

ORDINANCE NO. 1248
AN ORDINANCE Annexing to the City of Rochester, Minnesota, Certain Unplatted Land Not Exceeding Two Hundred Acres in Area and All Being in the Southeast Quarter of Section Twenty-two, Township One Hundred Seven North, Range Fourteen 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 all the owners of the land described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Cascade Township, Olmsted County, Minnesota, and is described as follows:

A part of the southeast quarter of Section 22, Township 107 North, Range 14 West described by metes and bounds as follows: Beginning at a point on the Easterly line of 12th Avenue N.W., Rochester, Minnesota, where the North line of Elton Hills Eight Subdivision as platted in the office of the Register of Deeds in and for Olmsted County, Minnesota intersects said line, thence Northeasterly along the Northerly line of said Subdivision if extended a distance of 810.8 feet to a point on the East line of said Quarter Section, thence North along said Quarter Section line a distance of 658.5 feet, thence West at a deflection angle of 88 degrees 14 1/2 minutes to the left a distance of 316.16 feet, thence South at a deflection angle of 91 degrees 45 1/2 minutes to the left a distance of 353.68 feet, thence Southwesterly at a deflection angle of 5 degrees 37 minutes to the right a distance of 103.4 feet, thence Southwesterly at a deflection angle of 17 degrees 36 minutes to the right a distance of 99.06 feet, thence Southwesterly at a deflection angle of 17 degrees 27 minutes a distance of 101.64 feet, thence Southwesterly at a deflection angle of 6 degrees 24 minutes to the right a distance of 270.0 feet, thence Southwesterly at a deflection angle of 4 degrees 59 minutes to the right a distance of 183.4 feet to a point on the Easterly line of 12th Avenue N.W., thence Southeasterly along said line at a deflection angle of 85 degrees 09 minutes to the left a distance of 159.57 feet to the beginning of a curve to the right whose radius is 1469.9 feet and delta angle is 7 degrees 24 minutes 32 seconds to the right, thence along said curve a distance of 190.07 feet to the place of beginning, excepting the following described tract:

Beginning at a point on the East line of said Quarter Section where the Northerly line of Elton Hills Eight Subdivision, if extended, intersects said Quarter line, thence North along said Quarter line a distance of 149.8 feet, thence Southwesterly at a deflection angle of 158 degrees 26 minutes to the left a distance of 254.88 feet to a point on the extended line of said Subdivision, thence Northeasterly along said line at a deflection angle of 154 degrees 30 minutes to the left a distance of 127.95 feet to the place of beginning.

Said Petition has also been filed with the Town Board of the Cascade Township of Rochester, with the County Board of the County of Olmsted and with the Municipal Commission of the State of Minnesota and more than thirty (30) days have elapsed since said petition was filed with said Town Board and County Board and no objection to annexation of the above described land has been filed by said Town Board and County Board.

Board and no objection to annexation of the above described land has been filed by said Town Board and County Board.

Section 2. The quantity of unplatted land included in said petition is Nine and six tenths (9.6) acres more or less.

Section 3. The Common Council of the City of Rochester do hereby determine that the lands described in Section 1 abut 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. 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 16th day of March, 1964.

ALBERT J. TINGLEY
President of said Common Council

Attest: ELFREDA REITER
City Clerk

Approved this 17th day of March, 1964.

ALBERT J. TINGLEY
Acting Mayor of said City.

(Seal of the City of Rochester)
(3/21 3/28)

16831
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR - 8 1964
Joseph L. Larsson
Secretary of State

#1248

STATE OF MINNESOTA

COUNTY OF CASS

CITY OF ROCHESTER, MN

I, Alvin A. Hiest, 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 and seal this 11th day of March, A.D. 1964.

Alfred Leiter
City Clerk of the City of
Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

#16831

STATE OF MINNESOTA
DEPARTMENT OF STATE
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Joseph L. Hanson
Secretary of State