

MAY 21 2004

## RESOLUTION FOR ORDERLY ANNEXATION

1. The Township of St. Joseph and the City of Waite Park have entered into an Orderly Annexation Agreement approved by the Municipal Board May 8, 2001 as OA-524, and, pursuant to Section 7, Subdivision B, Paragraph 3, states if the owners of 100% of the parcels of property in the affected area have petitioned to annex, the City Council will, as an agenda item at their next regular meeting, review the petition for consideration of annexation.
2. The City Clerk/Administrator received a petition for annexation on December 9, 2003 signed by the property owners of title for the following described property, all of which are governed by the OA Agreement.

See attached legal description (Exhibit "A")

3. The City Council agrees to reimburse the Township pursuant to Minnesota Statutes 414.036 and Section 4 of the OA Agreement, for the taxes to be collected on this property according to the following schedule:

2005	60%
2006	50%
2007	40%
2008	30%
2009	20%

In the year 2010 and every year thereafter, all pertinent tax revenue will be the property of the City.

4. Upon annexation the property shall be zoned as I-1-Industrial, subject to the requirements according to City Ordinance and future amendments to such Zoning Ordinance.
5. The OA agreement states the Town and City mutually agree and state that this Resolution and Agreement sets forth all the conditions for annexation of the areas designated, and that no consideration by the Municipal Board is necessary. The Board may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this Resolution.

Approved by the City of Waite Park this 3<sup>rd</sup> day of May, 2004.

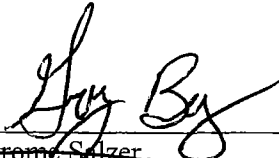
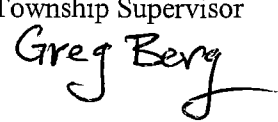
(seal)

ATTEST:

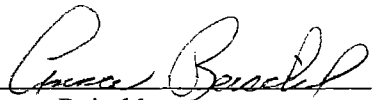
Mayor

Jill M. Bauer  
Jill M. Bauer, Interim Administrator-Clerk-Treasurer

Resolution for Orderly Annexation  
Page 2

  
\_\_\_\_\_  
~~Jerome Salzer~~  
Township Supervisor  


ATTEST:

  
\_\_\_\_\_  
Anna Reischl  
Township Clerk 12/8/03

REC'D BY  
MMR

MAY 21 2004

May 19, 2004

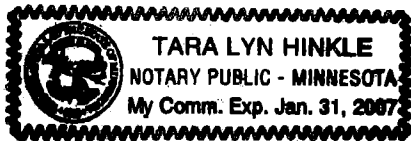
State of Minnesota  
County of Stearns

I certify that this "Resolution For Orderly Annexation" is a true and correct copy of a document in the possession of the City of Waite Park.

Dated: 5/19/04

*Tara L. Hinkle*

Tara Hinkle  
Notary Public



My commission expires: 1/31/07

EXHIBIT "A"  
RESOLUTION OR ORDERLY ANNEXATION  
05/03/04

PROPERTY DESCRIPTION FOR ANNEXATION TO THE CITY OF WAITE PARK

Lots 5, 6, and 7, Block 1, and Lots 1, 2, 3, 4, 23, 24 and 25, Block 2, and Lots 1 and 2, Block 3, INDUSTRIES WEST, according to the recorded plat thereof, Stearns County, Minnesota,

together with that part of 74<sup>th</sup> Avenue South, dedicated as Westway Drive East on said plat of INDUSTRIES WEST, lying between the westerly extensions of the north line of said Lot 5, Block 1, and the southerly line of said Lot 7, Block 1,

together with that part of 75<sup>th</sup> Avenue South, dedicated as Westway Drive West on said plat of INDUSTRIES WEST, lying north of the westerly extension of the south line of said Lot 23, Block 2, and southerly of the south right of way of Stearns County Road No. 138,

together with West Drive, as dedicated on INDUSTRIES WEST PLAT 2, according to the recorded plat thereof, Stearns County, Minnesota,

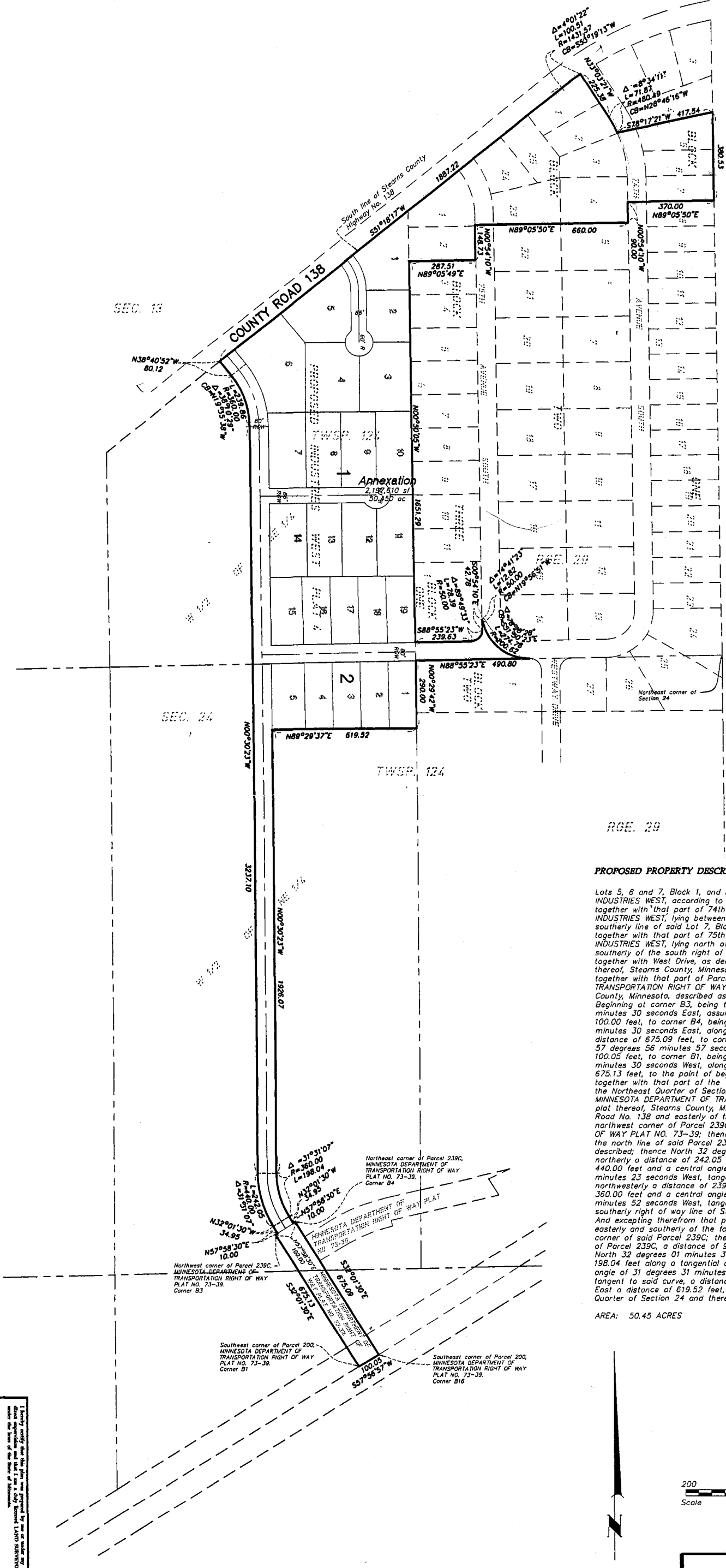
together with that part of Parcels 239C and 200 as shown on MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39, according to the recorded plat thereof, Stearns County, Minnesota, described as follows:

Beginning at corner B3, being the northwest corner of said Parcel 239C; thence North 57 degrees 58 minutes 30 seconds East, assumed bearing along the north line of said parcel 239C, a distance of 100.00 feet, to corner B4, being a northeast corner of said parcel 239C; thence South 32 degrees 01 minutes 30 seconds East, along a northeasterly line of said parcel 239C and its southerly extension, a distance of 675.09 feet, to corner B16, being the southeasterly corner of said Parcel 200; thence South 57 degrees 56 minutes 57 seconds West, along the southeasterly line of said Parcel 200, a distance of 100.05 feet, to corner B1, being the southwest corner of said Parcel 200; thence North 32 degrees 01 minutes 30 seconds West, along the southwesterly line of said parcels 200 and 239C, a distance of 675.13 feet, to the point of beginning.

Together with that part of the West Half of the Southeast Quarter of Section 13, and the West Half of the Northeast Quarter of Section 24, all in Township 124, Range 29, Stearns County, lying north of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39, according to the recorded plat thereof, Stearns County, Minnesota, and southerly of the southerly right of way of Stearns County Road No. 138 and easterly of the following described line: Commencing at corner B3, being the northwest corner of Parcel 239C, as shown on said MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39; thence North 57 degrees 58 minutes 30 seconds East, assumed bearing along the north line of said Parcel 239C, a distance of 10.00 feet to the point of beginning of the line to be described; thence North 32 degrees 01 minutes 30 seconds West a distance of 34.95 feet; thence northerly a distance of 242.05 feet along a tangential curve concave to the east having a radius of 440.00 feet and a central angle of 31 degrees 31 minutes 07 seconds; thence North 00 degrees 30 minutes 23 seconds West, tangent to said curve, a distance of 3237.10 feet; thence northerly and northwesterly a distance of 239.86 feet along a tangential curve concave to the west having a radius of 360.00 feet and a central angle of 38 degrees 10 minutes 29 seconds; thence North 38 degrees 40 minutes 52 seconds West, tangent to said curve, a distance of 80.12 feet, more or less, to said southerly right of way line of Stearns County Road No. 138 and there terminating.

And excepting therefrom that part of said West Half of the Northeast Quarter of Section 24 lying easterly and southerly of the following described line; Commencing at corner B3, being the northwest corner of said Parcel 239C; thence North 57 degrees 58 minutes 30 seconds East, along said north line of Parcel 239C, a distance of 90.00 feet to the point of beginning of the line to be described: thence North 32 degrees 01 minutes, 30 seconds West a distance of 34.95 feet; thence northerly a distance of 198.04 feet along a tangential curve concave to the east having a radius of 360.00 feet and a central angle of 31 degrees 31 minutes 07 seconds; thence North 00 degrees 30 minutes 23 seconds West, tangent to said curve, a distance of 1926.07 feet; thence North 89 degrees 29 minutes 37 seconds East a distance of 619.52 feet, more or less, to the east line of said West Half of the Northeast Quarter of Section 24 and there terminating.

AREA:        50.45 acres



**PROPOSED PROPERTY DESCRIPTION FOR ANNEXATION TO THE CITY OF WAITE PARK:**

Lots 5, 6 and 7, Block 1, and Lots 1, 2, 3, 4, 23, 24 and 25, Block 2, and Lots 1 and 2, Block 3, INDUSTRIES WEST, according to the recorded plat thereof, Stearns County, Minnesota, together with that part of 74th Avenue South, dedicated as Westway Drive East on said plat of INDUSTRIES WEST, lying between the westerly extensions of the north line of said Lot 5, Block 1 and the southerly line of said Lot 7, Block 1, together with that part of 75th Avenue South, dedicated as Westway Drive West on said plat of INDUSTRIES WEST, lying north of the westerly extension of the south line of said Lot 23, Block 2 and southerly of the south right of way of Stearns County Road No. 138, together with West Drive, as dedicated on INDUSTRIES WEST PLAT 2, according to the recorded plat thereof, Stearns County, Minnesota, together with that part of Parcels 239C and 200 as shown on MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39, according to the recorded plat thereof, Stearns County, Minnesota, described as follows:

Beginning at corner B3, being the northwest corner of said Parcel 239C; thence North 57 degrees 58 minutes 30 seconds East, assumed bearing along the north line of said parcel 239C, a distance of 100.00 feet, to corner B4, being a northeasterly corner of said parcel 239C; thence South 32 degrees 01 minutes 30 seconds East, along a northeasterly line of said parcel 239C and its southerly extension, a distance of 675.09 feet, to corner B16, being the southeasterly corner of said Parcel 200; thence South 57 degrees 56 minutes 57 seconds West, along the southeasterly line of said Parcel 200, a distance of 100.05 feet, to corner B1, being the southwest corner of said Parcel 200; thence North 32 degrees 01 minutes 30 seconds West, along the southwesterly line of said parcels 200 and 239C, a distance of 675.13 feet, to the point of beginning.

together with that part of the West Half of the Southeast Quarter of Section 13, and the West Half of the Northeast Quarter of Section 24, all in Township 124, Range 29, Stearns County, lying north of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39, according to the recorded plat thereof, Stearns County, Minnesota, and southerly of the southerly right of way of Stearns County Road No. 138 and easterly of the following described line; Commencing at corner B3, being the northwest corner of Parcel 239C, as shown on said MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-39; thence North 57 degrees 58 minutes 30 seconds East, assumed bearing along the north line of said Parcel 239C, a distance of 10.00 feet to the point of beginning of the line to be described; thence North 32 degrees 01 minutes 30 seconds West a distance of 34.95 feet; thence northerly a distance of 242.05 feet along a tangential curve concave to the east having a radius of 440.00 feet and a central angle of 31 degrees 31 minutes 07 seconds; thence North 00 degrees 30 minutes 23 seconds West, tangent to said curve, a distance of 3237.10 feet; thence northerly and northwesterly a distance of 239.86 feet along a tangential curve concave to the west having a radius of 360.00 feet and a central angle of 38 degrees 10 minutes 29 seconds; thence North 38 degrees 40 minutes 52 seconds West, tangent to said curve, a distance of 80.12 feet, more or less, to said southerly right of way line of Stearns County Road No. 138 and there terminating.

And excepting therefrom that part of said West Half of the Northeast Quarter of Section 24 lying easterly and southerly of the following described line; Commencing at corner B3, being the northwest corner of said Parcel 239C; thence North 57 degrees 58 minutes 30 seconds East, along said north line of Parcel 239C, a distance of 30.00 feet to the point of beginning of the line to be described; thence North 32 degrees 01 minutes 30 seconds West a distance of 34.95 feet; thence northerly a distance of 198.04 feet along a tangential curve concave to the east having a radius of 360.00 feet and a central angle of 31 degrees 31 minutes 07 seconds; thence North 00 degrees 30 minutes 23 seconds West, tangent to said curve, a distance of 1926.07 feet; thence North 89 degrees 29 minutes 37 seconds East a distance of 619.52 feet, more or less, to the east line of said West Half of the Northeast Quarter of Section 24 and there terminating.

AREA: 50.45 ACRES

REC'D BY  
MMB  
MAY 21 2004



**INDUSTRIES WEST  
PLAT 4**  
Waite Park, Minnesota

Date: 12/01/03  
**DESCRIPTION  
SKETCH**

Lee A. Brown  
41886