



246
Phone: 221-2420

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

Jan. 7, 1974

Mr. Jack Armstrong
Assistant Secretary of State
State Office Building
St. Paul, Minnesota

Re: Municipal Commission Docket Number A-2350(OA)

Dear Mr. Anderson:

The subject order of the Minnesota Municipal Commission makes the following changes in the population of the named units of government:

The population of Waseca
is increased by 179

A new municipality named _____
has been created with a population of _____

The _____
has been dissolved.

Official Date of the Order December 28, 1973

Other _____

Howard L. Kaibel, Jr.
Executive Secretary

#26141
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JAN 8 - 1974

Arlen J. Edsall
Secretary of State

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Thomas J. Simmons	Vice Chairman
Gerald J. Isaacs	Member
Eugene Powell	Ex-Officio Member
Andrew Sotebeer	Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION)	<u>FINDINGS OF FACT</u>
FOR THE ORDERLY ANNEXATION OF CERTAIN)	<u>CONCLUSIONS OF LAW</u>
LAND TO THE CITY OF WASECA)	<u>AND ORDER</u>

The above-entitled matter came on for hearing before the Minnesota Municipal Commission pursuant to Minnesota Statutes 414, as amended, on April 12, 1973 at the City Hall, Waseca, Minnesota. The City of Waseca appeared by and through Robert A. Bieszczat, City Manager. No one appeared in opposition. Also in attendance were County Commissioners Eugene Powell and Andrew Sotebeer, Ex-Officio Members of the Commission. Testimony was heard and records and exhibits were received.

After due and careful consideration of all evidence, together with all records, files and proceedings, and being fully advised in the premises, the Minnesota Municipal Commission hereby makes and files the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Due, timely and adequate legal notice of the hearing was published, served and filed.
2. That the area proposed for annexation is approximately 97.7 acres.

3. That the City of Waseca does now or will provide to the area proposed for annexation the following services within three (3) years.

Water - Sewer Services
Electricity - Gas
Fire Protection
Police Protection

4. The population of the area proposed for annexation is 179.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction of the within proceeding.

2. The area proposed for annexation is now or is about to become urban or suburban in nature.

3. The City of Waseca is capable of providing the services required by the area described herein within a reasonable time.

O R D E R

IT IS HEREBY ORDERED: That the following described property lying in the Township of Woodville, County of Waseca, State of Minnesota, be and the same hereby is annexed to the City of Waseca the same as if it had originally been made a part thereof:

Land lying in the County of Waseca, State of Minnesota beginning at the Center of Section 18, Township 107 North, Range 22 West, Waseca County, Minnesota; thence West along the North line of the Southwest One-Quarter of said Section 18, a distance of 735 feet; thence South parallel with the East line of the Southwest One-Quarter of said Section 18 to the South line of said Section 18; thence East along the South line of Section 18 to the East Right-of-way line of County State Aid Highway number four (4); thence North along the East line of County State Aid Highway Number 4 to the South line of 10th Avenue Southwest; thence West along the South line of 10th Avenue Southwest to the West line of 6th Street Southwest; thence North along the West line of 6th Street Southwest to the North line of the Southeast One-Quarter of said Section 18; thence West along the North line of the Southeast One-Quarter of said Section 18 to

the center of Section 18, the point of beginning, EXCEPT the following described land:

Beginning at a point on the East line of the Southwest One-Quarter (SW $\frac{1}{4}$) of the Southeast One-Quarter (SE $\frac{1}{4}$) of Section 18, Township 107 North, Range 22 West, said point being 665 feet North of the Southeast (SE) corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18; thence West parallel with the South line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 257 feet; thence North parallel to the East line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 169.5 feet; thence East parallel to the South line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 257.0 feet; thence South along the East line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 169.5 feet to the point of beginning containing one acre more or less.


IT IS FURTHER ORDERED: That the Division of Financial Assets or Obligations shall be as set forth in the Joint Resolution, a copy of which is attached.

IT IS FURTHER ORDERED: That the mill levy of the City of Waseca on the property herein ordered annexed shall be increased in substantially equal proportion over a period of three (3) years to equality with the mill levy of the property already within the City.

IT IS FURTHER ORDERED: That the population of the City of Waseca be and the same hereby is increased by 179 for all purposes until the next federal or state census.

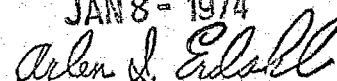
Dated this 28TH day of December, 1973

MINNESOTA MUNICIPAL COMMISSION
304 Capitol Square Building
St. Paul, Minnesota 55101


Howard L. Kaibel, Jr.
Executive Secretary

#26141
STATE OF MINNESOTA
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Arlen J. Erdahl
Secretary of State

JOINT RESOLUTION AS TO ORDERLY ANNEXATION

WASECA - WOODVILLE

WHEREAS, the Municipal Commission of the State of Minnesota presently has before it for hearing and consideration the matter of annexing certain portions of the Township of Woodville to the City of Waseca; and

WHEREAS, the Township of Woodville and the City of Waseca are parties to the said hearing; and

WHEREAS, there is a basis for agreement between the parties to this action upon which the matters presently before the Minnesota Municipal Commission can be settled, and the municipal parties hereto desire to set forth such terms of settlement by means of this RESOLUTION,

NOW THEREFORE, Be it resolved by the City of Waseca and the Township of Woodville, as follows:

I.

That the following described area in Township of Woodville is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.032, and the parties hereto do hereby designate this area as in need of orderly annexation as provided by statute:

Land lying in the County of Waseca, State of Minnesota, beginning at the Center of Section 18, Township 107 North, Range 22 West, Waseca County, Minnesota; thence West along the North line of the Southwest One-Quarter of said Section 18, a distance of 735 feet; thence South parallel with the East line of the Southwest One-Quarter of said Section 18 to the South line of said Section 18; thence East along the South line of Section 18 to the East Right-of-way line of County State Aid Highway number four (4); thence North along the East line of County State Aid Highway Number 4 to the South line of 10th Avenue Southwest; thence West along the South line of 10th Avenue Southwest to the West line of 6th Street Southwest; thence North along the West line of 6th Street Southwest to the North line of the Southeast One-Quarter of said Section 18; thence West along the North line of the Southeast One-Quarter of said Section 18 to the center of Section 18, the point of beginning, EXCEPT the following described land:

Beginning at a point on the East line of the Southwest One-Quarter (SW $\frac{1}{4}$) of the Southeast One-Quarter (SE $\frac{1}{4}$) of Section 18, Township 107 North, Range 22 West, said point being 665 feet North of the Southeast (SE) Corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18; thence West parallel with the South line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 257 feet; thence North parallel to the East line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 169.5 feet; thence East parallel to the South line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 257.0 feet; thence South along the East line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, a distance of 169.5 feet to the point of beginning containing one acre more or less

containing 97.7 acres more or less.

That the Township of Woodville does upon the passage of this resolution and its adoption by the Council of the City of Waseca, confer jurisdiction upon the Minnesota Municipal Commission so as to accomplish said annexation in accordance with the terms of this resolution.

II.

That the area designated is in need of orderly annexation and the area involved is or is about to become urban or suburban in character.

III.

The Township of Woodville will not object to the said annexation.

IV.

In the annexation within the orderly annexation area, the parties agree to the following division of financial assets and obligations:

1. Property Taxes

The real estate tax income for the year in which the annexation takes place shall be retained by the Township of Woodville.

2. Per Capita Aids

The City of Waseca agrees that the Township of Woodville will retain all State Per Capita Aids due and payable through 197₄.

3. Town General Fund and Other Assets

The City of Waseca agrees not to apply for any division of the Township of Woodville's General Funds or other assets

4. Population

The Township of Woodville and the City of Waseca agree that the population of the City of Waseca shall be increased by 187 by virtue of the proposed annexation and, further that the Municipal Commission will determine said population by order.

V.

Both parties agree to dismiss the pending annexation petition (Minnesota Municipal Commission File No. A-2244).

VI.

The City of Waseca agrees to meet and confer with the Township of Woodville prior to any subsequent annexations initiated by the City of Waseca which would affect the Township of Woodville.

IN TESTIMONY WHEREOF, This instrument has been executed by the duly authorized officers of the Township of Woodville this 6 day of Feb, 1973.

BY: Archie Drakheim
Its Chairman

ATTEST: Art J. Linn
Township Clerk

IN TESTIMONY WHEREOF, This instrument has been executed by the duly authorized officers of the City of Waseca this 8th day of February, 1973.

BY: Carl A. Swanson
CARL A. SWANSON, MAYOR

BY: Robert A. Bieszczat
ROBERT A. BIESZCZAT
CITY MANAGER

ATTEST: JPB. Torbert
CITY CLERK

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