304 Capitol Squars Building
loih \& Cedar Sireets
St. Poul, Minnesotc 55101
Nov. 23,1973

Mr. Jack Anmstrong
Assistant Secretary of State
State Office Building
St. Paul, Minnesota
Re: Municipal Conmission Docket Number $\qquad$ $A-2456$ (OA)

Dear Mr. Anderson:
The subject ordes of the Minnesota Municipal Commission makes the following changes in the population of the named units of government:
$\qquad$
is increased by 146

A new municipality named $\qquad$
has been created with a population of $\qquad$

The $\qquad$
has been dissolved.
Official Date of the Order November 12, 1973
Other $\qquad$

Howard L. Kaibel, Jr. Executive Secretary
$\# 25456$
STATE OF MINNESOTA DEPARTMENT OF STATE

FILED

- NOYI 41973
alles
Sewu.s. dy State
** **
A-2456 (OA) City of Hutchinson
* Acoma, Lynn, Hassan Valley and Hutchinson Townships

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson
Thomas J. Simmons
Gerald Isaacs
Ernie Bullert
Lawrence Fiecke

- Chaiman

Vice Chaimman
Member
Ex-Officio Member
Ex-Officio Member

IN THE MATTER OF THE PROCEEDINGS TAKEN ,
UPON THE JOINT RESOLUTION OF THE CITY, )
OF HUTCHINSON AND THE TOWNSHIPS OF LYNN, ) EINDINGS OF FACT ACOMA, HASSEN VALLEY AND HUTCHINSON, , MCLEOD COUNTY, MINNESOTA, DESIGNATING , AN UNINCORPORATED AREA AS IN NEED OF , ORDERLY ANNEXATION AND CONEERRING JURISDICTION OVER SAID AREA TO THE MINNESOTA MUNICIPAL COMMISSION PURSUANT TO MINNESOTA STATUTES 414, AS AMENDED

The above entitled matter was duly presented to the Minnesota Municipal Comission by joint resolution of the City of Hutchinson and Townships of Acoma, Lynn, Hassen Valley and Hutchinson, McLeod County, Minnesota, designating a certain area therein described as in need of orderly annexation. Pursuant to said resolution and upon proper notice, the Minnesota Municipal Commission duly convened a public hearing held on the 6th day of August, 1973 at 10:00 0'clock A.M. at the City Hall of the City of Hutchinson. The City of Hutchinson appeared by and through Curtis M, Bradford, Assistant City Attorney, City of Hutchinson and the said townships appeared by and through Harald Hendricksen, Attorney at Law, Glencoe, Minnesota. The hearing was conducted by the Executive Secretary of the Commission pursuant to Minnesota Statutes 414.01, Subd. 12. Evidence was then and there offered and received. No one appeared in opposition to the annexation.

After due and careful consideration of all the evidence so offered and taken, together with all records, files and proceedings had and taken herein, and being duly advised in the premises, the Minnesota Municipal Commission now makes and files the following as and for its Findings of Fact, Conclusions of Law and Order:

## FINDINGS OF FACT

The Minnesota Municipal Commission makes for its Findings of Fact:

1. That a joint resolution as to the orderly annexation of the property therein described was duly adopted by and through their nespective goveming bodies as follows:

| City of Hutchinson | June 26,1973 |
| :--- | :--- |
| Township of Hutchinson | July 2,1973 |
| Township of Hassan Valley June 28,1973 |  |
| Township of Lynn | June 27,1973 |
| Township of Acoma | July 6,1973 |

That a copy of said joint resolution is attached hereto and made a part hereof; and that said resolution was filed with the Secretary of the Minnesota Municipal Comission on July $18,1973$.
2. That pursuant to said resolution the Secretary of the Minnesota Municipal Comission set a hearing for August 6,1973 at 10:00 o'clock A.M. at the City Hall of Hutchinson, Minnesota; that due and timely notice was given, served and published as required by 1aw.
3. That the area to be annexed abuts the City of Hutchinson.
4. That the area to be annexed is characterized by residential and commercial development or plans for such development.
5. That the City of Hutchinson is capable of and it is practical
for it to provide the following municipal services within a reasonable time to the area proposed for annexation:
a. Improved fire protection by use of the city fire hydrants.
b. Improved police protection.
c. Senvices of the city library.
d. Services of the city building inspector and plumbing inspector.
e. Use of the city's parks and recreational facilities.
f. Improved streets and maintenance.
g. Utilization of the city's burglar warning system.
h. Water, sewer and storm sewer improvements.
6. That the annexation of said area will not impair the ability of the respective townships to function.
7. That the townships in which the area to be annexed lies have no plans for the installation of water, sewage or storm sewer facilities.
8. That the area to be annexed is a logical area for residential, commercial and industrial expansion and said area requires municipal planning and zoning for the proper use and development of said area.
9. That municipal government and services are required in the area herein ordered annexed for the preservation and protection of public health, safety and welfare of said area and the inhabitants thereof,
10. That the population of the area proposed for immediate annexation is 146 , of which 68 is attributable to the part situated
within the Town of Lynn, 34 within the Town of Hutchinson, 44 within the Town of Acoma.
11. That the City of Hutchinson will incur increased costs as a result of this annexation for road maintenance and fire and police services estimated at $\$ 18,600.00$ per year.
12. That the period of time reasonably required effectively to provide full municipal senvices to the annexed area is five (5) years.

## CONCLUSIONS OF LAW

The Minnesota Municipal Commission determines as its Conclusions of Law:

1. That the Minnesota Municipal Commission duly acquired, and now has, jurisdiction of the within proceeding.
2. That the area to be annexed herein is so conditioned and so located as to be properly subjected to municipal gavernment by the city of Hutchinson, Minnesota, on is about to become unban on suburban in character.
3. That the interests of the City of Hutchinson and the area to be annexed would be served best by the annexation of said area to the City of Hutchinson, Minnesota.
4. That the municipal form of government and the corresponding municipal services are required in the area to be annexed for the preservation and protection of public health, safety and welfare in the area to be annexed and in the City of Hutchinson, Minnesota.
5. That the township form of government is not adequate to meet the problems found to exist in the area to be annexed.
6. That the City of Hutchinson can meet the problems existing in the area to be annexed, can remedy them and provide any and all
governmental services presently required and which may become
necessary in the future in the area to be annexed.
7. That the City of Hutchinson can properly provide for the orderly planning and regulation of growth and development in the area to be annexed.
8. That the City of Hutchinson should be allowed the option of establishing a special levy of $\$ 18,600.00$ for levy limitation purposes in each of the next five years.

## ORDER

IT IS HEREBY ORDERED: That the following described real estate lying in the Township of Acoma, County of McLeod, State of Minnesota, be and the same is hereby annexed to the City of Hutchinson the same as if it had originally been made a part thereof:


#### Abstract

Area $7_{4}$ All that part of the East Half of Section 36, township 117 North, Range 30 west described as follows: Begimirg at the Southeast corner of said Section 36; thence Horth along the east line of said Section 36 to the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 36; thence West along the South Iine of said Northeast Quarter of the Southeast Quarter of Section 36, a distance of 142 feet; thence North parallel to said East line of Section to the centerline of Minnesota Trunk Highway No. 7; thence Northeasterly along said centerline to said East line; thence North along said Bast line of Section 36 to a point 300 feet Northerly of said centerline of Highway No. 7 as measured at right angles to said centerline; thence Southwesterly parallel with said Highvay centerline to a point 20 feet East of the West line of said East Half of Section 36; thence North parallel to said West line to the North Iine of the Southwest Quarter of the Northwest Quarter of the Southeast Quarter of eaid Section 36; thence West along said North line, 20 feet, to a point on said Vest line; to the Southerly Right of Way line of the former Minnesota Western Railway; thence Northeasterly along said Southerly Right of Way line of the Railway to the West line of the Southeast Quarter of the Southeast Quarter of said Section 36 ; thence South along said West line to the South line of said Section 36; thence Fast along said South line to the point of beginning.


Together with that part of Section 35 described as follows: Beginning at the Southwest corner of the North Half of the Southwest Quarter of the Northeast Quarter of said Section 36; thence East along baid South line to the Northeasterly Right of way line of County Road No. 12; thence Nortiwesterly along said Northeasterly Right of Way line to a point on the West line of the East Hals of said Section 36; thence South along said West line to the point of beginning.

Area 4 containing 87 acres more or less.

That the following described real estate lying in the Township of Lynn, County of McLeod, State of Minnesota, be and the same is hereby annexed to the City of Hutchinson the same as if it had originally been made a part thereof:

Area 1 The North One-Half of the North One-Half of the Northwest Quarter of the Northeast Quarter of Section 12, Hownship 116 North, Range 30 West. Containing 10 acres more or less.

Area 2 Beginning at the Southeast corner of the Southwest Quarter of Section I, Hownship 116 North, Range 30 West, also known as the Southwest corner of Lot 90 of Lynn Addition; inence North along the West line of said Lot 90 , a distance of 476 feet; thencs East parallel to the South line of said Lot 90 , a distance 453.75 feet; thence North parallel with the East line of Lot 90, a distance of 864 to the North line of said Lot 90 ; thence West along said Northline to the Northwest corner of Iot 90 , also known as the Northeast corner of Lot 92 of lynn Addition; thence South along the East line of said Lot 92 of Lymn Adaition, a distance of 225 feet; thence Westerly on a line parallel with the North line of Lot 92 to a point on the West Iine of Lat 92 , said West line being the centerline of Dale Street also known as County Road No. 7; thence Northeasterly along said centerline to a point 12.0 feet Southwesterly, as measured along said centerline, of the Northeast corner of Lot 94 of Lynn Addition; thence Westerly to a point on the West line of said Lot $94,9.0$ feet South of the Northwest corner of said Lot 94 ; thence Southerly along the. West line of said lot 94 to the Southwest corner of Lot 94 , said corner also known as the Northeast corner of the Southeast Quarter of the Southwest Quarter of said Section 1; thence West along the North line of the said Southeast Quarter of the Southwest Quarter to a point 230 feet Northwesterly of the centerIine of said Dale Street, as measured at right angles to said Centerline; thence Southwesterly parallel to said centerline; a distance of 250 feet; thence deflect to the left $90^{\circ}-00^{\prime}$, a distance of 30 feet; thence deflect to the right $90^{\circ}-00^{\prime}$ Sonthwesterly on a line parallel with and 200 feet Northwesterly of said centerline, as measured at right angles to said centerline to a point 200 feet North of the South line of said Section 1 ; thence Westerly parallel with said South line, a distance of 300 feet; thence South to a point on said South Iine of Section 1 ; thence Easterly along said South line to the point of. beginning. Containing 25 acres more or less.

AREA 2-A The Norti. ast Quarter of the Northeast Qua, ver of the Southwest Quarter of Section 1, Tawnehip 116 North, Bange 30 West. Containing 10 Acres more or less.

AREA 2-B Begirming at the Southwest corner of Section 1, Township 116 North, Range 30 West; thence North along the West line of said Section 1, a djstance of 368.22 feet; thence Easterly on a line parallel with the South line of said Section 1; a distance of 657.98 feet; thence deflect to the right $90^{\circ}-09^{\prime}-30^{\prime \prime}$, a distance of 368.22 feet to the South line of said Section 1 ; thence Westerly along said South line for 657.5 feet to the point of beginning. Containing 5.5 acres more or l.ess.

AREA 6 That part of Section 2, Township 116 North, Range 30 West described as follows: Beginning at the Southwest corner of Section 36, Tounship 117 North, Range 30 West, said point being on the North line of said Section 2; thence South on a Iine parallel with the East Iine of the Northeast of Section 2 to the North Shore line of Otter Lake (Crow River); thence generally Northeasterly aiong said North Shore Iine to the East Iine of said Section 2, thence South along said East line to a point 250 feet North of the Southeast corner of said Northeast Quarter of Section 2; thence West 2700 feet; thence South to a point on the extension of the North line of "First Addition to Maryview"; thence Westerly along said extension and the North Iine of said "First Addition" to the Easterly and Southerly Shore line of Otter Lake (Crow River); thence generally Northeasterly along said Easterly and Southerly Shore line to the West Iine of the Northeast Quarter of said Section 2; thence North along said West line to the Northwest corner of said Northeast Quarter; thence East along the North Iine of Section 2 to the point of beginning.

Together with all of the Crow River, also known as Mill Pond, located in Section 1, T $116 \mathrm{~N}, \mathrm{R} 30 \mathrm{~W}$.

Together with all of Lots 6, 7 and 9 and the West 80 feet of lot 5 in Auditors Plat of that part of the NW\% of Section 1, T $116 \mathrm{~N}, \mathrm{R}$ 30 W, lying South of the Mill Pond.

Together with Lots 8, 10, 19 and 20 of Auditors plat of that part of the NW/ of Section I, T $116 \mathrm{~N}, \mathrm{R} 30 \mathrm{~W}$, Iying South of the Mill Pond except the following tract:

Beginning at a point on the South line of said Northwest Quarter, a distance 60 feet Westerly of the Southerly extension of the Westerly lines of Lots 6 through 10, Block Two, Peterson's School Addition; thence Northerly parallel with said West line to the Westerly extension of the SoutherIy line of Block 4 of Larson's Subdivison; thence Easterly along the Westerly extension of said Southerly line to the Southwest corner of said Block 4; thence Northerly along the West line of said Larson's Subdivision to the Southwest corner of Lot 1, Block 1, Larson's Second Subdivision; thence Westerly along the Westerly extension of the Southeriy line of ssid Lot $I$, a distance of 150 feet; thence Northerly parallel with the West line of said Larson!s Subdivision a distance of 160 feet to the North line of Lot 19; thence Westerly along said North line to the East line of Lot 10;
thence Northerly along the East line of Lots 10 and 8 a distance of 46.5 feet thence Westerly on a lithe parallel with the South line of Lot 8 a distance of 540 feet; thence Southerly deflecting to the left 90 degrees, 00 minutes, a distance of 375 feet; thence Southeasterly deflecting to the left 50 degrees, 00 minutes, a distance of 645 feet to a point on a line parallel with and 150 feet Westerly of, as measured at right angles from, the West line of Peterson's School Addition and its Northerly extension; thence Southerly a distance of 550 feet to the South line of said Northwest Quarter; thence Fasterly along said South ine to the point of beginning containing 186 acres more or Iess:

That the following described real estate lying in the Township of Hassan Valley, County of McLeod, State of Minnesota, be and the same is hereby annexed to the City of Hutchinson the same as if it had originally been made a part thereof:

AREA 3-A That part of Section 5, Township 116 North, Eange 29 West described as follows:

Beginning at the Northwest Corner of said Section 5 ; thence South along the West line of said Section 5 a distance of 824 feet; thence East a distance of 530 feet; thence North a distance of 774 feet; thence East a distance of 1514.07 feet; thence North a distance of 50.0 feet to a point on the North line of said section 5; thence West along said North line to the point of beginning, containing 12 acres more or less.

That the following described real estate lying in the Township of Hutchinson, County of Moleod, State of Minnesota, be and the same is hereby annexed to the city of Hutchinson the same as if it had originally been made a part thereof:

AREA 3 That part of the Southwest Quarter of Section 32, 217 N, R 29 W described as follows:

Beginning at the Southwest corner of said Section 32; thence North alone the West Iine of said SW/ of Section 32 to a point 10.0 feet South of the Northwest corner of Lot 8 of Auditor's Plat of the West Helf of said Section 32; thence Jast parallel to the North Iine of Lots 8 and $?$ to a point 63.9 feet East and 10.0 feet South of the Northwest corner of Lot 7, said point being 10.0 feet South of the Northwest corner of Ahrens Highland Park Subdivision; thence South along the West line of Ahrens Highland Park Subdivision to the Southwest corner of said subdivision; thence East 66.00 feet along the South line of said subdivision; thence South parallel to the West line of Lot 11 of said Auditor's Flat to the South Inne of said Lot 11, said line being the centerline of Trunk Highway No. 7; thence East along said centerline of Trunk Highway 7 to the Northwest corner of Lot 1 of Auditor's PIat of Lot 14 of Auditor's Plat of the West Half of Section 32, T 117 N , R 29 W , thence South to the Southwest comer of said Lot 1 ; thence East 183 feet to the Southeast corner of Lot 2, thence North along the East line of said Lot 2 to the Northeast corner of said Lot 2 ; said point being on the centerline of Trunk Highay 7, thence East along said centerline to the Northwest corner of Lot 3 of Auditor's Plat of Lot 14 of Auditor's Plat of the West falt of Section 32, T 127 N , Range 29 West; thence South along the West Iine of Lot 8 to the Northeast corner of Lot 7; thence West 60.0 feet along the North line of Lot 7; thence South parallel to the East line of Lot 7 to a point on the South Iine of Lot 7 also known as the North line of Lot 12; thence East along said North line of Lot 12 to the Northeast corner of said Lot 12, thence South along the east line of Lots 12 and 13 to the South Iine of said SW\% of Section 32 ; thence West along the South Iine of said SW/4 of. Section 32 to the point of beginning. Excepting the following described tract:

That part of the Southwest Quarter of the Southwest Quarter of Section 32, T $117 \mathrm{~N}, \mathrm{R} 29 \mathrm{~W}$, which lies northerly of a line parallel with and distant Northerly 35 feet, measured at right angles thexeto from the centerline of the main track of Minnesota Western Railway Company, and Southwesterly of a line parallel with and distant Southwesterly 25 feet, measured at right angles thereto, from the centerline of the track of the Minnesota Western Railway Company, known as the Hutchinson Tile Spur, as said tracks are now located and constructed across the Southwest corner of said Section 32, containing ? acres, more or less.
AREA 5 That part of Lot 12 of Auditor's Plat of Auditor ${ }^{\text {s }}$ Plat of $5 \%$
Section 30 and N/2 Section 31, T 117 N, R 29 W known as Lots 1, 2, 3 ,
4 and 5 of Auditors Plat of Lot 12 of Auditor's Plat of the Sy Section
30 and $N / 2$ Section $31, T 117 N, R 29 \mathrm{~W}$ described as follows:
Beginning at the Southwest corner of the Southeast Quarter
of Section 30, T 117 N, R 29 W ; thence East along the South
Ine of said Southeast Quarter a distance of 667.5 feet;
thence deflect to the left $88^{\circ}-26^{\prime}$ a distance of 293.00 feet;
thence deflect to the left $91^{\circ}-34^{\prime}$ along a line parallel to
said South Iine a distance of 487.6 feet; thence deflect to
the right $89^{\circ}-47^{\prime}$ a distance of 358.75 feet; thence deflect
to the left $89^{\circ}-47^{\prime}$ along the North line of said Lot 12
to the West. Ine of said Southeast Quarter; thence South
along the West line of saia Southeast Quarter to the point
of beginning containing 5.5 acres more or less.

IT IS EURTHER ORDERED: That the annexation herein ordered shall be effective immediately.

IT IS FURTHER ORDERED: That the mill rate levy of the City of Hutchinson on the property herein ordered annexed shall be increased in substantially equal proportions over a period of five (5) years to equality with the mill levy of the property already within the city.

IT IS FURTHER ORDERED: That the population of the City of Hutchinson be, and the same hereby is increased by 146 for all purposes until the next state or federal census.

IT IS FURTHER ORDERED: That fon levy limitation purposes, the city of Hutchinson is hereby authorized to establish a special
levy in the amount of $\$ 18,600,00$ per yean for a period of five years to meet the increased costs as the result of this annexation pursuant to M.S. 414.01 , subd. 15.

Dated this 12 th day of November, 1973
MINNESOTA MUNICIPAL COMMISSION
304 Capitol Square Building
St. Paul, Minnesota 55101

vesubar Graham
Howard L. Kaibel, Jr:
Executive Secretary

CITY OF HUICHINSON; AND THE TOWNSHIPS OF ACOMA, LYNN, HASSAN VALLEY AND HUTCHINSON, McLEOD COUNTY, MINNESOTA.


WHEREAS, The Municipal Commission of tho State uE Minmesota, presently has before it for hearing and consideration the matters of annexing certain portions of Acoma Township, Ivan Tommship, Hussan Valley Towship and Hutchinson Township, al] of the County of McLeod; and,

WHEREAS, The Townships of Acoma, Lym, Hassan lalley, Hutchinson, and the City of Hutchinson are parties io said hearIngs; and,

WHEREAS, There is a basis fur agr ement between the parties to this matter upon which the putit ms presently before thu Mimesota Muncipal Comission can be settled, and the municipal mrities hereto desire to set forth suih rerms of setclement by means of this Resolution, individually, and jointly;

NOW, THEREFORE,

## I.

BE IT RESOLVED, By the Toum:hips of Acoma, Lvna, Hassan Valley, Hutchinson and the city of Hutchinson, its follows:
A. That the following described area in Acom Townthip is properly subject to annexation during the yoar 1473, under and pursuant to M.S.A. 414.033 Subdivision 3, subject to all the provisions hereinafter eontained in thi; Agreenumt:

Area 非
All that part of the Eabt Half of Section 36, township 117
 Southeast corner of sudd Section 36 ; thence North along the east line of said Section 36 to the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 36; thence West along the South line of said Northeast Quarter of the Southeast Quarter of Saction 36, a discance of 142 teet; thence North parallel to oadd Cast line of Section to the centerline of Minnesocs Trunk Mifghwy No. 7; thence Northeasterly along batd cencer Itare to bald East line; thence North along said eanc line of Section 36 eo a point 300 feet Northerly of cald centerinne of Mightay No. 7 as measured at Itght anglea to said centerline; chence Scutheaterly parallel with sald Hightay centerifne to point 20 feet East of the Hest lae of sada gast half of Sectidt 36; thence North parallel co said foot line to the South line of the North Half of the Southeent Quarter of the Northesst Quarter of said Section 36; thence East along said Southine to the Northeascerly Right of Hay 1 ine of County Rond No. 12; thence Northwesterly along mald Northeascerly Right of Way Line to the Weat line of the East half of said Section 36 ; thence South olong beld West line to the Southerly Right of Hay line of the former Minnesota Hestern Rallway; thence Northeasterly along said Southerly Right of Hay line of the Hailvay to the feat dine of the Southeast Qasarter of the Southemst Quater of said Section 36; chesce South along said West Ine to the South line of geld Secticn 36; thence East along bald Souch line to the point of begitaning. Conteining 87 Acres maxe or less.
E. That the following described cren in Lymi Tomship Is properly bubject to mmexation during the year 1973, under and pursuane to M.S.A. 414. 033 Subdivision 3, subject to all the provisions hereinafter contained

## In this Agreement:

Area 1 The North One-Half of the North One-Half of the Northwest Quarter of the Northeast Quarter of Section 12, Townehip 116 North, Range 30 West. Containing 10 acres more or less.

AREA 2 Beginning at the Southeast corner of the Southwest Quarter of Section 1, Township 116 North, Range 30 Hest, also known as the Southest corner of Lot 90 of Lymn Addition; thence North along the West line of scid Lot 90 , a distance of 476 feet; thence Lest parallel to the South line of sald Lot 90 , a distance 453.75 feet; thence North parallel with the East ine of Lot 90, a dis. tance of 864 to the North line of sald Lot 90 ; thence West along said Northline to the Northest corner of Lat 90, also known as the Northeast corner of Lat 92 of Lynn Addition; thence South along the East inine of sald tot 92 of Lyna Addition, a distance of 225 feet; thence Westeriy on a Ine parsilel with the North line of lot 92 to a point on the West line of lot 92 , sald West ine being the centerline of Dale street also known as County Rosd No. 7; thence Northeascerly along said centerifine to a point 12.0 feet Southesteriy, as mensured along sald centeritine, of the Northeast corner of Lot 94 of Lynn Addition; thence westeriy to a point oit the West 1 ine of sald Lot $94,9.0$ feet South of the Northwest corner of sald Lot 94 : therice Southerly along the kest line of sald lot 94 to the Southwest corner of Lot 94 , sald corner also known as the Northeast corner of the Southeast Quarter of the Southwest

Quarter of sald Section 1; thence West along the North IIne of the sald Southeast Quarter of the Southest Quarter to a poim 230 feet Northaesterly of the centerllae of said Dale Street, as measured
 to sold cencerlines odistance of 250 feet: thence deflect to the left $90^{\circ}-00^{\prime}$, a distance of 30 foets thence deflect to the right $90^{\circ}-00^{\prime}$ Southwesterly on a line parallel with and 200 feet Northpesterly of sold centerlina, mas meased at right angles to sold centerline to point 200 feat forth of the South line of said Section 1 ; thence Hesteriy poraliel gith sald Souch line, a distance of 300 feet thenes South to o point on sold South line of Section 1 ; thence Easterly olong zold South line to the polnt of Deginning. Contolning 25 acres more or less.

AREA 2-A The Northangt Quarter of the Northeast Quarter of the Southoest Duarcer of Section 1 . Tounship 116 Horth, Range 30 West. Containing 20 Actes more or less.

AREA 2-B Beginning of the Southmeat corner of Section 1, Tomship D16 liorth, Range 30 Hestg thence Horth along the West line of said Section 1 , a distance of 360.22 Eece thence Easterly on ane parallel ofth the South line of soid Section 1 ; a distance of 657.98 feers thence deflect to the right $90^{\circ}-09^{\prime}-30^{\prime \prime}$, a distance of 368.22 feet to the South line of sadd Section 1 : thence Westerly along sald South line for 657.5 feet to the point of beginning. Containing 5.5 acres more or less.

AREA 6 That part of Section 2, Tomship 116 North, Range 30 West described as fullows: Beginning at the Southest corner of Section 36, Township 117 North, Renge 30 west, said polnt beling on the North line of sald Section 2 ; thence South on a line parallel with the East line of the Northeast of Section 2 to the North Shore IIne of Otter Lake (Crow River); thence generally Northeasterly along said North Shore line to the East line of said Seciion 2, thence South along said East line to a point 250 feet North of the Southeast corner of said Northeast Quarter of Section 21 thence West 2700 feet; thence South to a point on the extension of the North line of "First Addition to Naryview"; thence Nesterly along sald extension and the North lime of said "Firsi Addition" to the Easterly and Southerly Shore line of otter Lake (Crou River): thence generally Northeasterly along said Eastarly and Southerly Shore Ine to the West line of the Northeast Quarter of sald Section 2; thence North Along sald West line to the Northwest corner of said Northeast Quarter; thence East along the North line of Section 2 to the point of beginaing.

Together with all of the Crow River, also know as Mill Pond, locsted In Section 1, T $116 \mathrm{~N}, \mathrm{R} 30 \mathrm{~W}$.

Togethar with all of lots 6.7 and 2 and the West 80 feet of lot 5 In Auditors plat of that part of the Nid of Section 1, T $116 \mathrm{~N}, \mathrm{R}$ 30 W, lying South of the MLII Pond.

Together with Lote 8, 10,19 and 20 of Auditors plat of that part of the NWh of section 1, T $116 \mathrm{~N}, 30 \mathrm{~W}$, lying South of the M11 Pond except the following troct:

[^0]thance Wortharly olong the eost line of lots 10 and 8 a distance of 40.5 feet thance Westerly on a line parallel With the South Ine of cot 8 a distance of 540 feet; thence Southerly deflecting to the left 90 degress, 00 minutes. athatere to the left 50 degreen, 00 manutes, a distance of 645 feet to point on line parallel olth and 150 feat Westerly of, as mensured at righs angleg from, the West lne of Peterson's School Addition and sto Northerly extengion: thence Southerly o distance of 550 fect to the South line of waid Northoost Quprerg therce Easterly along sald South line to the point of beginaing containing 186 beres mote or less:
C. That the following described axea in Hassan Valley Is properly ubject to anewacton during the year 1973. under and pursuant to M.S.A. 414.033 Subdivision 3. Bubject co all the provisions hereinafter contained $\therefore$ in thia Agreement:

AheA 3-A That part of Section 5, Township 116 North, Range 29 West described os follows

Beginaing at the Northuest Corner of sald Section 5 ; thence South along the West line of seid Section 5 e distance of 824 feet thence East a distance of 530 feet thence North a distance of 774 feet; thence East adscance of 1514.07 feet thence Morth - distance of 50.0 Eeet to a point on the North 1 line of sald section 5 ; thence Hest along sold Noth lina to the point of beginning. contoining 12 acres nore or less.

## D.That the following described area in Kutchinson Townghip

is properly subject to annexation during the year 1973, under and pursuant to M.S.A. 414,033 Subdivigion 3, gubject to all the provigions hereinafter contained in this Agreement:

AREA 3 That part of the Southwest Quarter of Section 32, T 117 N . R $2^{\circ} \mathrm{W}$ described as follows:

Beginning at the Southwest corner of said Section 32: thence North along the West line of said Sht of Section 32 to a point 10.0 feet South of the Northwest corner of Lot 8 of Auditor's Plat of the West Halt of iad Section 32: thence East parallel to the North line of Lots 8 and 7 to a point 63.9 feet East and 10.0 teet South o! the Northwest corner of Lot satd point being 10 . f teet South of the Northwest corner f Ahrena Highland Park suldivision; thence South along the Wiost line of Ahrens Highland Park Subdivision to the Southwest corner of saud subdiviston; thence East 66.00 feet along the South line of said subdivision thence South parallel to the West Ine of Lot 11
of gaid Auditor'y Plat to the South line of gatd Lot 11 , aqdd Lite being the centerline of Trunk llighway No. 7; chance Eane along ald centerline of Trunk Highway 7 to the Northwert corner of Lot 1 of Auditor's Plat of Lot 14 of Audltor's Plat of the West Half of Section 32, T 117 N , 829 H , thence South to the Southereat corner of gald hot 1 ; thence East 183 feet to the Southeast corner of Lot 2 , thence
 corner of gald lot 2 ; sald polnt belag on the centeriine of Trunk Highway 7, thence Eant along said centerline to the Northeat corner of Lot 6 of Auditor's Plac of Lot 14 of Auditor's Plat of che Neat Half of Section 32, T 117 N . Range 29 Hest; thance South along the Vest line of Lot 8 to the Morchesst corner of Lot 7; thence Weat 60.0 feet along the North line of Lot 7 ; thence South parallel to the Eabt line of Lot 7 to a point on the South Iine of Lot 7 alyo knowa as the Noreh 11 ne of Lot 12 ; thence East along sald North line of Lot 12 co the Northeast corner of gald lot 12, themce South along the East line of Lots 12 and 13 to the South Line of said SWt of Section 32 ; thence Hest along the South ine of sald Sut of Section 32 to the point of baginning. Excepting the following deocribed tract:

That part of the Southeest Quarter of the Souchwest Quarter of Section 32 , Tll7 $\begin{aligned} & \text { H. R } 29 \mathrm{~W} \text {, which } 1 \text { Les northerly of a }\end{aligned}$ Ine parellel with and diacant Norcherly 35 fees, measured at right angles thereto from the centerline of the main track of Minnesote Hestern Railway Company, and Southwesterly of a line parallel with and diatank Southwesterly 25 feet, maeured at right angles chereto, from the centerline of the track of the Minnesota Hestern Railway Company, known as the Hutchinson Tile Spur, as said tracks are now located and constructed across the Souchsest corner of said Section 32, contaliniog 71 acres, more or less.

AREA 5 That part of Lot 12 of Auditors plat of Audicot's Plat of $\mathrm{S}_{2}$ Section 30 and NI Section 31, T117N, R29 W known as Lots 1, 2, 3, 4 and 5 of Auditors plat of Lot 12 of Audtor's Plat of the St Section 30 and $N$ Section 31, T 117 N, R 29 H described 08 follows:
Beginning at the Southese corner of the Southeat Quarter
of Section 30, T $117 \mathrm{~N}, \mathrm{R} 29 \mathrm{H}$; thence East along the South
Ine of said Southeast Quarter a distence of 667.5 feet;
thence deflect to the left $88^{\circ}-26^{\prime}$ a dibtance of 293.00 feet;
thence deflect to the left $91^{\circ}-34^{\prime}$ along a line parallel to
sald South line a distance of 487.6 Eeet; thence deflect to
the right $890-47^{\prime}$ a distance of 358.75 feet; thence deflect
to the left $89^{\circ}-47$, along the North line of said Lot 12
to the West line of said Southeast Qusrtar; thence South
along the Hest lne of said Southeast Quarter to the point
of beginaing containing 7.0 acres more or less.

## II.

BE IT FURTHER RESOLVED, By the Townships of Acoma, Lynn,
Hassan Valley, and Hutchinsor, as follows:
A. That the following described area which is inclusive of the aforedescribed areas to be annexed in 1973, is properly subject to ordexly annexation under and pur-
suant to himissete statutes 414,03 ?, and the partieg
do hereby designate this area as in need of orderly annexation as provided by statute:
A1) that part of the following described land except the now
existing area bithin the corporate lamits on the ving of nutu.
Inson: Beginning at the Northees corner of the South half of
Section 26, Township 117 North, Range 30 Hest; thence East along
the North line of the South half of Sections 26 and 25 In Town-
ship 117 North, Reage 30 Hest and Sections 30 and 29 of Towiship
117 North, Range 29 Hest to the Northeost corner of the South Half
of said Section 29 , thance South along the East line of Sections
29 and 32 to the Southesst corner of said Section 32, Tomship 117
North. Range 29 Hear, sold polat being on the North line of
Section 5, Tumahip 116 North, Range 29 Hest, thence East alonf
oald North line to the Northeast corner of said Section 5p chence
South along the Eaot tine of Sections 5 and 8 of Tomship 116
North, Range 29 Nest to the Seutheast curner of sald section 8:
thence Hest along the. South line of sadd Section 8 to the South-
west corner of Section 8 , also being the Hortheast corner of
Section 18, Township 216 Horth, Range 29 Wests thence South alone
the East line of sald Section 18 to the Southeast corner of the
North Half of soid Section 18: thence Hest olong the South line
of the North half of Section 88 , Township 116 North, Range 29
Weat and Section 13, Townshtp 116 North, Renge 30 Hest to the
Southsest corner of the North Half or sodd Section 13 ; thence
North alone the Hest line of said Section 13 to the Northost
corner of Section 13, also being the Southeast corner of Section
If ehence Vest along the South Line of said Section 11 end
Section 10 to the Southest corner of the East half of sold Sec-
tion 10 ; thence North along the Fest line of sadd East half to
the Northert corner of sold Eat halif thence East to the North-
east corner of sald Section 10 , also being the Southwest corner
of Section 2, Tcanslap 116 North, Range 30 Hest; thence North
along the West line of eold Section 2 to tho Nartmest corner of
said Section 2, sold point belug on the Sauth line of Section 35,
Tomship 117 North, Ronge 30 Weshit thence West along said South
Ine to the Southeest corner of sold Section 35 g thence North

- long the Heat line of Seciton 35 and 26 of Tosmahip 127 North,
Range 30 Heat to the pain of begining.

That the Tomehips of Acourn, Lymn, Hassen valley, and Hutchinson do, upon the passage of this Resolution, individually and Jointly, and lta adoption by the Council of the city of Hutchinson, confer jurladiction upon the Minnesota Municipal Comisaion so as to accomplish this orderly annexation in accordance with the terms of thie Resolution.
III.

BE IT FURTHER RESOLVED, By the Townshipa of Acoma, Lynn, Hassan Valley and Hutchinson, and the city of Hutchinson, that all of the areas included in this agreement, whether to be annexed by 1973, or in the future by orderly annexation, shall be subject to the following farme and onnditione ond proviatone:
A. No annexations will take place anywhere within the aforedegignated area, except those annexations agreed to be proper for the year 1973, as in need of orderly annexation, unless the area

Involved is or ia about to become urban or suburban in character and unlesa the cxty has available and is capable of providing mumpal opryifos such as water. sanitary sewers and storm sewers, in accordance with the provisions of M.S.A Chapter 414, and future amendments thereto, and as ordered by the Minnesota Municipal Commiseion.

Any persons owning lands annesed to the city pursuant to this agrement ghall recefve a "tax break" consisting of a staged, graduated increase in mill xates from the Township rate to the Cfry rate over a flve (5) year period in che following manner:

| First year following annexation | $20 \%$ of City rate |
| :--- | ---: |
| Second year following annexation | $40 \%$ of City rate |
| Third year following annexation | $60 \%$ of City rate |
| Fourth year following annexation | $80 \%$ of city rate |
| Fifth year following annexation | $100 \%$ of City rate |

Notwithstanding the foregoing, any lands annered to the City which are clasafied as agricultural lands shall be classifled by che cicy as Rural Service District and shall be taxed only at the tas gete provided by law for such agricultural" lands and not at the full City tax rate for as long as said lands seadin their classification as agricultural lands as herein otherwise provided.
B. Any persons owning lends amexed to the City pursuant to this agreement shall heve the following rights with regard to the payment of assessmente or projects previously completed which may be assessable against said annexed property:

1. The property owner may elect to pay, within thirty (30) days after the effective date of annexation, the entire principal balance of said assessment, assessable against the annexed property, without interest, as though said assessment had been paid within the statutory grace period for payment of similar assessments as of the date on which the first assessment for said profect was made; or
2. The property owner so annexed may elect to pay the entire principal balance plus interest accrued to the date of assessment, in tea (10) equal annual installments plus interest on said installments at the rate established for that assessable project for all other property owners thereby assessed.
C. Pased on the County of McLeod's claselficetion of lands, all lands classified as agricultural, as of the date of these Resolutions, shall not be assessed for improvements, or any kind of assessable profect, for no long es that land remains classiLied as ugricaltural. And at auch time as said lands axe reuclas. offlod and axe mamed, then the owners of said land shall have the same rights with reapect to tasses and paynent of assessments as provided In Paragraphs IIX $A$ and XII-B above.
D. No aceesmence for improvements or other asseasable prom Jects shall be made against any lands included in these Resolutions, until auch time aa eaid lands are amezed, platted for development, and the first parcel of sald platted land hae been sold. At such time as these regutremants have been met, then the owners of ald Lands shell have the same rights with respect to paynent of taxes and assemments as provided in Paragraphs III-A and IIX-B above.
E. In the year of manemation of any of the lands subject to this agreeant, there shall be no apportionment of real estate tar income for the year in which the anneration takes place. The Township sha11 receive 211 such income.

State per capita alds and Sederal revenuensharing aids, shall likewise not be apportioned, unless required, with sespect to federal revenue sharing aids, pursuant to 31 CFR Sec. 51.23.

Any dedicated road or park funds, affected by annexation, shall be turned over to the City within fifteen (15) days after the date of the annexation order.

Any annexations which involve accounts receivable for dedicated roads or park funds, to be collected in the future, as special road assessments, such funds will be forwarded by the city to the Township.

The City agrees not to apply for any division of the Townships general funds or other assets.
H. If emitary gewer collection systema muse be constructed wrifin the above dencribed oxdexiy anexation area because of
 omexs or otherthe, 2 portien agree co leave the extension of aty boundarde co include the ewer conacruction areas to the diacretion of cha Minnesota Municipol Connision. This exception 20 gronted only to enable the ciry to lay necesbary warer pipes ox atom sewera at the mana time that the samitary newer collection ayatem le constructed.
C. The provisions of this Agreement shall not be binding upon the clity ln the instance of a voluntery petition by a land owner for anczation of gaid land ownex real property to the City.
W. The partieg bereco agree that thy Agrecment in in no way Intended to alter, modiky mend, or othemste change, the cuxrent or future ordiraces wh respect to moning or aubduldone. of the cley, Tomshipe or Couney of Mersod.

1. The effect of munermiong on popubxtion ahell be reanlved


 Statute, and the deternometon sholi be zncluded in the Connsoton Order.
J. The clty ogreen not to onex my orees tying outside of the herein deocribed ordexly mmessecion acea for pariod of ten (10) Feara followng the duce of thin agxeensnt oucept:
2. The edty recedves the unßnixour petition of the landownare involved; ar
3. The city and comanipa involvad gege to gne; or,
4. In the event that the cicy ond townilps can not agree then the question wll be presented and re. aolved by the Minnesota Municipal Commssion after a hearing as provided by Statute.
K. All partles agree to dismiss the pending Annexation Patitions:

Acomas
Mnnegota Municlpal Comadasion Flie No. A-2355 City of Hutchinson Regolution No. 5151

Lyyara

Handan Verley

Nucchánoon

Minnesota Municipal Comission File No. A-235 City of Hutchingon Resolution No. 5152

Whaneote Nunicipsi Comission File Nos. A-2353 and A-2352
CAty of Hutchingon Resolution Nos. $5150 \& 5153$
Minecote ramexpal Cowneaion File No. A-2354 CLty of Hucchemon Recoluction No. 5149
pated thie 27 th day or Jura. 1973
TOMISEBER OF ACOS
pasmed and adopted by the township of Acom this 6ch day of Jeis. 1973.


## TOHETMIP OF LAN

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$\qquad$ 28ch cas of 7enas 157.

posbed reat adoprea by the Tawnhlp of Hutchinson this 2nd day of 3 entice 1973.


## CITY OF HUTCHENSON

Presed and adoptad by the city of Hutchinson this $26 \in D$ day of 1973. OZne



[^0]:    Begining at a point on the South line of sold Northwest Quarter, e dibtance 60 feet Hesterly of the Southerly extension of the Westerly lines of Lots 6 through 10 , Block Two, Peterson's School Additiong thence Northerly parallel with sald Nest line to the Westerly extension of the Southerly line of Bloct 4 of Larson's Subdivision; thence Easterly along the Westerly extension of sald Southerly line to the Southwest corner of said Block 4 ; thence Northerly along the West llae of sald Larson's Subdivision to the South-
     thence Westerly along the Westerly extenston of the Southerly line of sald Let 1 , a distance of 150 feet; thence Northerly parallel whth the West line of sald Larson's Subdivision a distance of 160 feet to the North line of Lot 19; thence Westerly along sald North line to the East line of Lot 10 ;

