

OA-569-8 Big Lake
City Resolution No. 2003-86
Town Resolution No. 2003-23

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE ACTING DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF BIG LAKE) ORDER
AND THE TOWN OF BIG LAKE PURSUANT TO)
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Big Lake and the Town of Big Lake; and

WHEREAS, resolutions were received from the City of Big Lake and the Town of Big Lake indicating their desire that certain property be annexed to the City of Big Lake pursuant to M.S. 414.0325, Subd. 1; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, on October 13, 2003, the Acting Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the resolution to the City of Big Lake, Minnesota, the same as if it

had originally been made a part thereof:

PROPOSED LEGAL DESCRIPTION FOR ANNEXATION (MITCH K FARMS)

That part of the Southwest Quarter of the Southeast Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota, lying west of the Elk River and lying northerly of the following described line: Commencing at the South Quarter corner of said Section 7; thence North 0 degrees 06 minutes 00 seconds East, assumed bearing, along the West line of the Southwest Quarter of the Southeast Quarter of said Section 7, a distance of 450.00 feet to the point of beginning of the line to be described; thence North 75 degrees 32 minutes 05 seconds East, a distance of 170.00 feet, more or less, to the thread of the Elk River and there terminating said line.

AND

The Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota, except the following parcels:

Exception No. 1:

Those parts of the Northeast Quarter of the Southwest Quarter of said Section 7 lying north of the Elk River.

Exception No. 2:

That part of the Northeast Quarter of said Southwest Quarter lying East of County State Aid Highway No. 5 and south of the Elk River.

Exception No. 3:

That portion of the Northeast Quarter of the Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota, lying and being South of the Elk River, and lying westerly of the center line of County State Aid Highway No. 5, and lying northerly of the following described line: Commencing at the Northwest corner of the Southwest Quarter of said Section 7; thence South 89 degrees 12 minutes 42 seconds East, assumed bearing, along the North line of said Southwest Quarter, a distance of 2154.74 feet; thence South 00 degrees 20 minutes 24 seconds East, a distance of 419.62 feet; thence North 87 degrees 16 minutes 18 seconds East, a distance of 343.16 feet to the center line of County State Aid Highway No. 5, said point being the point of beginning of the line to be described; thence return South 87 degrees 16 minutes 18 seconds West, a distance of 891.57 feet to the West line of said Northeast Quarter of the Southwest Quarter and there terminating said line.

Exception No. 4:

That part of the Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota described as follows: Commencing at the northwest corner of said Southwest Quarter; thence on an assumed bearing of North 89 degrees 23 minutes 42 seconds East along the north line of said Southwest Quarter a distance of 2154.74 feet; thence South 1 degree 44 minutes 00 seconds East, a distance of 419.62 feet to the point of beginning of the land to be described; thence continue South 1 degree 44 minutes 00 seconds East, a distance of 300.26 feet; thence North 85 degrees 52 minutes 42 seconds East, a distance of 391.01 feet to the centerline of County State Aid Highway No. 5; thence North 13 degrees 44 minutes 23 seconds West along said centerline, a distance of 89.69 feet; thence northerly along said centerline being a tangential curve concave to the east having a radius of 1478.00 feet and a central angle of 8 degrees 14 minutes 49 seconds, a distance of 212.73 feet to the intersection with a line bearing North 85 degrees 52 minutes 42 seconds East from the point of beginning; thence South 85 degrees 52 minutes 42 seconds West a distance of 343.16 feet to the point of beginning.

Exception No. 5:

That part of the Southeast Quarter of the Southwest Quarter of Section 7, Township 33, Range 27, and that part of the Northeast Quarter of the Northwest Quarter of Section 18, Township 33, Range 27, Sherburne County, Minnesota, described as follows: Beginning at the northeast corner of said Northeast Quarter of the Northwest Quarter of Section 18; thence on an assumed bearing of South 00 degrees 13 minute 51 seconds West along the east line of said Northeast Quarter of the Northwest Quarter of Section 18, a distance of 99.01 feet; thence North 89 degrees 17 minutes 34 seconds West a distance of 484.41 feet; thence North 04 degrees 27 minutes 05 seconds West a distance of 467.58 feet; thence North 74 degrees 01 minutes 54 seconds East a distance of 447.28 feet to the centerline of County Road Number 5 as now traveled; thence Southeasterly a distance of 358.23 feet to the east line of said Southeast Quarter of the Southwest Quarter of Section 7, along a non-tangential curve concave to the Northeast, having a radius of 5729.58 feet a central angle of 03 degrees 34 minutes 56 seconds a chord that bears South 14 degrees 34 minutes 36 seconds East; thence South 00 degrees 20 minutes 45 seconds East along the east line of said Southeast Quarter of the Southeast Quarter of Section 7, a distance of 149.55 feet to the point of beginning.

Exception No. 6:

That part thereof platted as MCDOWALL OAKS THIRD ADDITION.

Exception No. 7:

That part of the West Half of the Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota described as follows: Commencing at the southwest corner of said West Half of the Southwest Quarter; thence North 00 degrees 00 minutes 31 seconds West,

assumed bearing, along the West line of said West Half of the Southwest Quarter, a distance of 1015.35 feet; thence North 45 degrees 23 minutes 06 seconds East, a distance of 1240.00 feet to the point of beginning; thence return South 45 degrees 23 minutes 06 seconds West, a distance of 327.02 feet; thence South 0 degrees 00 minutes 31 seconds East, a distance of 684.88 feet; thence North 78 degrees 00 minutes 00 seconds West, a distance of 227.62 feet; thence westerly along a tangential curve concave to the south, having a radius of 750.00 feet and a central angle of 23 degrees 27 minutes 09 seconds, a distance of 306.99 feet to the southeast corner of Outlot B, MCDOWALL OAKS FOURTH ADDITION, according to the recorded plat thereof; thence North 00 degrees 00 minutes 31 seconds West not tangent to said curve, a distance of 555.00 feet; thence North 29 degrees 26 minutes 30 seconds West, a distance of 249.30 feet to the West line of said West Half of the Southwest Quarter; thence North 00 degrees 00 minutes 31 seconds West along said West line to the Northwest corner of said West Half of the Southwest Quarter; thence South 89 degrees 12 minutes 42 seconds along the North line of said West Half of the Southwest Quarter to an intersection with a line which bears North 47 degrees 33 minutes 33 seconds West from the point of beginning; thence South 47 degrees 33 minutes 33 seconds East, a distance of 1111.95 feet to the point of beginning.

Exception No. 8:

That part of the West Half of the Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota, described as follows: Commencing at the southwest corner of said West Half of the Southwest Quarter; thence North 00 degrees 00 minutes 31 seconds West, assumed bearing along the west line of said West Half of the Southwest Quarter, a distance of 1015.35 feet; thence North 45 degrees 23 minutes 06 seconds East a distance of 1240.00 feet to the point of beginning; thence continue North 45 degrees 23 minutes 06 seconds East, a distance of 560.00 feet; thence North 57 degrees 36 minutes 54 seconds West a distance of 120.00 feet; thence North 51 degrees 06 minutes 54 seconds West a distance of 240.00 feet; thence North 46 degrees 06 minutes 54 seconds West a distance of 110.00 feet; thence North 36 degrees 06 minutes 54 seconds West a distance of 67.71 feet to the north line of said West Half of the Southwest Quarter; thence westerly along the north line of said West Half of the Southwest Quarter a distance of 811.95 feet; thence South 47 degrees 33 minutes 33 seconds East a distance of 1111.94 feet to the point of beginning.

Exception No. 9:

That part of the Northwest Quarter of the Southwest Quarter of Section 7, Township 33, Range 27, Sherburne County, Minnesota, lying northerly and northeasterly of the following described line: Commencing at the Northwest corner of said Northwest Quarter of the Southwest Quarter; thence South 89 degrees 12 minutes 42 seconds East, assumed bearing, along the north line of said Southwest Quarter, a distance of 2154.74 feet; thence South 00 degrees 20 minutes 24 seconds East, a distance of 419.62 feet; thence South 87 degrees 16 minutes 18 seconds West, a distance of 548.41 feet to the West line of the Northeast Quarter of said Southwest Quarter, said point being the point of beginning; thence westerly and northwesterly a distance of 113.97 feet along a tangential curve concave to the northeast, having a radius of 244.11 feet and a central angle of 26 degrees 45

minutes 01 seconds; thence North 65 degrees 58 minutes 41 seconds West tangent to said curve, a distance of 237.23 feet to intersect the point of beginning of the following described Line A; thence northwesterly along said Line A to the north line of said Northwest Quarter of the Southwest Quarter and there terminating.

Line A is described as follows: Commencing at the southwest corner of the West Half of the Southwest Quarter of said Section 7; thence North 00 degrees 00 minutes 31 seconds West, assumed bearing, along the west line of said West Half of the Southwest Quarter, a distance of 1015.35 feet; thence North 45 degrees 23 minutes 06 seconds East a distance of 1800.00 feet to the point of beginning of said Line A; thence North 57 degrees 36 minutes 54 seconds West, a distance of 120.00 feet; thence North 51 degrees 06 minutes 54 seconds West, a distance of 240.00 feet; thence North 46 degrees 06 minutes 54 seconds West, a distance of 110.00 feet; thence North 36 degrees 06 minutes 54 seconds West, a distance of 67.72 feet to the North line of said Northwest Quarter of the Southwest Quarter and there terminating said Line A.

Dated this 13th day of October, 2003.

For the Acting Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155

A handwritten signature in cursive script that reads "Christine M. Scotillo".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-569-8 Big Lake

MEMORANDUM

In ordering the annexation contained in Docket No. OA-569-8, the Acting Director finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation. *Cms*