and said center line of said County Highway, thence south along said center line of County Highway to the place of beginning.

All that part of the so-called Fletcher Road also known as the northerly extension of the center line of Fourth Street according to the plat of Duke's Park, City of Mankato, located in the Southeast Quarter of the Northwest Quarter of Section 5 Township 108 North Range 26 West, lying northerly of the northerly right of way line of U.S. Highway No. 14 and lying southerly of the following described line:

Commencing at the center of Section 5; thence North 02 degrees 05 minutes 30 seconds east (assumed bearing) along the east line of the Southeast Quarter of the Northwest Quarter of Section 5, a distance of 649.50 feet to the point of beginning; thence South 88 degrees 37 minutes 18 seconds West, 166.60 feet to a point on the center line of said Fletcher Road; thence continuing South 88 degrees 37 minutes 18 seconds West, 33.23 feet to a point on the westerly right of way line of said Fletcher Road and there terminating.

TO: Department of Administration Municipal Boundary Adjustments 300 Centernial Office Building 658 Cedar Street St. Paul, MN 55155

RE: Orderly Annexation Petition; Malcolm, Inc.

Proposed Annexation to the City of Mankato

Ladies and Gentlemen:

Sec Exhibit "A"

Upon receipt of this resolution and an annexation petition approved by each party, the Municipal Board may review and comment, but shall, within thirty (30) days, order annexation in accordance with the terms of this joint resolution when an annexation petition is presented to the Municipal Board.

Date 11-22 Daniel In Signature ___

REC'D BY M M B p.3

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NOV. 23. 2005 9:44AM MRCI MANKATO

