

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWNSHIP OF
STONY RUN AND THE CITY OF
GRANITE FALLS DESIGNATING AN
UNINCORPORATED AREA AS IN
NEED OF ORDERLY ANNEXATION
AND CONFERRING JURISDICTION
OVER SAID AREA TO THE
MINNESOTA MUNICIPAL BOARD
PURSUANT TO M.S. 414.0325

**JOINT RESOLUTION FOR
ORDERLY ANNEXATION**

* * * * *

The Township of Stony Run and the City of Granite Falls hereby jointly agree to the following:

1. That the following described area in Stony Run Township is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this area for orderly annexation, to-wit:

PARCEL "A"

A tract of land in the Northeast Quarter of the Southeast Quarter (NE¼SE¼) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota described as follows:

Bounded on the East by the West right-of-way line of 17th Street as now laid out and platted in the City of Granite Falls, Minnesota; and bounded on the South by the North boundary line of the tract hereinafter described as Parcel "E"; and bounded on the West by a line formed by extending in a Northerly direction the West boundary line of said hereinafter described Parcel "E" to its intersection with the North boundary line of Ninth Avenue as it is now laid out and platted in the City of Granite Falls prolonged or extended in a Westerly direction, which line itself shall in turn be the North boundary line of the tract herein described.

AND

PARCEL "B"

A tract of land in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota described as follows:

Beginning at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 32; thence northerly along the section line, 323.1 feet to the point of beginning; thence West parallel to Ninth Avenue a distance of 135 feet; thence northerly 70 feet; thence East 135 feet; thence Southerly 70 feet along the section line to the point of beginning;

AND

PARCEL "C"

Starting at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota; thence northerly along the section line 393.1 feet to the point of beginning; thence West parallel to Ninth Avenue 135 feet; thence northerly 65 feet; thence East 35 feet; thence southerly along the section line 65 feet to the point of beginning;

AND

PARCEL "D"

All that part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116), North of Range Thirty-nine (39) West, Yellow Medicine County, Minnesota described as follows:

Starting at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116), North of Range Thirty-nine (39) West, thence Northerly along section line 458.1 feet to the point of beginning; thence West parallel to Ninth Avenue 135 feet; thence Northerly 55.2 feet; thence East 135 feet; thence Southerly 55.2 feet along section line to point of beginning;

AND

PARCEL "E"

A tract in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116), North of Range Thirty-nine (39) West of the Fifth Principal Meridian, Yellow Medicine County, Minnesota, described as follows, to-wit:

Starting at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, Range Thirty-nine (39) West of the Fifth P.M., thence N along the section line 514 feet to the point of beginning; thence N along the section line 167.5 feet to the center of Ninth Avenue extended; thence North 89°13' W along the center line of Ninth Avenue extended 65 feet; thence South 167.5 feet; thence South 89°13' East 65 feet to the point of beginning, containing one-fourth (1/4) acre.

2. That the Town Board of the Township of Stony Run, and the City Council of the City of Granite Falls, upon passage and adoption of this Resolution and upon acceptance by the Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions contained in this agreement.

3. That these certain properties which about the City of Granite Falls are presently urban or suburban in nature or are about to become so. Further, the City of Granite Falls is capable of providing services through this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Therefore, these properties should be immediately annexed to the City of Granite Falls, to-wit:

PARCEL "A"

A tract of land in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota described as follows:

Bounded on the East by the West right-of-way line of 17th Street as now laid out and platted in the City of Granite Falls, Minnesota; and bounded on the South by the North boundary line of the tract hereinafter described as

Parcel "E"; and bounded on the West by a line formed by extending in a Northerly direction the West boundary line of said hereinafter described Parcel "E" to its intersection with the North boundary line of Ninth Avenue as it is now laid out and platted in the City of Granite Falls prolonged or extended in a Westerly direction, which line itself shall in turn be the North boundary line of the tract herein described.

AND

PARCEL "B"

A tract of land in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota described as follows:

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AND

PARCEL "C"

Starting at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, of Range Thirty-nine (39), West of the Fifth P.M., Yellow Medicine County, Minnesota; thence northerly along the section line 393.1 feet to the point of beginning; thence West parallel to Ninth Avenue 135 feet; thence northerly 65 feet; thence East 35 feet; thence southerly along the section line 65 feet to the point of beginning;

AND

PARCEL "D"

All that part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116), North of Range Thirty-nine (39) West, Yellow Medicine County, Minnesota described as follows:

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AND

PARCEL "E"

A tract in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116), North of Range Thirty-nine (39) West of the Fifth Principal Meridian, Yellow Medicine County, Minnesota, described as follows, to-wit:

Starting at the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township One Hundred Sixteen (116) North, Range Thirty-nine (39) West of the Fifth P.M., thence N along the section line 514 feet to the point of beginning; thence N along the section line 167.5 feet to the center of Ninth Avenue extended; thence North 89°13' W along the center line of Ninth Avenue extended 65 feet; thence South 167.5 feet; thence South 89°13' East 65 feet to the point of beginning, containing one-fourth (1/4) acre.

4. Within the orderly annexation area, the parties agree to reimbursement of property taxes lost to the Township as a result of the annexation. The reimbursement shall be made according to the following: For each of five (5) years the City shall make payments based on the Township's portion of the taxes paid on the parcel of property in the year 1996. The first year shall be Ninety Percent (90%). The second year shall be Seventy Percent (70%). The third year shall be Fifty Percent (50%). The fourth year shall be Thirty Percent (30%). In the final year the percentage shall be Ten Percent (10%). At the City's discretion it may make one payment equal to the total of the five annual payments.

5. Any special assessment heretofore levied against Parcel "E" for paving of Ninth Avenue shall continue to be paid by said parcel to the Township of Stony Run until

paid in full regardless of said annexation.

6. Upon annexation the parcels shall be zoned R-1 - Low Density Residence.

7. Both the Township of Stony Run and the City of Granite Falls agree that no alteration of the stated boundaries of this Agreement is appropriate. Furthermore, each party agrees that no consideration by the Municipal Board is necessary. Upon receipt of this resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this Joint Resolution.

Approved by the Township of Stony Run this 7th day of January,
1998.

TOWNSHIP OF STONY RUN

By: Larry Danielson
Larry Danielson
Town Board Chairman

By: Curtis L. Skulstad
Curtis L. Skulstad
Town Board Clerk

Approved by the City of Granite Falls this 20th day of December,
1996.

CITY OF GRANITE FALLS

(seal)

By: David Smiglewski
David Smiglewski, Mayor

By: William P. Lavin
William P. Lavin, City Manager

RECEIVED BY JAN 14 1997
MMR

ATTEST:

Marjorie B. Bottge

Marjorie B. Bottge, City Clerk

This Instrument Drafted by:

Gregory L. Holmstrom
HOLMSTROM & KVAM, PLLP
685 Prentice, Box 70
Granite Falls, MN 56241
(320) 564-3825
Attorney I.D. No: 46668

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P. 2