

#1393

ORDINANCE NO. 1393

An Ordinance Annexing to the City of Rochester, Minnesota, Certain Platted Land in Auditor's Plat "D", 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 Lot 14 and all of Lot 15, Auditor's Plat "D" described by metes and bounds as follows: That part of the Northeast Quarter (NE 1/4) of Section 34, Township 107, North of Range 14 West in Olmsted County, Minnesota described as follows:

Commencing at the southeast corner of said Northeast Quarter (NE 1/4) of said Section and running thence due north along the east line thereof a distance of 83.6 feet, thence west at a right angle to said east line a distance of 422.61 feet for a place of beginning, running thence due west a distance of 357.19 feet, thence north 47°49' west a distance of 23.88 feet, thence due north a distance of 306.64 feet, thence due west a distance of 125 feet to the west line of Lot 14, thence due north a distance of 194.37 feet to the south right of way line of the Chicago Great Western Railway, thence south 73°42'38" east along said right of way line a distance of 527.08 feet, thence due south a distance of 370.95 feet to the 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 Common Council of the City of Rochester does hereby determine that the land described in Section 1 abuts upon the present territorial limits of the City of Rochester, is so conditioned as to be properly subjected to Municipal Government, and the annexation of said land will be in the best interests of the City of Rochester and of the land affected.

Section 3. Therefore, the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

Section 4. Present and future owners of the area annexed by this Ordinance are hereby notified that in addition to the usual assessments, if 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 5. 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 6. 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 3rd day of April, 1967.

HAROLD DeVRIES

President of said Common Council

Attest: Elfreda Reiter

City Clerk

Approved this 4th day of April 1967

ALEX P. SMEKTA

Mayor of said City

(Seal of the City of Rochester, Minnesota)

14/8 4/15

#1893.7

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

MAY 17 1967

Joseph J. Robinson
Secretary of State

#1393

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 resolution
with the original resolution on file in my office and that the
foregoing is a true and correct copy of the said resolution and
of the whole thereof.

Witness my hand this 18th day of April, A. D. 1967.

Elfreda Reiter
City Clerk of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

18937
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 17 1967
Joseph A. Olson
Secretary of State