

ORDINANCE NO. 1176

AN ORDINANCE Annexing to the City of Rochester, Minnesota, Certain Unplatted Lands Not Exceeding 200 Acres in Area, All Being in the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Three (3), Township 10 $\frac{1}{2}$  North, Range 14 West, Olmsted County, Minnesota.

The Common Council of the City of Rochester do ordain:

Section 1. A petition has been filed with the Common Council of the City of Rochester, signed by the owner of all 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:

Commencing at a point on the North line of the Northwest Quarter (NW $\frac{1}{4}$ ), Section Three (3), Township 10 $\frac{1}{2}$ , Range 14, 83 rods 2.79 feet West of the Northeast (NE) corner thereof, thence West along the North line of said Northwest Quarter (NW $\frac{1}{4}$ ) 8 rods, thence South parallel with the East line of said Northwest Quarter (NW $\frac{1}{4}$ ) 20 rods, thence East parallel with the North line of said Northwest Quarter (NW $\frac{1}{4}$ ) 8 rods, thence North parallel with the East line of said Northwest Quarter (NW $\frac{1}{4}$ ) 20, to the place of beginning.

Section 2. All of the lands included in said petition is unplatted land and amounts to 1.0 acres, more or less.

Section 3. The Common Council of the City of Rochester does hereby determine that the lands described in Section 1 about 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 of 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. 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, heretofore or hereafter 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 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 1st day of October, 1962.

ALBERT J. TINGLEY

President of said Common Council

Attest: ELFREDA REITER  
City Clerk

Approved this 2nd day of October, 1962.

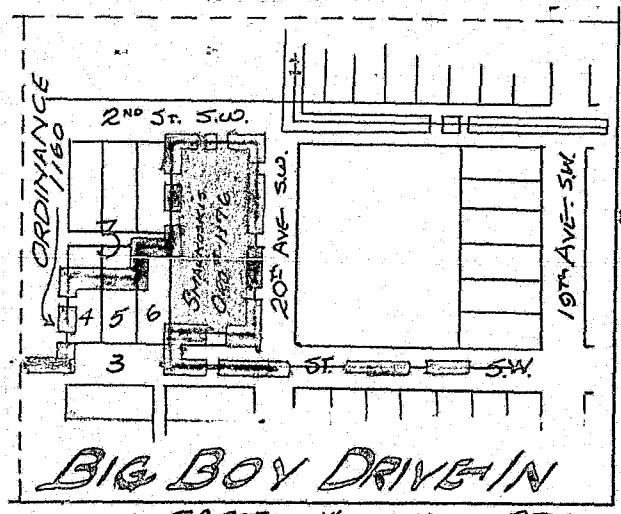
ALEX P. SMEKTA

Mayor of said City

(Seal of the City of Rochester, Minnesota.)

(10/6 10/13)

#16071



**BIG BOY DRIVE-IN**

SCALE: 1" = 300' C.B.A.

ord # 1176

STATE OF MINNESOTA

COUNTY OF OLMSIED

CITY OF ROCHESTER, SS

I, Elfreda 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 5th day of December, A.D. 1962.

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

(Seal of the City of  
Rochester, Minnesota)

#16071

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
DEC 19 1962

*Joseph L. Chapman*  
Secretary of State