

County of Wright
State of Minnesota

City of Montrose Resolution No. 99-03

Woodland Township Resolution No. 1-99

JOINT RESOLUTION OF THE CITY OF MONTROSE AND WOODLAND TOWNSHIP DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE MINNESOTA MUNICIPAL BOARD PURSUANT TO MINN. STAT. 414.0325

WHEREAS, there are certain lands within Woodland Township ("Township") which abut the City of Montrose ("the City"), and which are or about to become urban or suburban in character; and

WHEREAS, the City and the Township mutually agree that said area, which is described on the attached Exhibit A, which is herein incorporated by reference, is in need of immediate annexation to the City; and

WHEREAS, the owner of the property described in Exhibit A has requested that said property be annexed into the City of Montrose; and

WHEREAS, the City of Montrose is the owner of a certain tract of land used for wastewater treatment and ponding and which land abuts the property described in the attached Exhibit A; and

WHEREAS, the above-mentioned, City-owned wastewater treatment property is legally described in the attached Exhibit B; and

WHEREAS, the City and Township do hereby agree that the property taxes on the above-described property in this year, and in the future, be apportioned as follows;

1. Property taxes payable on the annexed area shall be payable to the Township for the year in which the annexation becomes effective. Thereafter, property taxes shall be paid to the City but shall be apportioned as listed below, and the City shall make a cash payment to the Township yearly in the following amounts:
2. In the first year following the year in which the land was annexed, 90% of the property taxes paid in the year the land was annexed;

3. In the second year following the year in which the land was annexed, 70% of the property taxes paid in the year the land was annexed;
4. In the third year following the year in which the land was annexed, 50% of the property taxes paid in the year the land was annexed;
5. In the fourth year following the year in which the land was annexed, 30% of the property taxes paid in the year the land was annexed;
6. In the fifth year following the year in which the land was annexed, 10% of the property taxes paid in the year the land was annexed.

Thereafter all property taxes from the described property shall be paid to the City.

WHEREAS, the area is in need of immediate annexation and that no alteration of the stated boundaries is appropriate; and

WHEREAS, the land described in Exhibits A and B hereto is in need of immediate annexation, that this agreement provides for the conditions of its annexation, and that no consideration by the Minnesota Municipal Board is necessary.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Montrose and the Town Board of Supervisors of Woodland Township as follows:

1. That the land described in Exhibits A and B hereto is in need of immediate annexation to the City of Montrose.
2. That this joint resolution shall be transmitted to the Minnesota Municipal Board for review, comment and approval as set forth in Minn. Stat. Section 414.0325, Subd. 1.
3. That pursuant to Minn.Stat. Section 414.0325 subd. 1., the Municipal Board shall enter an Order for annexation of land the land described in Exhibits A and B to the City of Montrose in accordance with the terms and conditions of this joint resolution, including those terms and conditions contained in the above-stated recitals.

CITY OF MONTROSE

IN FAVOR:

OPPOSED:

REC'D. BY MAY 12 1999
MMB

WOODLAND TOWNSHIP

IN FAVOR:

OPPOSED:

Dated: April 12, 1999

CITY OF MONTROSE

Charles L. Nelson
Mayor

Barbara C. Thwing Roman
City Clerk

Dated: Apr 12, 1999

WOODLAND TOWNSHIP

Kenneth Pawelek
Chair, Town Board of Supervisors

Gloria Janikula
Town Clerk

EXHIBIT A

The West Half of the Northeast Quarter ($W\frac{1}{2}$ of $NE\frac{1}{4}$) and the Northwest Quarter ($NW\frac{1}{4}$), all in Section One (1), Township One Hundred Eighteen (118), Range Twenty-six (26), except the following tracts:

- (1) Begin at the Northwest corner of said Section 1; thence South 483 feet; thence East 183 feet; thence North 250 feet; thence West 75 feet; thence North 100 feet; thence East 25 feet; thence North 133 feet to the North line of said Section 1; thence West 133 feet to the point of beginning;
- (2) The East 100 feet of the West 433 feet of the North 233 feet thereof;
- (3) The East 200 feet of the West 333 feet of the North 150 feet fronting on U.S. Highway #12;
- (4) Commencing at a point which is 133 feet East and 133 feet South of the Northwest corner of said $NW\frac{1}{4}$; thence West at right angles 25 feet; thence Southerly at right angles 100 feet; thence Easterly at right angles 25 feet; thence Northerly at right angles 100 feet to beginning;
- (5) The East 100 feet of the West 693 feet of the North 233 feet of said $NW\frac{1}{4}$.
- (6) Part of the Northwest Quarter of the Northeast Quarter of Section 1, Township 118, Range 26, Wright County, Minnesota, described as follows:

Commencing at the northeast corner of said Northwest Quarter; Thence along the north line of said Northwest Quarter on an assumed bearing of South $89^{\circ}-53'-18''$ West, a distance of 311.12 feet; Thence South $02^{\circ}-54'-14''$ West, a distance of 350.47 feet; Thence South $24^{\circ}-39'-54''$ West, a distance of 330.32 feet; Thence North $89^{\circ}-53'-18''$ East, a distance of 482.07 feet to the east line of said Northwest Quarter; Thence North $01^{\circ}-21'-09''$ West along said east line, a distance of 650.05 feet to the point of beginning.

Containing 5.42 acres, more or less.

- (7) That part of the West Half of the Northeast Quarter ($W\frac{1}{2}$ $NE\frac{1}{4}$) and that part of the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}$ $NW\frac{1}{4}$) of Section One (1), Township One Hundred Eighteen (118) North, Range

EXHIBIT A

The West Half of the Northeast Quarter ($W\frac{1}{2}$ of $NE\frac{1}{4}$) and the Northwest Quarter ($NW\frac{1}{4}$), all in section One (1), Township One Hundred Eighteen (118), Range Twenty-six (26), except the following tracts:

- (1) Begin at the Northwest corner of said Section 1; thence South 483 feet; thence East 183 feet; thence North 250 feet; thence West 73 feet; thence North 100 feet; thence East 25 feet; thence North 133 feet to the North line of said Section 1; thence West 133 feet to the point of beginning;
- (2) The East 100 feet of the West 433 feet of the North 233 feet of said Northwest Quarter;
- (3) The East 200 feet of the West 333 feet of the North 150 feet of said Northwest Quarter, fronting on U.S. Highway #12;
- (4) Commencing at a point which is 133 feet East and 133 feet South of the Northwest corner of said $NW\frac{1}{4}$; thence West at right angles 25 feet; thence Southerly at right angles 100 feet; thence Easterly at right angles 25 feet; thence Northerly at right angles 100 feet to beginning;
- (5) The East 100 feet of the West 693 feet of the North 233 feet of said $NW\frac{1}{4}$.
- (6) Part of the Northwest Quarter of the Northeast Quarter of Section 1, Township 118, Range 26, Wright County, Minnesota, described as follows:

Commencing at the Northeast corner of said Northwest Quarter of the Northeast Quarter; Thence along the north line of said Northwest Quarter on an assumed bearing of South $89^{\circ}-53'-18''$ West, a distance of 311.12 feet; Thence South $02^{\circ}-54'-14''$ West, a distance of 350.47 feet; Thence South $24^{\circ}-39'-54''$ West, a distance of 330.32 feet; Thence North $89^{\circ}-53'-18''$ East, a distance of 482.07 feet to the east line of said Northwest Quarter of the Northeast Quarter; Thence North $01^{\circ}-21'-09''$ West along said east line, a distance of 650.05 feet to the point of beginning.

Containing 5.42 acres, more or less.

- (7) That part of the West Half of the Northeast Quarter ($W\frac{1}{2}$ $NE\frac{1}{4}$) and that part of the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}$ $NW\frac{1}{4}$) of Section One (1), Township One Hundred Eighteen (118) North, Range

Twenty-six (26) West, lying easterly and southerly of the following described lines:

Commencing at the west quarter corner of said Section 1; thence on an assumed bearing of North 89° 29' 23" East, 2429.90 feet along the east-west quarter line of said Section 1 to the point of beginning;

Thence North 26° 45' 24" East, 299.63 feet;
Thence North 18° 52' 03" East, 440.48 feet;
Thence North 39° 52' 46" East, 519.77 feet;
Thence North 34° 51' 22" East, 192.45 feet;
Thence North 31° 01' 06" East, 166.94 feet;
Thence North 09° 47' 15" East, 493.59 feet;
Thence North 24° 11' 18" East, 177.43 feet to point "A";
Thence North 89° 53' 18" East, 482.07 feet parallel with the north line of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1 to the east line of the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of said Section 1 and there terminating.

Containing 44.0 acres.

(8) That part of the Southeast Quarter of the Northwest Quarter of Section 1, Township 118 North, Range 26 West, Wright County, Minnesota, described as follows:

Commencing at the Southwest corner of said Northwest Quarter; thence North 89° 29' 23" East, assumed bearing, along the South line of said Northwest Quarter, 1790.87 feet to the point of beginning of the land to be described; thence continuing North 89° 29' 23" East, along said South line, 639.03 feet; thence North 26° 45' 24" East 299.63 feet; thence North 18° 52' 03" East 440.48 feet; thence North 39° 52' 46" East 34.97 feet; thence South 89° 29' 23" West 945.11 feet; thence South 0° 30' 37" East 708.50 feet to the point of beginning.

(9) That part of Section 1, Township 118, Range 26, described as follows: Begin 383 feet South and 33 feet East of the Northwest corner of said Section 1; thence South 100 feet to a point which is the Southwest corner of the property described in that certain deed recorded in Book 152 of Deeds on page 108 in the office of the Wright County Recorder which is the point of beginning of the tract to be conveyed; thence continue South 12 feet to a point; thence East 150 feet to a point; thence North 12 feet more or less to a point on the South line of that property described in Book 152 of Deeds, page 108; thence West along the South line of that property

described in Book 152 of Deeds, page 108, 150 feet more or less to the point of beginning.

That certain deed recorded in Book 152 of Deeds on page 108 in the office of the Wright County Recorder is the deed whereby Leonard W. Endreson and Joyce Endreson received title to the tract of land adjoining the above described property on the North.

(10) That part of the South Half of the Northwest Quarter of Section 1, Township 118 North, Range 26 West, Wright County, Minnesota, described as follows: Commencing at the Southwest corner of said Northwest quarter; thence on an assumed bearing of North $89^{\circ} 29' 23''$ East along the South line of said Northwest Quarter 1790.87 feet to the point of beginning of the land to be described; thence North $0^{\circ} 30' 37''$ West 708.50 feet; thence South $89^{\circ} 29' 23''$ West 614.82 feet; thence South $0^{\circ} 30' 37''$ East 708.50 feet to the South line of said Northwest Quarter; thence North $89^{\circ} 29' 23''$ East along said South line 614.82 feet to the point of beginning.

AND LESS AND EXCEPT any portion thereof lying within the corporate limits of the City of Montrose, Wright County, Minnesota, a municipal corporation organized under the laws of the State of Minnesota.

EXHIBIT B

North 460 feet of the North Half of the Southwest Quarter of Section 1, Township 118, Range 26, except the following described tract, to-wit: Commencing at the Northwest corner of said Southwest Quarter of said Section 1, Township 118, Range 26; thence South on the West line of said Southwest Quarter for a distance of 66 feet for a point of beginning of the tract to be excepted herein; thence continuing South on said line for a distance of 394 feet to a point; thence left at a right angle East for a distance of 1013 feet to a point; thence North on a line parallel to the West line of said Southwest Quarter for a distance of 394 feet to a point; thence West on a line parallel to the North line of said Southwest Quarter to the point of beginning.

Located in Sec. 1, T. 118, R. 26

EXHIBIT A

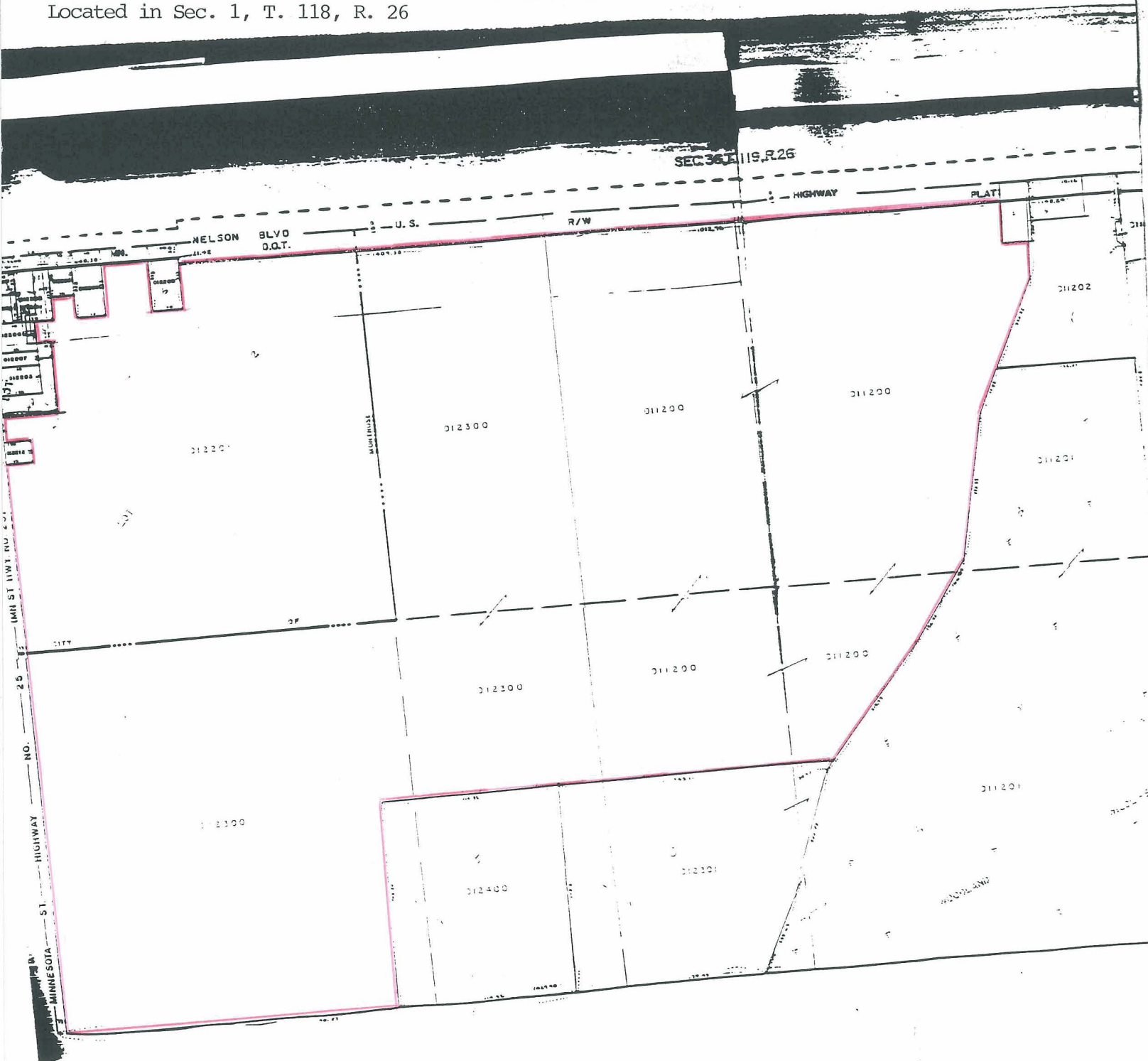


EXHIBIT B

Located in Sec. 1, T. 118, R. 26

REC'D. BY
M/MB MAY 12 1999

