

OA-954-1 Avon
City Signed Resolution 7-7-03
Town Signed Resolution 8-6-03

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE ACTING DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF AVON AND THE)
TOWN OF AVON PURSUANT TO MINNESOTA) ORDER
STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Avon and the Town of Avon; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Avon pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, on September 12, 2003, the Acting Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Avon, Minnesota, the same as if it had originally been made a part thereof:

That part of Government Lot 1, Section 21, Township 125, Range 30, Stearns County, Minnesota which lies southwesterly of Line 1 described below, northerly of Line 2 describe below and easterly of the easterly right of way line of the Lane as shown on BRIX ADDITION, a duly recorded plat, except therefrom the three following described parcels:

1. Beginning at the southeast corner of Lot 1 of said BRIX ADDITION; thence west along the south line thereof for 184.40 feet to an iron monument being the northeast corner of Lot 2 in

said BRIX ADDITION; thence southwesterly along the easterly line of said Lot 2 for 30.00 feet; thence South 71° 45' East for 85.20 feet; thence North 58° 00' East for 46.00 feet; thence North 74° 35' East 75.00 feet to a point on the westerly right of way line of County Road No. 9; thence northwesterly to the point of beginning.

2. Beginning at the northeast corner of Lot 21 of said BRIX ADDITION; thence southeasterly along the northerly line of said Lot 21 produced for 168.00 feet; thence southwesterly for 51.50 feet to a point on the southerly line of said Lot 21 produced distant 143.92 feet southeasterly of the southeast corner of said Lot 21; thence northwesterly along the southerly line of said Lot 21 produced for 20.00 feet; thence southwesterly to the southeasterly corner of Lot 25 in said BRIX ADDITION; thence continue along the last mentioned line to the shore of Lower Spunk Lake; thence northwesterly to the southwest corner of said Lot 25; thence northeasterly to the southeast corner of said Lot 25; thence northwesterly to the northeast corner of said Lot 25; thence northeasterly along the easterly lines of Lot 24, 23, 22, and 21 to the point of beginning.
3. Beginning at a point on Line 1 described below distant 1220.34 feet northwesterly, as measured along said Line 1, of its point of beginning; thence South 58° 53' 32" West for 334.23 feet; thence North 33° 00' 50" West for 186.39 feet; thence North 29° 15' 12" East for 183.18 feet; thence North 58° 16' 50" East for 40.47 feet; thence North 74° 51' 50" East for 75.50 feet; thence North 60° 57' 31" East for 49.94 feet to said Line 1; thence southeasterly along said Line 1 for 255.88 feet to the point of beginning.

Subject to the right of way of County Road No. 9 as per easement recorded in Book 263 of Deeds, page 2 in the office of the County Recorder in and for said county.

Line 1: Beginning at the southeast corner of said Section 21, from which the east line of said section is assumed to bear North 0° 58' 23" East; thence North 0° 09' 45" East for 153.77 feet; thence deflect to the left along a tangential curve, having a radius of 758.45 feet and a central angle of 46° 09' 48", for 611.08 feet; thence North 46° 00' 03" West on tangent to said curve for 359.44 feet; thence deflect to the right along tangential curve, having a radius of 1188.91 feet and a central angle of 23° 45' 00", for 492.82 feet and there terminating.

Line 2: Commencing at the southeast corner of said Section 21; thence West (assumed bearing) along the south line of said Section 21 for 1305.84 feet to the point of beginning of the line to be described; thence North 41° 31' 13" East for 96.17 feet to the most easterly corner of Lot 25; BRIX ADDITION; thence North 40° 54' 07" East for 196.84 feet; thence South 74° 24' 12" East for 20.00 feet; thence North 40° 54' 07" East for 51.50 feet; thence South 74° 24' 12" East for 563.15 feet; thence North 50° 49' 31" East for 359.48 feet; thence East parallel with said south line of Section 21 for 41.80 feet to the northwesterly line of Lot 19, GEORGE ADDITION, a duly recorded plat; thence northeasterly along the northwesterly line of said Lot 19 and along the northeasterly extension thereof to Line 1 described above and there terminating.

LESS: That part of Government Lot 1, Section 21, Township 125 Range 30, described as follows: Commencing at the SE corner of Lot 3, Brix Addition; thence South 79° 56' 42"

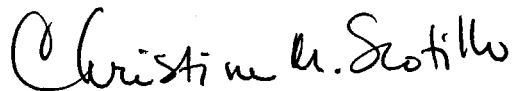
East along the Southerly line of said Lot 3 extended 69.50 feet; thence S. 29° 15' 12" West 114.78 feet to an iron monument in place, the point of beginning of the tract to be described; thence South 33° 00' 50" East 283.12 feet to an iron monument in place; thence South 17° 14' 46" West 285.89 feet; thence N. 72° 45' 14" West 235.96 feet to the Easterly right of way line of Lane as platted in said Brix Addition; thence N. 17° 14' 46" East along the Easterly line of said lane 408.87 feet; thence North 14° 49' 46" East along the Easterly line of said lane 57.20 feet; thence South 75° 10' 14" East 20.67 feet to the point of beginning.

LESS: The property situated in Avon Township described as a tract of land lying in and being a part of Government Lot 1, Section 21, Township 125, Range 30 bounded by a line described as follows: Commencing at a point on the Easterly line of Lot 2, Brix Addition, said point being 30 feet Southerly of the Iron Monument at the NE corner of said Lot 2; thence South 71° 45' East a distance of 85.20 feet to a point (X) on the Northerly right of way line of a 20 foot public roadway leading from the Southerly lots of said Brix Addition to the State Aid Road which abuts the Easterly line of Lot 1, Brix Addition; thence from said point X along the Northwesterly right of way line of said 20 foot public roadway South 29° 15' 12" to a point (Y) said Point Y being a point where an extension of the Southerly line of Lot 3, Brix Addition would intersect the Northwesterly right of way line of the aforesaid 20 foot public roadway; thence from said Point Y Northwesterly to the SE corner of Lot 3, Brix Addition; thence along the Easterly line of Lots 2 & 3 of Brix Addition, Northeasterly 90.60 feet to the point of beginning, said tract being conveyed for purpose of attachment to a contiguous lot, to-wit; Lots 2 & 3, Brix Addition, and which tract hereafter shall not be considered a separate tract, lot, parcel or subdivision of land for purposes of conveyance, but rather a part of the lot to which it is being attached.

Parcel No. 42.26200.000

Dated this 12th day of September, 2003.

For the Acting Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments