

ORDINANCE NO. 1056

AN ORDINANCE Annexing to the City of Rochester Certain Unplatted Lands Not Exceeding Two Hundred Acres in Area, and Certain Platted Land, All in Olmsted County, Minnesota. The Common Council of the City of Rochester do ordain:

SECTION 1. Eight petitions have been filed with the Common Council of the City of Rochester, each petition being filed by all of the owners of all the land described therein requesting the Common Council to annex said lands to the City of Rochester. All of the land included in said petitions for annexation is located in Olmsted County, Minnesota, and is described as follows:

PETITION NO. 1 - (UNPLATTED LAND)

All the tract or parcel of land being in the Northeast Quarter (NE 1/4) of Section Thirty-Four (34), Township One Hundred Seven (107) North, Range Fourteen (14) West described as follows:

Commencing at a point on the North line of Section Thirty-Four (34) 392 feet East of the Northwest Corner of the Northeast Quarter (NE 1/4) of said Section Thirty-Four (34) where it intersects the East line of Trunk Highway 52; thence Easterly on said North line 270 feet; then South parallel with the East line of Trunk Highway 52 1326.04 feet to the center line of the County Aid Road running East and West; thence West along the center line of said County Aid Road 175.15 feet; thence Northerly parallel with Trunk Highway 52 33.29 feet to the North line of said County Aid Road; thence Northwesterly along the Easterly right of way line of Trunk Highway 52 158.55 feet to a point 100 feet East of the center line of Trunk Highway 52; thence Northerly along the Easterly right of way line of said Trunk Highway 52 1132.69 feet to the place of beginning, containing 7.81 acres more or less.

PETITION NO. 2 - (PLATTED LAND)

Lot Five (5), less the North Forty-seven (47) feet thereof, Block Three (3), Highland Addition.

PETITION NO. 3 - (UNPLATTED LAND)

A part of the Southwest One-quarter (SW 1/4) of the Southeast One-quarter (SE 1/4), Section Twenty-seven (27), Township One Hundred Seven (107) North, Range Fourteen (14) West described by metes and bounds as follows:

Commencing at the Southwest Corner of the Southeast One-quarter (SE 1/4) of said Section, thence North along the west line of said quarter for 33.0 feet to the North side of 14th Street Northwest, thence East along North side of 14th Street Northwest for 71.4 feet for a place of beginning, thence North parallel to the West line of said quarter for 120.0 feet, thence East parallel to the North side of 14th Street Northwest for 87.9 feet to the west right-of-way of Trunk Highway No. 52, thence South along West right-of-way line of Trunk Highway No. 52 for 120.0 feet to the North side of 14th Street Northwest, thence West along the North side of 14th Street Northwest for 90.0 feet to the place of beginning, containing in all 0.31 acres more or less.

PETITION NO. 4 - (UNPLATTED LAND)

Beginning at intersection of the center line of Seventh Street Northwest and the East line of Section 34, Township 107, Range 14, thence in a Westerly direction along the center line of County Road I, 467 feet, thence Southwesterly at right angles to the center line of said County Road I, 268.1 feet to the North line of the Right of Way of the Chicago and Northwestern Railway Company, thence in a Southeasterly direction along said North line to the center line of Eleventh Avenue Northwest, thence North along the center line of Eleventh Avenue Northwest to place of beginning.

Also that part of the Southeast Quarter (SE 1/4) of Northeast Quarter (NE 1/4) of Section Thirty-four (34), Township One Hundred Seven (107), Range Fourteen (14), described as: Beginning at a point in center line of County Road I, also known as Seventh Street Northwest, which point is 467 feet Westerly of the Easterly line of said Section 34 (said measurement being made along the center line of said County Road I), thence Southwesterly and at right angles to the center line of said County Road I, 268.1 feet to the North line of the Right of Way of the Chicago and Northwestern Railway Company, thence Westerly along said Railroad Right of Way line 250 feet, thence in a Northerly direction and

at right angles to the center line of said County Road I, to the center of said County Road I, thence in an easterly direction along the center of said County Road I to place of beginning, both descriptions containing in all 4.93 acres, more or less.

PETITION NO. 5 - (UNPLATTED LAND)

The East Half (E 1/2) of the Southeast Quarter (SE 1/4) of Section Twenty-Five (25), Township One Hundred Seven (107), North, Range Fourteen (14) West, which lies North of the center line of State Aid Road No. 2, excepting therefrom the following described tract:

Commencing at the Southwest corner of the said East Half (E 1/2) of the Quarter section, thence North along the West line of the East Half (E 1/2) of the Quarter section a distance of 1213.9 feet, thence East at right angles to the West line of the East Half (E 1/2) of the Quarter section a distance of 250 feet to the place of beginning, thence Easterly at a deflection angle of 3 degrees 40 minutes to the left from the previous course a distance of 220 feet, thence North-easterly at a deflection angle of 27 degrees 26 minutes to the left from the previous course a distance of 476 feet, thence Southeasterly at a deflection angle of 80 degrees 00 minutes to the right from the previous course a distance of 342.8 feet to the center line of State Aid Road No. 2, thence Southwesterly along the center line of said road a distance of 1170.6 feet, thence North parallel with the West line of the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of Section Twenty-Five (25) a distance of 792.9 feet to the place of beginning; said exception being 10.59 acres; also less Gelsinger Valley Subdivision according to the recorded plat thereof.

Also, the South 138 feet of the North 238 feet of that portion of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section Thirty (30), Township One Hundred Seven (107) North, Range Thirteen (13) West, which lies Westerly of the center line of State Aid Road No. 2, both descriptions containing in all 46.75 acres, more or less.

PETITION NO. 6 - (UNPLATTED LAND)

Commencing at the center of Section No. 27 in Township 107 North, Range 14 West, thence south on the west line of the southeast quarter of said section 8.05 chains, thence due east parallel with the north line of said quarter section approximately 27 rods to the center of the old original public St. Paul road, now running through said quarter section, thence northwesterly along the center of said public road to the north line of said quarter section approximately 13 rods to the beginning.

Also commencing at the northeast corner of the southwest quarter of Section 27, Township 107 North, Range 14 West, running thence south a distance of 531.3 feet to the northeast corner of Lot 22 in Block 1 of Sunset Terrace, running thence west 100 feet to the northwest corner of said Lot 22, running thence north a distance of 531.7 feet to the north line of said northwest quarter, running thence east a distance of 100 feet to the place of beginning, both descriptions containing 5.29 acres more or less.

PETITION NO. 7 - (UNPLATTED LAND)

Commencing at the northwest corner of the Southeast One-quarter (SE 1/4) of Section Three (3), Township One Hundred Six (106) North, Range Fourteen (14) West and running thence easterly along the north line of said Southeast One-quarter (SE 1/4) a distance of 1,256.63 feet to the centerline of Fourteenth (14) Avenue Southwest, thence south a distance of 103.96 feet for a place of beginning; thence continuing south along the centerline of said 14th Avenue Southwest a distance of 415.84 feet, thence west along the north line of Outlot One (1) of Sunny Slopes a distance of 236.08 feet to the centerline of State Trunk Highway No. 52, thence northwesterly along said centerline of State Trunk Highway No. 52 to a point which is 319.9 feet south of the north line of the Southeast One-quarter (SE 1/4) of said Section Three (3), thence east to a point which is 319.9 feet south of the north line of the Southeast One-quarter (SE 1/4) of Section Three (3) and 139.25 feet west of the centerline of 14th Avenue Southwest, thence north 60 feet, thence west 34.3 feet, thence north 155.94 feet to a point which lies 103.95 feet south of the north line

of said Southeast One-quarter (SE 1/4) of Section Three (3) and 173 feet west of the centerline of 14th Avenue Southwest, thence east to the place of beginning.

Also commencing 1,224 feet east of the northwest corner of the Southeast One-quarter (SE 1/4) of Section Three (3), Township One Hundred Six (106) North, Range Fourteen (14) West, thence west 170 feet for a place of beginning, thence south 51.98 feet, thence west to the centerline of State Trunk Highway No. 52, thence northwesterly along said centerline to the north line of said Southeast One-quarter (SE 1/4), thence east along the north line of said Southeast One-quarter (SE 1/4) to the point of beginning, both descriptions containing in all 2.47 acres, more or less.

PETITION NO. 8 - (UNPLATTED LAND)

Beginning at the North corner of Lot 16 in Northwood Addition to the City of Rochester, thence Southeasterly along the Northeast-erly line of Lot 16 a distance of 102.55 feet to the Northwesterly line of Lot 17 of said Addition, thence Northeasterly at right angles to the previous course a distance of 34.23 feet, thence Northeasterly at a deflection angle of 28 degrees to the right from the previous course a distance of 94.0 feet to a point on the North line of Lot 18 of said Addition thence Northwesterly a distance of 152.9 feet to a point on the Easterly line of Northwood Drive extended 100.5 feet from the place of beginning, thence North-easterly along a curve to the left of radius 510.47 feet a distance of 228.82 feet, thence Northwesterly a distance of 75.7 feet to the South-east corner of Lot 6 in said Addition thence Westerly along the South line of Lots 6 and 7 a distance of 187.5 feet to the Northeast corner of Lot 9 in said Addition, thence South along the East line of Lots 9 thru 13 a distance of 294.92 feet to the Westerly line of North-wood Drive, thence Southeasterly a distance of 66.0 feet to the place of beginning, containing 1.74 acres in all, more or less.

SECTION 2. The quantity of unplatted land included in Petitions 1, 3, 4, 5, 6, 7 and 8 is 69.27 acres, more or less.

SECTION 3. The Common Council of the City of Rochester has determined and does hereby determine that the lands described in Section 1 all abut upon the present territorial limits of the City of Rochester, are all so conditioned as properly to be subjected to municipal government, and the annexation of all the land described in each petition will be to the best interests of the City of Rochester and of the lands affected.

SECTION 4. Therefore, all of the lands described in Section 1 above are hereby annexed, added to, and made a part of the City of Rochester, Minnesota, as effectually as if they had originally been a part thereof.

SECTION 5. That present and future owners of the area annexed by this Ordinance are hereby notified that in addition to the usual assessments, it is the intention of the Common Council to assess against benefited property all or a portion of the cost of any storm sewer, water tower and trunk line sanitary sewer construction undertaken to serve the area annexed.

SECTION 6. That present and future owners of the area annexed by this Ordinance are hereby notified that by such annexation, the City of Rochester does not commit itself to extend its services and make local improvements in the areas annexed on an assessment basis; and that the City of Rochester, through its Common Council, specifically reserves the right to annex additional areas to the City of Rochester and extend City services and make local improvements to such other later annexed areas in advance of improvements to the area hereby annexed if the same appears more reasonable and economical.

SECTION 7. That Ordinances No. 1019, 1025, 1026, 1029, 1040, 1041, 1046, and 1048 are hereby repealed.

SECTION 8. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota Municipal Commission, the County Auditor and the Secretary of State.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 15th day of February, 1960.

HAROLD KAMM
President of said Common Council

Attest: ELFREDA REITER
City Clerk

Approved this 18th day of February, 1960.
ALEX P. SMEKRA
Mayor of said City of Rochester, Minnesota
(Seal of the City of Rochester, Minnesota)
(2/23 3/1)

STATE OF MINNESOTA
DEPARTMENT OF STATE
MAR - 7 1960
Secretary of State

#14479

Ord # 1056

State of Minnesota,
County of Olmsted,
City of Rochester, SS

I, Elfreda Reiter, City Clerk of the City of Rochester, Minnesota,
do hereby certify that I have compared the foregoing attached copy of an
ordinance with the original ordinance on file in my office, and that the
foregoing is a true and correct copy of the said ordinance and of the whole
thereof.

Witness my hand this 5th day of March, A. D. 1960.

Elfreda Reiter
City Clerk of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

#14479
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR - 7 1960
Joseph L. Dolan
Secretary of State