

ORDINANCE NO. 1152

AN ORDINANCE Annexing to the City of Rochester, Minnesota, Certain Unplatted Land Not Exceeding Two Hundred Acres in Area, All Being in a Part of the Northeast One-Quarter of Section Twenty-Two, Township One Hundred Seven North, Range Fourteen West, Olmsted County, Minnesota.

Section 1. A petition has been filed with the Common Council of the City of Rochester, signed by all the owners of the land described therein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Olmsted County, Minnesota, and is described as follows:

All that part of the north one-half (N $\frac{1}{2}$ ) of the northeast one-quarter (NE $\frac{1}{4}$ ) of Section Twenty-two (22), Township One Hundred Seven (107), North of Range Fourteen (14) West described as follows: Commencing at the southwest corner of said north  $\frac{1}{2}$ , northeast  $\frac{1}{4}$  for a place of beginning and running thence northerly along the west line of said northeast  $\frac{1}{4}$  a distance of 214.97 feet, thence deflect to the right 90° a distance of 217.8 feet, thence deflect to the left 90° a distance of 400.0 feet, thence deflect to the left 90° a distance of 217.8 feet to the west line of said northeast  $\frac{1}{4}$ , thence northerly along the west line of a distance of 707.8 feet to the northwest corner thereof, thence easterly along the north line of said section a distance of 810.35 feet, thence due south a distance of 1322.77 feet to the south line of said north  $\frac{1}{2}$ , thence due west a distance of 776.26 feet to the place of beginning, and also a strip of land for a street purposes 66 feet in width being 33 feet on either side of the following described line: Commencing at a point in the north  $\frac{1}{2}$  of said northeast  $\frac{1}{4}$  which is east 776.26 feet and north 826.57 feet of the southwest corner thereof and running thence easterly parallel with the north line of said section a distance of 1092.60 feet, thence deflect to the right on a 60 curve, Delta angle 17° 40', Radius 954.93 feet for a distance of 294.44 feet, thence tangent to said curve a distance of 405 feet more or less to the east line of section 22 and there terminating.

Section 2. The quantity of unplatted land included in said petition is 24.67 acres, more or less.

Section 3. The Common Council of the City of Rochester does hereby determine that the lands described in Section 1 above upon the present territorial limits of the City of Rochester, are so conditioned as to be properly subjected to Municipal Government, and the annexation of said lands will be in the best interests of the City of Rochester and the lands affected.

Section 4. Therefore, 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. 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, heretofore or hereafter, undertaken to serve the area annexed.

Section 6. 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 area 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. 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 7th day of May, 1962.

ALBERT J. TINGLEY  
President of said  
Common Council

Attest: ELFREDA REITER  
City Clerk  
Approved this 9th day of May, 1962.

ALEX P. SMEKTA  
Mayor of said City  
(Seal of the City of  
Rochester, Minnesota)  
5/23)

#15887  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
MAIL ROOM  
AUG - 1 1962  
R. L. Anderson  
Secretary of State

STATE OF MINNESOTA

COUNTY OF OLMSTED

CITY OF ROCHESTER, SS

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

Witness my hand this 27th day of July, A.D. 1962.

*Elfrada Reiter*  
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City Clerk of the City of  
Rochester, Minnesota

(Seal of the City of  
Rochester, Minnesota)

# 15887  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG - 1 1962  
*Joseph L. Larsson*  
Secretary of State