



396
Phone: 223-2420

STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101
Nov. 10, 1972

Mr. G. Bert Torbert, Clerk
City Hall 211 S. State St.
Waseca, Minnesota 56093

Re: Docket Number A-2211 Ordinance Number 407

Dear Sir:

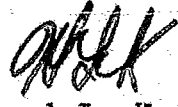
The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 and the Rules of Procedure.

According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor and Secretary of State in addition to the Municipal Commission.

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

Sincerely yours,

MUNICIPAL COMMISSION


Howard L. Kaibel, Jr.
Executive Secretary

HLK/mg

c.c. Secretary of State
County Auditor
Township
Attorney
Municipality

24579

PETITION FOR ANNEXATION

TO THE CITY COUNCIL OF THE CITY OF WASECA, MINNESOTA:

We, the undersigned, being all of the owners of the territory described below, hereby request the Council to annex this territory to the City of Waseca and to extend the City boundaries to include the same, and for that purpose respectfully state:

1. The territory to be annexed consists entirely of lands which are unplatted and which do not exceed two hundred acres in size. All of these lands lie entirely within the County of Waseca, Minnesota, and a description of such lands is as follows:

All that part of the South Half of the Southwest Quarter of Section Five (5), Township One Hundred Seven (107) North, Range Twenty-two (22) West, described as: Beginning at the Southwest corner thereof, thence North 0° East, assumed bearing, 386 feet along the west line thereof to a point on the North line of a Township Road as the same is now dedicated and established; thence north 90° East along the north line of said Township Road 1091.00 feet to a point; thence north 0° East 3 feet to a point; thence south $89^{\circ} 24'$ East 1536.76 feet more or less to the east line of the said Southwest Quarter of Section 5; thence south along the east line of said Southwest Quarter 400 feet to the southeast corner of said Southwest Quarter; thence north $89^{\circ} 24'$ West along the south line of said Southwest Quarter 2628.50 feet to the point of beginning, said point of beginning being the Southwest Corner of said Section 5, and containing therein that certain Township Road upon the north 66 feet of the west 1091 feet, and said road then extending southward to the middle of the remaining portion and thence extending eastward through the middle of said remaining easterly portion to the said east line of the Southwest Quarter; and being subject to Trunk Highway No. 13 upon its westerly 80 feet thereof.

2. The territory described above abutts upon the city limits at the northerly boundary thereof where the same extends in, through and upon Trunk Highway No. 13 at the westerly portion thereof, and none of this described premises is presently included within the corporate limits of any incorporated city, village or borough.

3. All of this territory is or is about to become urban or suburban in character.

4. And the owners of said premises are set out below with the description of their property set out opposite their names as follows, viz:

John E. Fossum and Sadie
Fossum, his wife

All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5-107-22 described as beginning at the SW corner thereof; being the centerline of Trunk Highway No. 13; thence north 0° East, assumed bearing, 183 feet along the west line thereof to a point, thence N 90° E 225 feet; thence S 0° E 185.36 feet to the south line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence N 89° 24' W 225 feet to the point of beginning, except the north 18 feet thereof, subject to the highway right of way on the westerly portion thereof.

Milton A. Clemons and Winifred
C. Clemons, his wife

All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5-107-22 described as commencing at the SW corner thereof; thence N 0° E assumed bearing 353 feet along the west line of said section 5 to the true point of beginning, thence north 0° E 233 feet along the west line of said section 5 to a point; thence north 90° E 320 feet; thence south 0° E 233 feet to the centerline of the Township Road; thence N 90° West 320 feet along the centerline of said road to the point of beginning; subject to said Highway right of way on the westerly portion thereof and subject to the Township Road on the south 33 feet thereof, together with a parcel described as commencing at the SW corner of the said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5, 107-22, thence N 0° E assumed bearing 353 feet along the west line thereof; thence N 90° E 320 feet along the centerline of the Township Road to the true point of beginning; thence N 0° E 233 feet; thence N 90° W 70 feet; thence N 0° E 200 feet; thence N 90° E 70 feet; thence N 0° E 149 feet to the centerline of the County Ditch No. 9; thence southeasterly along the centerline of said ditch to a point, said last point being N 0° E 213 feet from the centerline of said road and N 90° E 775 feet from the West line of the said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence south 0° E 213 feet to the centerline of said road; thence N 90° W 455 feet to the said true point of beginning; subject to said public road along the south 33 feet thereof, and subject to said ditch. It being acknowledged that this land is described to show the said Milton A. Clemons and Winifred C. Clemons as the adjoining property owner of the north 33 feet of the west 775 feet of the Township Road, which northerly 33 feet thereof is included in this Petition for Annexation, and the remaining of the property is not being included in this Petition for Annexation to the City of Waseca.

Lars G. Hellstrom and Alyce L.
Hellstrom, his wife

All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5, 107-22 described as: Commencing at the SW corner thereof; thence N 0° E assumed bearing 183 feet along the west line of said section 5 to the true point of beginning; thence N 0° E 170' along the west line of said Sec. 5 to a point on the centerline of the Township Road; thence N 90° E assumed bearing, 225 feet along the centerline of the Township Road; thence S 0° E assumed bearing 170 feet; thence N 90° W 225 feet to said true point of beginning subject to the highway right of way of Trunk Highway No. 13 on the westerly portion thereof and subject to the Township Road right of way on the north 33 feet thereof, together with the North 18 feet of the following described tract of land: All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5-107-22, described as: Commencing at the SW corner; thence N 0° E assumed bearing, 115 feet along the west line of said Sec. 5 to the true point of beginning; thence continuing N 0° E assumed bearing 68 feet along the west line of said Sec. 5; thence N 90° E assumed bearing, 225 feet; thence S 0° E assumed bearing 68 feet; thence N 90° W assumed bearing 225 feet to said true point of beginning; subject to the highway right of way of Trunk Highway No. 13 on the westerly portion thereof.

Alfred A. Weiland and Henrietta
Weiland, his wife

All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5, 107-22 described as: Commencing at the SW corner thereof; thence N 0° E assumed bearing 353 feet along the W line of said Sec. 5 to the centerline of the Township Road; thence N 90° E, assumed bearing, 225 feet along the centerline of the Township Road to the true point of beginning; thence continuing N 90° E assumed bearing 200 feet along the center line of said road; thence S 0° E 357.45 feet to the south line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence N 89° 24' west, assumed bearing, 200 feet along the south line of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence N 0° E assumed bearing, 355.36 feet to the said true point of beginning, subject to the said road along the north 33 feet thereof.

Leo C. Schimek and Katherine
E. Schimek, husband and wife,
fee owners and Alfred A. Weiland,
owner under an unrecorded
Contract for Deed, and Henrietta
Weiland, his wife

All that part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 5-107-22, described as: Commencing at the SW corner thereof; thence N 0° E assumed bearing, 353 feet along the west line of said Sec. 5 to the centerline of the Township Road; thence N 90° E assumed bearing, 425 feet along the centerline of said Township Road to the true point of beginning; thence continuing N 90° E, assumed bearing, 633 feet along the centerline of said Road; thence S 0° E, assumed bearing, 164 feet along the centerline of said Road; thence S 90° W, 33 feet to the west line of said Township Road; thence S 0° W assumed bearing, to the south line of the Southwest Quarter of said Sec. 5; thence S 90° West along the said south line of the SW $\frac{1}{4}$ of said Sec. 5, 600 feet;

thence N 0° W assumed bearing, 357.45 feet more or less to the point of beginning, the same being subject to the Township Road on north 33 feet of said described premises.

Leo C. Schimek and Katherine E. Schimek, husband and wife, fee owners and Leo Hayunga and Barbara Ann Hayunga, husband and wife, owners under a purchase agreement which is unrecorded.

That certain portion of the above described premises known as Lot 13, Block 1, of the proposed Oak View Addition, Waseca County, Minnesota.

Leo C. Schimek and Katherine E. Schimek, husband and wife, fee owners and Donald E. Peltz and Neann M. Peltz, husband and wife, owners under a purchase agreement which is unrecorded.

That certain portion of the above described premises known as Lot 14, Block 1, of the proposed Oak View Addition, Waseca County, Minnesota.

Leo C. Schimek and Katherine E. Schimek, husband and wife, fee owners and Jack F. Perkins and Joan Ann Perkins, husband and wife, owners under a purchase agreement which is unrecorded.

That certain portion of the above described premises known as Lot 12, Block 1, of the proposed Oak View Addition, Waseca County, Minnesota.

Leo C. Schimek and Katherine E. Schimek, husband and wife, fee owners and Armond J. Matz, single, George E. Matz, single, and Emily M. Matz, single, owners under an unrecorded Earnest Money Contract for Sale

That certain portion of the above described premises known as Lots 1, 2, 3, 4 and 5, in Block 2, of the proposed Oak View Addition, Waseca County, Minnesota.

Leo C. Schimek and Katherine E. Schimek, husband and wife, as fee owners of all of the remaining property to be admitted to the City of Waseca, together with the property northerly thereof and contiguous thereto which has not been heretofore described.

In Witness Whereof:

[Signature]
[Signature]

[Signature]
John E. Fossum
[Signature]
Sadie Fossum
[Signature]
Milton A. Clemons
[Signature]
Winifred C. Clemons
[Signature]
Lars G. Hellstrom
[Signature]
Alyce J. Hellstrom
[Signature]
Alfred A. Weiland
[Signature]
Henrietta Weiland
[Signature]
Leo C. Schimek
[Signature]
Katherine E. Schimek

Leo Hayunga
 Leo Hayunga
Barbara Ann Hayunga
 Barbara Ann Hayunga
Donald E. Peltz
 Donald E. Peltz
Neann M. Peltz
 Neann M. Peltz
Jack F. Perkins
 Jack F. Perkins
Joan Ann Perkins
 Joan Ann Perkins
Armond J. Matz
 Armond J. Matz
George E. Matz
 George E. Matz
Emily M. Matz
 Emily M. Matz

Subscribed and sworn to before me
this 10th day of June, 1972.

Arthur J. Cannon
 Notary Public of Wascon County
 My Commission Ends 8-9-75

#24579
 STATE OF MINNESOTA
 DEPARTMENT OF STATE
 FILED
 NOV 15 1972
Arlen J. Edsall
 Secretary of State

ORDINANCE NO. 407

AN ORDINANCE ANNEXING A CERTAIN TERRITORY TO THE CITY OF WASECA, MINNESOTA AND EXTENDING THE CORPORATE LIMITS OF THE CITY OF WASECA TO INCLUDE CERTAIN UNINCORPORATED TRACTS OF LAND ABUTTING UPON THE CITY OF WASECA, AND ESTABLISHING THE ZONING THEREOF.

WHEREAS, the land hereinafter described is unplatted land of less than 200 acres situated in Woodville Township, Waseca County, Minnesota, and abuts upon the corporate boundary of the City of Waseca; and,

WHEREAS, all of the owners of said land, by certain petition dated the 30th day of June, 1972, have requested the City of Waseca to annex said land to the City of Waseca and to extend the City boundaries to include the same; and,

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described does not exceed 200 acres in area and consists of unplatted land, no part of which is included within the limits of an incorporated city, village; and,

WHEREAS, the land described in the petition abuts upon the City of Waseca limits; and,

WHEREAS, Notice of Intent to Annex the hereinafter described land has been served upon the Town Board of Woodville Township and said Township Board has waived any objection to said annexation; and,

WHEREAS, the City Council of the City of Waseca has determined that the annexation of said land to the City of Waseca will be to the best interests of the City of Waseca, and of the territory to be annexed;

NOW THEREFORE, THE CITY OF WASECA DOES ORDAIN:

SECTION I.

That there is hereby annexed to and included within the City of Waseca, Minnesota, the following described land in the County of Waseca, State of Minnesota:

All that part of the South Half of the Southwest Quarter of Section Five (5), Township One Hundred Seven (107) North, Range Twenty-two (22) West, described as Beginning at the Southwest corner thereof, thence North 0° East, assumed bearing, 386 feet along the West line

thereof to a point on the North line of a Township Road as the same is now dedicated and established; thence North 90° East along the North line of said Township Road 1091.00 feet to a point; thence North 0° East 3 feet to a point; thence South $89^{\circ}24'$ East 1536.76 feet more or less to the East line of the said Southwest Quarter of Section 5; thence South along the East line of said Southwest Quarter 400 feet to the Southeast corner of said Southwest Quarter; thence North $89^{\circ}24'$ West along the South line of said Southwest Quarter 2628.50 feet to the point of beginning, said point of beginning being the Southwest Corner of said Section 5, and containing therein that certain Township Road upon the North 66 feet of the West 1091 feet, and said road then extending Southward to the middle of the remaining portion and thence extending Eastward through the middle of said remaining Easterly portion to the said East line of the Southwest Quarter; and being subject to Trunk Highway No. 13 upon its Westerly 80 feet thereof.

SECTION II.

That all of the land described in Section I hereof shall be zoned Residential within the meaning of the Zoning Ordinance of the City of Waseca, Minnesota EXCEPT the following parcels, which shall be zoned Commercial:

All that part of the S.W. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of Section 5, 107-22 described as:

Commencing at the SW corner thereof; thence N 0° E assumed bearing 183 feet along the West line of said Section 5 to the true point of beginning; thence North 0° E 170' along the West line of said Section 5 to a point on the centerline of the Township Road; thence N 90° assumed bearing, 225 feet along the

centerline of the Township Road; thence S 0° E assumed bearing 170 feet; thence N 90°W 225 feet to said true point of beginning subject to the highway right-of-way of Trunk Highway No. 13 on the Westerly portion thereof and subject to the Township Road right-of-way on the North 33 feet thereof, together with the North 18 feet of the following described tract of land: All that part of the SW¼ of the SW¼ of Section 5-107-22, described as: Commencing at the SW corner; thence N 0° E assumed bearing, 115 feet along the West line of said Section 5 to the true point of beginning; thence continuing N 0° E assumed bearing 68 feet along the West line of said Section 5; thence N 90° E assumed bearing, 225 feet; thence S 0° E assumed bearing 68 feet; thence N 90° W assumed bearing 225 feet to said true point of beginning; subject to the highway right-of-way of Trunk Highway No. 13 on the Westerly portion thereof.

AND

All that part of the SW¼ of the SW¼ of Section 5, 107-22 described as:

Commencing at the SW corner thereof; thence N 0° E assumed bearing 353 feet along the W line of said Sec. 5 to the centerline of the Township Road; thence N 90° E, assumed bearing, 225 feet along the centerline of the Township Road to the true point of beginning; thence continuing N 90° E assumed bearing 200 feet along the center line of said road; thence S 0° E 357.45 feet to the South line of said SW¼ of SW¼; thence N 89° 24' West, assumed bearing, 200 feet along the South line of said SW¼ of the SW¼; thence N 0° E assumed bearing, 355.36 feet to the said true point of beginning, subject to the said road along the North 33 feet thereof.

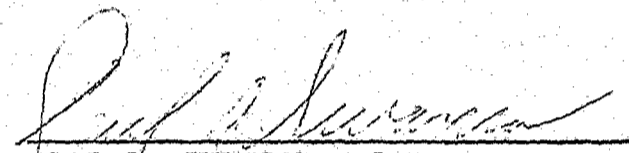
SECTION III.


That a copy of this Ordinance shall be filed with the Minnesota Municipal Commission, the Secretary of State of the State of Minnesota, the Waseca County Auditor, the Waseca County Register of Deeds, and the Clerk of the Woodville Township Board.

SECTION IV.

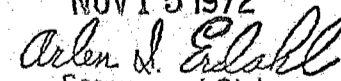
That this ordinance shall be effective upon passage and publication and the filing of certified copies as directed in Section III.

Adopted this 10th day of August 19 72.


CARL A. SWANSON, MAYOR
CITY OF WASECA, MINNESOTA

ATTEST: 
G. B. TORBERT, CITY CLERK
CITY OF WASECA, MINNESOTA

FIRST READING July 27, 19 72
SECOND READING August 10, 19 72
PUBLICATION August 21 19 72

24579
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 15 1972

Secretary of State