

IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF ASHBY AND THE TOWNSHIP OF PELICAN LAKE
PURSUANT TO MINNESOTA STATUTES 414.0325

JOINT RESOLUTION FOR ORDERLY ANNEXATION

To: The Municipal Board of the State of Minnesota

WHEREAS, The City of Ashby and the Township of Pelican Lake are in agreement as to the Orderly Annexation of the following described lands for the purpose of orderly, planned growth, to wit:

SEE EXHIBIT A and B ATTACHED HERETO

AND

WHEREAS, the above described lands, which are contained within the Township of Pelican Lake, are urban or suburban in character or are about to become so; and

WHEREAS, the establishment of a process of orderly annexation of said lands will be a benefit to the residents and owners of said lands, and permit the City of Ashby to extend necessary municipal services in a planned and efficient manner; and

WHEREAS, Minnesota Statutes 414.0325 provides a procedure whereby the City of Ashby and the Township of Pelican Lake may agree on a process of orderly annexation of a designated area of a Township; and

WHEREAS, the City of Ashby and the Township of Pelican Lake have agreed upon the conditions for the annexation of the above described lands, and that no consideration by the Minnesota Municipal Board is necessary prior to any annexation;

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Ashby and the Board for the Township of Pelican Lake as follows:

1. That the subject following described lands in the Township of Pelican Lake are subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

SEE EXHIBIT A and B ATTACHED HERETO

2. That the Township of Pelican Lake does, upon passage of this resolution and its adoption by the City Council of the City of Ashby, and upon acceptance by the Municipal Board, confer

REC'D. BY: MAR 05 2001
MMS

jurisdiction upon the Municipal Board so as to accomplish said orderly annexation in accordance with the terms of this resolution.

3. That the above described property is contiguous with and abuts the city limits of Ashby on the City's eastern boundary thereof, said properties are urban or suburban in nature or about to become so, and since the City of Ashby is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of this area.

4. That the provisions of Minnesota Statutes 414.0325, Subd. 1a are not applicable to this proceeding in that there will be no change in the electric utility service provider resulting from the annexation of the above described lands to the municipality.

5. That the City of Ashby and the Township of Pelican Lake agree that no consideration by the Municipal Board is necessary, and that upon receipt of this resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall within 30 days, order the annexation in accordance with the terms of this joint resolution.

CITY OF ASHBY

Passed and adopted by the City Council of the City of Ashby this 6th day of February 2001.

ATTEST:

By:

Robert B. Borer
(Mayor)

Merle Helleson
(Clerk)

TOWNSHIP OF PELICAN LAKE

Passed and adopted by the Town Board of the Township of Pelican Lake this 13th day of February 2001.

ATTEST:

By:

Jeffrey A. Duggan
(Its Chairman)

Lucy G. Gump
(Township Clerk)

CERTIFICATE OF SURVEY

DESCRIPTION

REC'D. BY MAR 05 2001

EXHIBIT

A

Those portions of Government Lot 5 and the Northeast Quarter of the Northwest Quarter of Section 11, Township 130 North, Range 41 West of the 5th Principal Meridian, grant County, Minnesota described as follows:

Beginning at the northwest corner of said Government Lot 5:

thence North 89 degrees 55 minutes 44 seconds East, assumed bearing, along the north line of said Government Lot 5 and the north line of said Northeast Quarter of the Northwest Quarter 2626.49 feet to the northeast corner of said Northeast Quarter of the Northwest Quarter;

thence South 0 degrees 17 minutes 16 seconds East along the east line of said Northeast Quarter of the Northwest quarter 381.50 feet to the center line of State Highway No. 78;

thence South 69 degrees 33 minutes 29 seconds West (MnDOT bearing South 70 degrees 46 minutes 20.8 seconds West) along said center line 2008.11 feet to the intersection with the center line of County State Aid Highway No. 82;

thence North 51 degrees 50 minutes 32 seconds West along said center line 121.79 feet;

thence northwesterly along said center line and along a tangential curve, concave to the southwest, radius 1145.92 feet, central angle 12 degrees 00 minutes 00 seconds, 240.00 feet;

thence North 63 degrees 53 minutes 41 seconds West along said center line and along tangent 496.29 feet to the west line of said Government Lot 5;

thence North 0 degrees 13 minutes 09 seconds West along said west line 658.45 feet to the point of beginning.

containing 46.09 Acres, more or less and subject to existing public road easements as of the date of survey, August 24, 1999. Also subject to any rights of the public in the abandon Great Northern Railroad right-of-way and any other easements or restrictions of record.

SHEET 2 OF 2

I hereby certify that this plan, plat, survey, specification or report was prepared by me or under my direct supervision and that I am a duly Registered Professional Engineer & Land Surveyor under the laws of the State of Minnesota.

Otho C. Buxton
MINNESOTA LICENSE NO. 10543

Prepared for.

CITY OF ASHBY

OTHO C. BUXTON
Professional Engineer & Land Surveyor
CERTIFICATION APPLIES TO ONLY THOSE COPIES
THAT BEAR MY SEAL

DR. DATE
OCB 9-4-99

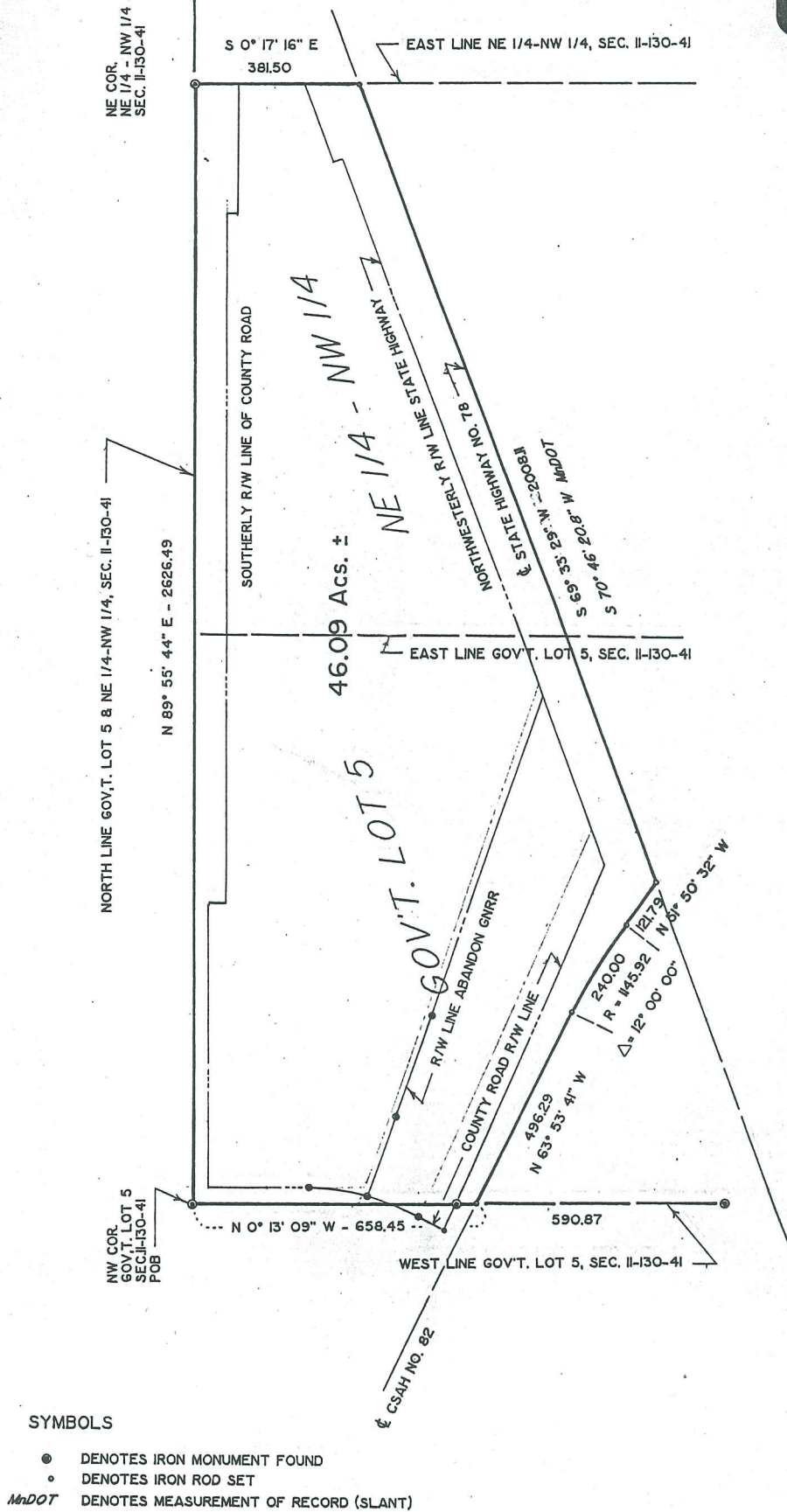
FILE NO. 9926

CERTIFICATE OF SURVEY

PART OF THE NW 1/4,
SEC. 11-130-41

EXHIBIT

B



SCALE 1" = 300'



SHEET 1 OF 2

I hereby certify that this plan, plat, survey, specification, or report was prepared by me or under my direct supervision and that I am a duly Registered Professional Engineer & Land Surveyor under the laws of the State of Minnesota.

Otho C. Buxton

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CITY OF ASHBY

OTHO C. BUXTON

Professional Engineer & Land Surveyor

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DR.
OCB

DATE
9-4-99

FILE NO.

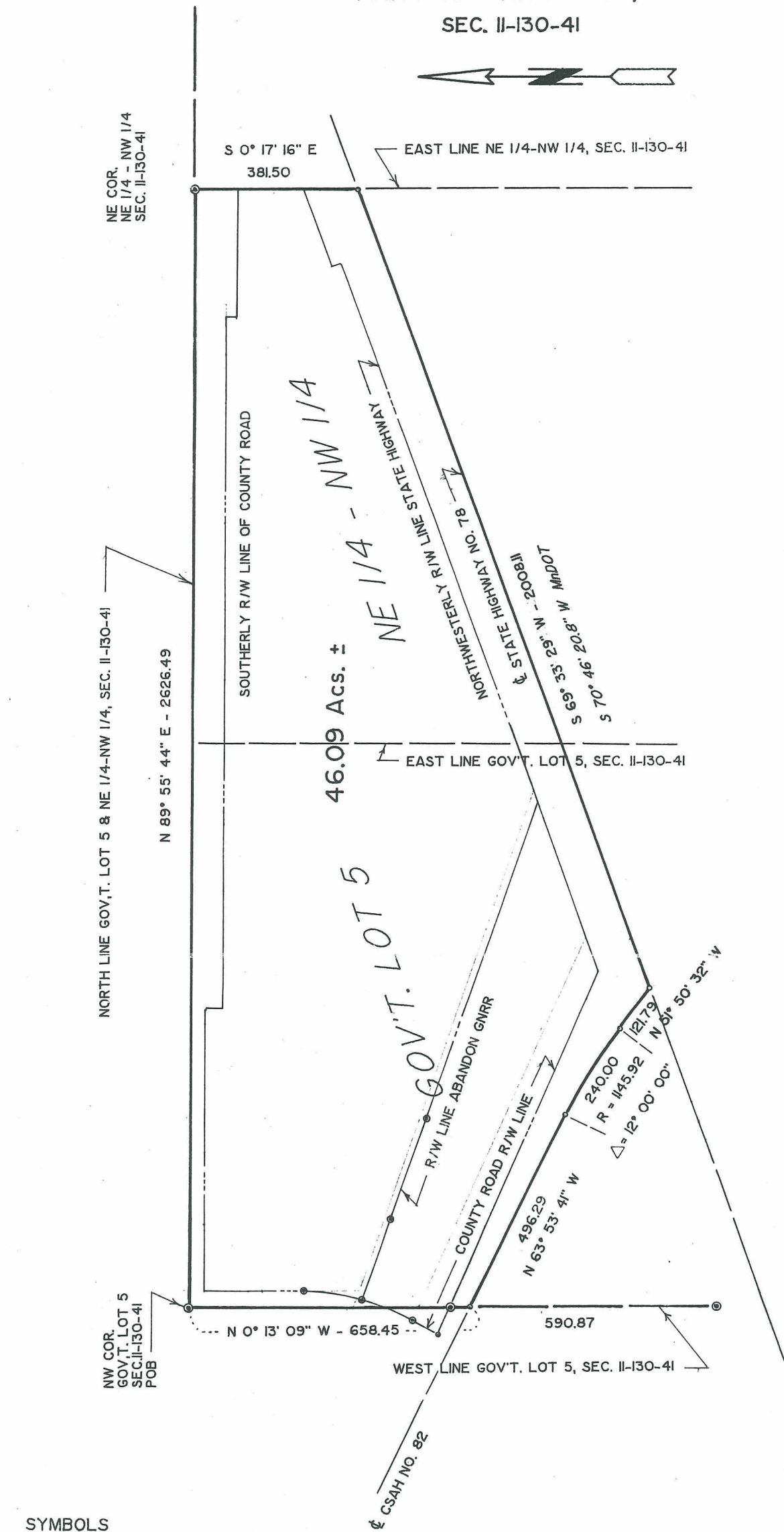
9926

CERTIFICATE OF SURVEY

PART OF THE NW 1/4,
SEC. 11-130-41

REC'D BY
MME
DEC 18 2000

REC'D BY
MME
MAR 05 2001



- SYMBOLS
- DENOTES IRON MONUMENT FOUND
 - DENOTES IRON ROD SET
 - MnDOT DENOTES MEASUREMENT OF RECORD (SLANT)

SCALE 1" = 300'

SHEET 1 OF 2

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