

*For Civil
Division*

April 16, 1964

Mrs. Elfreda Reiter
City Clerk - City Hall
Rochester, Minnesota

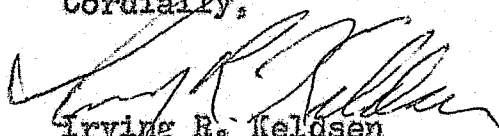
Dear Mrs. Reiter:

The Municipal Commission acknowledges receipt of your Ordinance No. 1245 and filing fee in accordance with Minnesota Statutes 1961, Section 414.03, Subdivision 2, as amended by Laws 1963, Chapter 807, Section 8 and the Rules of Procedure of the Municipal Commission to annex unincorporated property.

The Commission finds that all the requirements of the Municipal Commission Act have been met and accepted the ordinance for filing on April 16, 1964.

If there is any future correspondence or reference to this ordinance, please refer to Docket Number A-587.

Cordially,


Irving R. Keldsen
Secretary

cc: Secretary of State ✓
County Auditor
Township Clerk

#16853

ORDINANCE NO. 1245
AN ORDINANCE Annexing to the City of Rochester, Minnesota, Certain Unplatted Land Not Exceeding Two Hundred Acres in Area, All Being in the Southwest One-Quarter of Section Twenty-five, 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:

That part of the South forty (40) rods of a tract commencing at a point on the North line of the Southwest Quarter (SW $\frac{1}{4}$), Section Twenty Five (25), Township One Hundred Seven (107) North, Range Fourteen (14) West one hundred twenty three (123) rods East of the Northwest corner thereof, thence South on a line parallel with the West line of said quarter to the South line of the North Half (N $\frac{1}{2}$) of said quarter, thence West along the said South line twenty (20) rods, thence North on a line parallel with the West line of said Southwest Quarter (SW $\frac{1}{4}$) to the North line of said Southwest Quarter (SW $\frac{1}{4}$), thence East on the North line of quarter twenty (20) rods to the place of beginning; which lies Northerly and Easterly of the following described line: Beginning at the Northeast corner of lot Nineteen (19), Northwood Addition, thence West along the North line of Lots Nineteen (19) and Eighteen (18) in said Addition a distance of two hundred thirty four and four-tenths (234.4) feet, thence Northwesterly at a deflection angle to the right of 55 degrees and 43 minutes a distance of one hundred fifty two and nine-tenths (152.9) feet, thence Northeasterly along a curve to the left of radius five hundred ten and forty seven hundredths (510.47) feet for a distance of two hundred twenty eight and eighty two hundredths (228.82) feet, thence Northwesterly a distance of seventy five and seven tenths (75.7) feet to the Southeast corner of Lot Five (5), Northwood Addition, thence Northeasterly along the East line of said Lot Five (5) to the North line of the above described tract.

Also, the South forty (40) rods of that tract described as: That part of the North Half (N $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty Five (25), Township One Hundred Seven (107) North, Range Fourteen (14) West, described as follows: Commencing at the Northwest corner of said Southwest Quarter (SW $\frac{1}{4}$), thence East along the North line of said quarter, one hundred twenty three (123) rods, for a point of beginning, thence South on a line parallel with the West line of said Quarter to the South line of the North Half (N $\frac{1}{2}$) of said quarter, thence East seventeen and one-half (17 $\frac{1}{2}$) feet, thence Northerly to a point on the North line of said quarter, thirty six (36) feet East of the point of beginning, thence West on said North line to the point of beginning; less that portion thereof heretofore platted as a part of Northwood Addition, according to the plat thereof on file and of record in the office of the Register of Deeds, Olmsted County, Minnesota.

Also, a part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-five (25), Township one hundred seven (107) North, Range fourteen (14) West described by metes and bounds as follows being in Olmsted County Minnesota: Beginning at a point on the West line of Lot six (6), Dodge's Replat, 17.2 feet North of the Southwest (SW) corner of said lot which is a part of Peck's Second Addition to the City of Rochester, Minnesota,

North, Range fourteen (14), west described by metes and bounds as follows being in Olmsted County Minnesota: Beginning at a point on the West line of Lot six (6), Dodge's Replat, 17.2 feet North of the Southwest (SW) corner of said lot which is a part of Peck's Second Addition to the City of Rochester, Minnesota, thence North (N) along the extended West line of Dodge's Replat a distance of 284.0 feet, thence Southeasterly at a deflection angle of one hundred forty-five (145) degrees fifty-six (56) minutes to the right from the previous course for a distance of 132.06 feet, thence Southerly at a deflection angle of forty-six (46) degrees twenty-one (21) minutes to the right from the previous course for a distance of 125.0 feet, thence Southwesterly at a deflection angle of twenty-nine (29) degrees forty (40) minutes to the right from the previous course a distance of 70.5' to place of beginning.

Said petition has also been filed with the Town Board of the Township of Cascade, 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 objections to annexation of the above described land have been filed by said Town Board or County Board.

Section 2. The quantity of unplatted land included in said petition is approximately three acres.

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 land 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 2nd day of March, 1964.

ALBERT J. TINGLEY
President of said Common Council

Attest: ELFREDA REITER
City Clerk

Approved this 3rd day of March

ALEX P. SAEKTA
Mayor of said City

(Seal of the City of Rochester, Minnesota)
(3/7 3/14)

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 22 1964

James L. Damm
Secretary of State

#16853

1245

STATE OF MINNESOTA

COUNTY OF OLUSTEAD

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 24th day of March, A.D. 1964.

Elfreda Reiter

City Clerk of the City of
Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

16853

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 22 1964

Joseph R. Anderson
Secretary of State