

**IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWNSHIP
OF TORNING AND THE CITY OF
BENSON DESIGNATING AN
UNINCORPORATED AREA AS IN
NEED OF ORDERLY ANNEXATION
AND CONFERRING JURISDICTION
OVER SAID AREA TO THE MINNESOTA
MUNICIPAL BOARD PURSUANT TO
MINNESOTA STATUTES 414.0325**

REC'D. BY OCT 26 1998
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**JOINT RESOLUTION
FOR ORDERLY ANNEXATION**

The Township of Torning and the City of Benson hereby jointly agree to the following:

1. That the following described areas in Torning Township are subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation, to wit:

- Tract #1: Beginning at a point 165 Feet South of the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Five (5); thence South 65 Feet; thence East 150 Feet; thence North 65 Feet; thence West 150 Feet to the point of beginning, containing .22 acres more or less.
- Tract #2: Beginning at a point 230 Feet South of the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Five (5), Township One Hundred Twenty-one (121) North, Range Thirty-nine (39) West; thence South 100 Feet; thence East 150 Feet; thence North 100 Feet; thence West 150 Feet to the point of beginning, containing .34 acres more or less.
- Tract #3: Beginning at a point 15 Feet North of the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Five (5), Township One Hundred Twenty-one (121) North, Range Thirty-nine (39) West; thence North 190 Feet along the section line; thence East 290.4 Feet; thence South 190 Feet; thence West 290.4 Feet to the point of beginning, containing 1.27 acres more or less.

2. That the Town Board of the Township of Torning, and the City Council of the City of Benson, upon passage and adoption of this Resolution and upon the acceptance by the Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions contained in this Agreement.

3. That this certain property which is surrounded by the City of Benson is presently urban or suburban in nature or is about to come so. Further, the City of Benson is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation.

4. It is therefore agreed that the following properties be immediately annexed to the City of Benson, to wit:

- Tract #1: Beginning at a point 165 Feet South of the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section Five (5); thence South 65 Feet; thence East 150 Feet; thence North 65 Feet; thence West 150 Feet to the point of beginning, containing .22 acres more or less.

Tract #2: Beginning at point 230 Feet South of the Northwest corner of the Southeast Quarter (SE¼) of Section Five (5), Township One Hundred Twenty-one (121) North, Range Thirty-nine (39) West; thence South 100 Feet; thence East 150 Feet; thence North 100 Feet; thence West 150 Feet to the point of beginning, containing .34 acres more or less.

Tract #3: Beginning at a point 15 Feet North of the Northwest corner of the Southeast Quarter (SE¼) of Section Five (5), Township One Hundred Twenty-one (121) North, Range Thirty-nine (39) West; thence North 190 Feet along the section line; thence East 290.4 Feet; thence South 190 Feet; thence West 290.4 Feet to the point of beginning, containing 1.27 acres more or less.


5. Upon annexation, the City shall zone said Tract #1 and #2 One and Two Family Residential ("R-1") and Tract #3 Multiple Family Residential ("R-2").

6. The parcels identified in Tract 1, 2, and 3 are located within the City of Benson's electric utility service territory as defined by the Minnesota Public Utilities Commission. This annexation will not change the service territory which existed prior to the ordinance.

7. Both Torning Township and the City of Benson 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.

Adopted by Torning Township this 19th day of October, 1998.

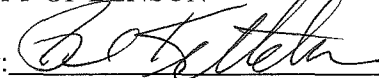
TORNING TOWNSHIP

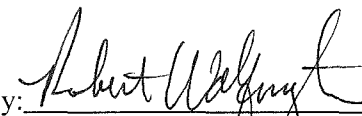
By: 
Chairperson, Torning Township

By: 
Clerk, Torning Township

Adopted by the City of Benson this 12 day of October, 1998.

CITY OF BENSON

By: 
Paul Kittelson
Mayor

By: 
Robert J. Wolfington
City Manager

Approved this 20 day of October, 1998.

By: 
Benson City Clerk

(SEAL)

REC'D. BY OCT 26 1998
MMB



