

MELCHERT, MELCHERT & HUBERT

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
WACONIA, MINNESOTA 55387

AREA CODE 612

442-2154

PAUL A. MELCHERT
LUKE MELCHERT
DAVID P. HUBERT

20865
CHASKA OFFICE
420 CHESTNUT STREET
448-3121
WATERTOWN OFFICE
955-1404

October 29, 1969

Mr. Joseph L. Donovan
Secretary of State
State Office Building
St. Paul, Minnesota 55101

Re: City of Waconia

Gentlemen:

It appears that the copy of Ordinance No. 135, City of Waconia, which was previously forwarded to you was a copy of the original draft of the Ordinance before same was adopted by the Council of the City of Waconia. The enclosed copy of an Ordinance is a copy of said Ordinance No. 135 as same was finally adopted by the City of Waconia.

Thank you for your courtesy in this matter.

Yours very truly,

Paul A. Melchert
Paul A. Melchert

PAM/imh
enc.

RECEIVED

NOV 3 - 1969

SECRETARY OF STATE
CORPORATION DIVISION

ORDINANCE NO. 135

AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE LIMITS OF THE CITY OF WACONIA

WHEREAS, a certain Petition, dated the 20th day of August, 1968, and requesting annexation to the City of Waconia of certain territory described below, was duly presented to and filed with the Common Council of the City of Waconia, pursuant to Minnesota Statutes, Section 414.03; and

WHEREAS, the Council finds that said Petition was signed by all of the owners of said land and was duly verified by them; and

WHEREAS, Copies of said Petition were filed with the Municipal Commission of the State of Minnesota, the Town Board of the Town of Waconia, Carver County, Minnesota, and the County Board of Carver County, Minnesota; and

WHEREAS, More than 30 days have elapsed since the dates of said filings and no objections have been made in writing, or otherwise, to the City of Waconia as to the annexation proposed by said Petition:

THE COMMON COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA, ORDAINS:

Section 1. Declaration. It is hereby determined that the territory described below abuts the present corporate limits of the City of Waconia; that said lands are unplatted and do not exceed 200 acres in area; that said lands are not now included in any other municipality; that said lands are conditioned as properly to be subjected to municipal government; and that annexations of said land would be to the best interests of the City of Waconia and of the territory to be annexed.

Section 2. Territory Annexed. The corporate limits of the City of Waconia are hereby extended to encompass and embrace all of the territory described as follows, to-wit:

That part of Government Lot 3, Section 13, Township 116 North, Range 25 West, described as follows: Commencing at the Southwest corner of said Government Lot 3; thence running North along the West line of said Government Lot 3 to the point of intersection of said West line with the North line of Second Street as same is laid out in the Supplemental Plat of Waconia, according to the plat thereof on file and of record in the office of the Register of Deeds, Carver County, Minnesota; thence running East along the North line of said Second Street and the Easterly extension of said North line of said Second Street a distance of 445.0 feet to a point; thence running South, parallel with the West line of said Government Lot 3 a distance of 116 feet to a point; thence running Easterly on a line parallel with the aforementioned Easterly extension of the North line of said Second Street a distance of 118.69 feet to a point; thence running South 20°20' East to the point of intersection with the South line of said Government Lot 3; thence running Westerly along said South line of said Government Lot 3 a distance of 666.6 feet to the place of beginning, but excepting therefrom the following: Commencing at the point of intersection of the West line of Government Lot 3 and the South line of Second Street as same is laid out in the Supplemental Plat of Waconia; thence running North along said'

West line of said Government Lot 3 to the point of intersection of said west line with the north line of said Second Street as same is laid out in the supplemental Plat of Waconia; thence running East along the north line of said Second Street and the Easterly extension of said north line of said Second Street a distance of 445.0 feet to a point; thence running South, parallel with the west line of said Government Lot 3 a distance of 66 feet, more or less, to the point of intersection with the Easterly extension of the south line of said Second Street; thence running Westerly along said Easterly extension of the south line of said Second Street and said south line of said Second Street to the place of beginning.

Also, that part of the Northwest Quarter of Northeast Quarter of Section Twenty-four (24), Township One Hundred Sixteen (116), Range Twenty-five (25), lying Northerly of the ^{Southerly} right of way of the Minneapolis and St. Louis Railway Company, as said right of way is described in Book "Y" of Deeds at page 214 in the office of the Register of Deeds in and for Carver County, Minnesota, and Westerly of a line which is 1615.56 feet distant West of and parallel to the east line of the Northeast Quarter of said Section 24. ~~Subsequent to the filing of this Ordinance, the City Clerk has received a letter from the Minneapolis and St. Louis Railway Company, dated December 16, 1968, stating that the right of way of the Minneapolis and St. Louis Railway Company, as described in Book "Y" of Deeds at page 214 in the office of the Register of Deeds in and for Carver County, Minnesota, and Westerly of a line which is 1615.56 feet distant West of and parallel to the east line of the Northeast Quarter of said Section 24, is now owned by the City of Waconia.~~

Section 3. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Commission of the State of Minnesota, the Secretary of State, and the Auditor of Carver County.

Section 4. Effective Date of Annexation. Annexation shall be deemed final upon the filing of the certified copies of this Ordinance as directed in Section 3.

Adopted by the Common Council this 16th day of December, 1968.

Mayor

Attest: _____
City Recorder

RECEIVED

DEC 3 - 1968
SECRETARY OF STATE
CORPORATION DIVISION



Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

610 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101

August 4, 1980

Mr. Arthur Bellmann, Clerk
City Hall 9 W. 1st St.
Waconia, Minnesota

Re: Docket Number A-1486 Ordinance Number 330

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Stat. 414.03, Subd. 2 as amended, and the Rules of Procedure.

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Very truly yours,

MUNICIPAL COMMISSION

Bruce Rasmussen
Secretary

BR/pdl
c.c. Secretary of State
County Auditor
Township
Attorney
Municipality

135
ORDINANCE NO. 135

AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE
LIMITS OF THE CITY OF WACONIA

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WHEREAS, the Council finds that said Petition was signed by all of the owners of said land and was duly verified by them; and

WHEREAS, Copies of said Petition were filed with the Municipal Commission of the State of Minnesota, the Town Board of the Town of Waconia, Carver County, Minnesota, and the County Board of Carver County, Minnesota; and

WHEREAS, More than 30 days have elapsed since the dates of said filings and no objections have been made in writing, or otherwise, to the City of Waconia as to the annexation proposed by said Petition:

THE COMMON COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA, ORDAINS:

Section 1. Declaration. It is hereby determined that the territory described below abuts the present corporate limits of the City of Waconia; that said lands are unplatted and do not exceed 200 acres in area; that said lands are not now included in any other municipality; that said lands are conditioned as properly to be subjected to municipal government; and that annexations of said land would be to the best interests of the City of Waconia and of the territory to be annexed.

Section 2. Territory Annexed. The corporate limits of the City of Waconia are hereby extended to encompass and embrace all of the territory described as follows, to-wit:

That part of Government Lot 3, Section 13, Township 116 North, Range 25 West, described as follows: Commencing at the Southwest corner of said Government Lot 3; thence running North along the West line of said Government Lot 3 to the point of intersection of said West line with the North line of Second Street as same is laid out in the Supplemental Plat of Waconia, according to the plat thereof on file and of record in the office of the Register of Deeds, Carver County, Minnesota; thence running East along the North line of said Second Street and the Easterly extension of said North line of said Second Street a distance of 445.0 feet to a point; thence running South, parallel with the West line of said Government Lot 3 a distance of 116 feet to a point; thence running Easterly on a line parallel with the aforementioned Easterly extension of the North line of said Second Street a distance of 118.69 feet to a point; thence running South 20°20' East to the point of intersection with the South line of said Government Lot 3; thence running Westerly along said South line of said Government Lot 3 a distance of 666.6 feet to the place of beginning, but excepting therefrom the following: Commencing at the point of intersection of the West line of Government Lot 3 and the South line of Second Street as same is laid out in the Supplemental Plat of Waconia; thence running North along said

West line of said Government Lot 3 to the point of intersection of said west line with the north line of said Second Street as same is laid out in the supplemental Plat of Macmillan; thence running East along the north line of said Second Street and the Easterly extension of said north line of said Second Street a distance of 445.0 feet to a point; thence running South, parallel with the west line of said Government Lot 3 a distance of 66 feet, more or less, to the point of intersection with the Easterly extension of the south line of said Second Street; thence running Westerly along said Easterly extension of the south line of said Second Street and said south line of said Second Street to the place of beginning.

Also, that part of the Northwest Quarter of Northeast Quarter of Section Twenty-four (24), Township One Hundred Sixteen (116), Range Twenty-five (25), lying Northerly of the right of way of the Minneapolis and St. Louis Railway Company, as said right of way is described in Book "Y" of Deeds at page 214 in the office of the Register of Deeds in and for Carver County, Minnesota, and Westerly of a line which is 1615.56 feet distant West of and parallel to the east line of the Northeast Quarter of said Section 24. Subject to right of way for highway purposes as same is recorded in the office of said Register of Deeds.

Section 3. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Commission of the State of Minnesota, the Secretary of State, and the Auditor of Carver County.

Section 4. Effective Date of Annexation. Annexation shall be deemed final upon the filing of the certified copies of this Ordinance as directed in Section 3.

Adopted by the Common Council this 16th day of December, 1968.

/s/ Karl Granith

Mayor

Attest: .

/s/ Lois A. Wing Recorder

20865

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 19 1969

James J. Hollman
Secretary of State