

September 28, 2004

**RESOLUTION #2004-201**

REC'D BY  
M M B

OCT 13 2004

**AMENDING DECLARATION OF INTENT OF THE CITY OF PARK RAPIDS TO  
ANNEX A LOT IN THE VICINITY OF US HWY 71  
AND BEING A PART OF AREA II IN THAT JOINT RESOLUTION FOR  
ORDERLY ANNEXATION BETWEEN THE CITY AND TODD TOWNSHIP**

**WHEREAS**, the Park Rapids City Council adopted Resolution #2004-69 on March 23<sup>rd</sup>, 2004 declaring their intent to annex a lot in the vicinity of the orderly annexation area of Todd Township and amended said resolution on July 27<sup>th</sup>, 2004 as per Resolution #2004-162, and shall amend as follows; and,

**WHEREAS**, the City of Park Rapids and Todd Township entered into a Joint Resolution for Orderly Annexation (the "Agreement") dated in May 2002, and filed as file no. A-6560 with Minnesota Planning, such file is now known as the orderly annexation case number OA-854; and,

**WHEREAS**, pursuant to said Agreement an "Area II" was created consisting of four property owners whose lands were located in "Area I" but whose lands were not annexed pursuant to the Agreement; and,

**WHEREAS**, the Agreement provides, in part, that if any of the four lots are sold at any time during the ten year term of the Agreement, such lot "shall be subject to immediate annexation on or after the date of closing"; and,

**WHEREAS**, the lot identified in Area II, consisting of .50 acres, as owned by Jerry McDonald and Carole McDonald was sold and closed as evidenced by the deed attached to this resolution; and,

**WHEREAS**, to annex the land the City need only execute a resolution annexing the land and file the same with the Department of Administration, and that upon receipt thereof the Department, pursuant to M.S. 414.0325, may review and comment, but shall, within thirty (30) days of receipt of said resolution, order the annexation of the area designated therein in accordance with the terms and conditions of the Joint Resolution.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Park Rapids, County of Hubbard, Minnesota, that: The lands as described on the attached deed are hereby declared as annexed to the City of Park Rapids.

**BE IT FURTHER RESOLVED**, that No Hearing is Required: The City Clerk is directed to file a copy of this resolution with the Department of Administration, Boundary Adjustments, pursuant to M.S. 414.0325, for review and comment.

The foregoing resolution was moved by Councilmember Tague, seconded by Carroll.

The following Councilmembers voted in favor: Carroll, Kinkel, Tague, Zirkle.

The following Councilmembers voted nay: None.

The following Councilmembers absent: Godfrey

(seal)

Attest



Margie M. Vik  
City Clerk

Adopted this 28<sup>th</sup> day of September 2004.

  
Acting Mayor Nancy Carroll

I hereby certify this is a true and correct copy of a resolution on file in my office adopted by the City Council on 9-28-04.

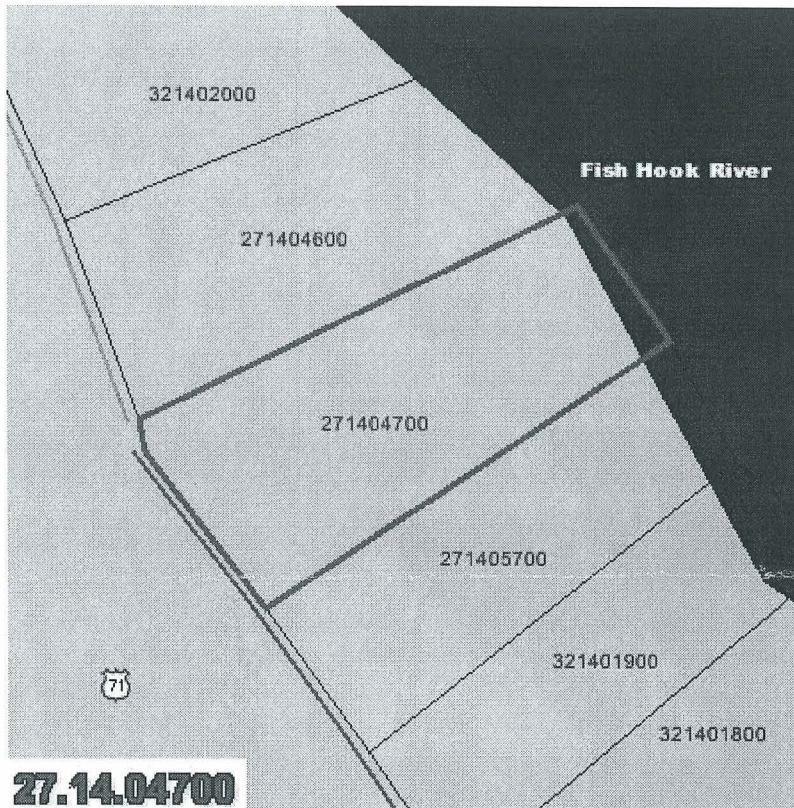
 10-5-04  
City Clerk Margie M. Vik- Date

All that part of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Fourteen (14), Township One Hundred Forty (140), Range Thirty-five (35), described as follows, to-wit: Commencing at a point where the East boundary line of U.S. Highway #71 as laid out and established in the year of 1950 over and across said Section, intersects the South boundary line of the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , said Section, Township, Range; thence extending Northerly on and along the East right of way line of said highway, a distance of 800 feet to the point of beginning of the land hereby conveyed, said point of beginning being immediately adjacent to the Northwest corner of the tract of land heretofore conveyed to Leo P. Falconer and Helen Falconer, his wife, as described in deed dated June 15, 1948, and recorded in the office of the Register of Deeds, for said County and State, in Book 82 of Deeds, page 282; thence extending Northerly on and adjacent to the East boundary line of said U.S. Highway #71, a distance of 100 feet to the point of intersection between U.S. Highway #71 and Old Itasca Road; thence extending further Northerly upon and adjacent to East right of way line of Old Itasca Road, a distance of 15 feet; thence Easterly to the water's edge of Fish Hook River at a point 80 feet Northerly from the Northeast corner of the tract heretofore conveyed to Leo P. Falconer and Helen Falconer, his wife; thence Southerly along the water's edge of Fish Hook River, a distance of approximately 80 feet to the Northeast corner of the tract of land heretofore conveyed to Leo P. Falconer and Helen Falconer, his wife; thence Westerly along and adjacent to the North boundary line of said tract, heretofore conveyed to Leo P. Falconer and Helen Falconer, his wife, to the point of beginning of the tract hereby conveyed. Subject to Boundary Line Agreement dated August 29, 1975 and filed September 10, 1975 at 11:30 a.m. in Book H of Miscellaneous on page 168.

REC'D BY  
MMB

OCT 13 2004





REC'D BY  
MMB

JUL 06 2004



T140N-R35W  
Todd Twp

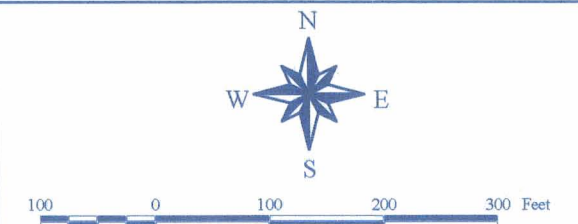
Sec 14

RECD BY  
JUL 27 2004  
AUG 27 2004

LEGEND

- Plat Boundary
- Parcel Line
  - Parcel Boundary - Lake or Pond
  - Parcel Boundary - River or Stream
  - River or Stream not a Parcel Boundary
  - Lake or Pond not a Parcel Boundary
  - Forty or Lot Line
  - Road R/W
  - Trunk Hwy, CSAH, or County Road CL
  - Twp or Local Road CL
  - Rec Trail CL
  - 270000000 Parcel Number
  - City of Park Rapids

Plotted: August 25, 2004



NOTE:  
This drawing has been compiled for tax purposes from information on file at the Hubbard County Courthouse.

This drawing is to be used for reference purposes only and not to be used for boundary location!

Hubbard County does not assume any liability for errors, omissions, or inaccuracies herein contained.

Parcel Report : 8/16/99  
Created By PW & A Date 3/00  
Update Report: Date 8/2/04  
Updated By GIS Dept Date 8/04

HUBBARD COUNTY  
G.I.S. DEPT.  
301 COURT AVE.  
PARK RAPIDS, MN 56470  
(218)732-2304

