



**STATE OF MINNESOTA
MUNICIPAL BOARD**

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

September 21, 1984

Ms. Carole A. Grimm
City Clerk
Room 100, City Hall
Rochester, Minnesota 55902

Docket Number A-4127

Ordinance Number 2367

City of Rochester

Dear Ms. Grimm:

The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State, and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script, reading "Patricia D. Lundy".

Patricia D. Lundy
Assistant Director

PDL:sg

cc: Olmsted County Auditor
Rochester Township Clerk
Judy Kay Scherr, Deputy City Clerk
Secretary of State

35470
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 25 1984

A handwritten signature in cursive script, reading "Joan Anderson Albrecht".
Secretary of State

STATE OF MINNESOTA)
COUNTY OF OLMSTED)

I, JUDY KAY SCHERR, DEPUTY CITY CLERK OF THE CITY OF ROCHESTER,
MINNESOTA, DO HEREBY CERTIFY THAT I HAVE COMPARED THE ATTACHED
COPY OF AN ORDINANCE WITH THE ORIGINAL ORDINANCE ON FILE IN MY
OFFICE AND THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE
SAID ORDINANCE AND OF THE WHOLE THEREOF.

WITNESS MY HAND THIS 5th DAY OF July, 1984.

Judy Kay Scherr
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

From

72b

ORDINANCE NO. 2367

AN ORDINANCE ANNEXING 33.5 ACRES OF UNPLATTED LAND SITUATED WEST OF T.H. 52 IN ROCHESTER TOWNSHIP AND SOUTH OF THE ZUMBRO RIVER TO THE CITY OF ROCHESTER

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 the owner of the lands described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation which is located in Rochester Township, Olmsted County, Minnesota, and is described as follows:

A part of the South One Half of Section 10, Township 106 North, Range 14 West, Olmsted County, Minnesota described as follows:

Commencing at the southeast corner of the Southwest Quarter of said Section 10; thence South 89°24'37" West, assumed bearing, along the south line of said Southwest Quarter, 1315.18 feet to the southwest corner of the Southeast Quarter of said Southwest Quarter; thence North 01°24'45" West, along the west line of said Quarter Quarter Section, 989.84 feet to the north line of the south thirty acres of the Southeast Quarter of said Southwest Quarter; thence North 89°14'27" East, along said north line, 652.00 feet for a point of beginning; thence South 01°24'44" East, 737.14 feet to the north line of Lenwood Heights (said line also being the centerline of County Road No. 125); thence North 88°57'57" East, along said north line, a distance of 104.68 feet; thence South 84°40'11" East, along said north line, 378.20 feet; thence North 05°18'07" East, 49.62 feet to the northerly right-of-way line of said County Road No. 125; thence Northeasterly 742.15 feet along said right-of-way line and along a nontangential curve, concave northwesterly, central angle of 37°27'00", radius of 1135.43 feet and the chord of said curve bears North 76°34'37" East, 729.01 feet; thence North 32°08'53" West, 50.00 feet; thence North 57°51'07" East, 396.28 feet to the westerly right-of-way line of T.H. No. 52; thence North 21°10'59" East, along said right-of-way line, 160.42 feet; thence Northerly 286.27 feet along said right-of-way line and along a nontangential curve, concave Easterly, central angle of

06°40'43", radius of 2455.85 feet and the chord of said curve bears North 10°58'51" West, 286.11 feet to the centerline of the South Fork of the Zumbro River (and the next nine courses are along said centerline); thence South 36°39'52" West, 147.03 feet; thence South 69°43'26" West, 189.12 feet; thence South 55°08'43" West, 187.09 feet; thence North 72°19'00" West, 152.60 feet; thence North 43°04'53" West, 194.60 feet; thence South 60°04'49" West, 75.18 feet; thence South 21°51'35" West, 228.24 feet; thence South 89°59'58" West, 144.78 feet; thence North 44°46'07" West, 314.46 feet to the north line of the south thirty acres of the Southeast Quarter of the Southwest Quarter of said Section 10; thence South 89°14'27" West, along said north line, 312.08 feet to the point of beginning. Being subject to an easement for County Road No. 125 right-of-way across the southerly boundary thereof; together with:

A part of the Southeast Quarter of the Southwest Quarter of Section 10, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of said Southwest Quarter; thence South 89°24'37" West, assumed bearing, along the south line of said Southwest Quarter, 1315.18 feet to the southwest corner of the Southeast Quarter of the Southwest Quarter; thence North 01°24'45" West, along the west line of said Quarter Quarter Section a distance of 201.56 feet to the northwest corner of Lenwood Heights (said point also being in the centerline of County Road No. 125) for a point of beginning; thence continue North 01°24'45" West, along the west line of said Quarter Quarter Section a distance of 788.28 feet to the north line of the south thirty acres of the Southeast Quarter of said Southwest Quarter; thence North 89°14'27" East, along said north line, 652.00 feet; thence South 01°24'44" East, 737.14 feet to the north line of said Lenwood Heights; thence South 88°57'57" West, along said north line, 267.06 feet; thence South 81°51'05" West, along said north line, 387.58 feet to the point of beginning. Being subject to an easement for County Road No. 125 right-of-way across the southerly boundary thereof; together with:

A part of the Southwest Quarter of the Southeast Quarter of Section 10, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the northeast corner of the Southwest Quarter of said Southeast Quarter; thence South 88°31'30" West; assumed bearing, along the north line of said Quarter Quarter Section a distance of 29.45 feet to the easterly right-of-way line of T.H. No. 52; thence Southerly 79.18 feet along said right-of-way line and

along a nontangential curve, concave easterly, central angle of 02°14'37", radius of 2021.85 feet and the chord of said curve bears South 03°31'55" East, 79.17 feet; thence South 85°12'46" West, along said right-of-way line, 20.00 feet; thence Southerly 311.86 feet along said right-of-way line and along a nontangential curve, concave easterly, central angle of 08°45'03", radius of 2041.85 feet and the chord of said curve bears South 09°01'45" East, 311.55 feet; thence Northeasterly 7.40 feet, along said right-of-way line and along a nontangential curve, concave northwesterly, central angle of 00°12'50", radius of 1983.48 feet and the chord of said curve bears North 57°26'10" East, 7.40 feet to the east line of the Southwest Quarter of the Southeast Quarter of said Section 10; thence North 01°34'56" West, along said east line, 385.26 feet to the point of beginning; together with:

A part of the Southeast Quarter of Section 10, Township 106 North, Range 14 West, and a part of the Northeast Quarter of Section 15, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southwest corner of the Southeast Quarter of said Section 10; thence North 88°20'54" East, assumed bearing, along the south line of said Southeast Quarter, 417.71 feet for a point of beginning; thence North 69°38'22" West along the centerline of Woodcrest Lane SW (formerly County Road D), 432.13 feet to the southerly right-of-way line of County Road No. 125; thence Northeasterly 476.28 feet along said right-of-way line and along a nontangential curve, concave northerly, central angle of 22°05'19", radius of 1235.43 feet and the chord of said curve bears North 74°43'43" East, 473.34 feet; thence Southerly 312.71 feet along a nontangential curve, concave westerly, central angle of 43°46'42", radius of 409.26 feet and the chord of said curve bears South 10°21'25" West, 305.15 feet; thence South 11°31'56" West, 13.57 feet to the centerline of Woodcrest Lane SW; thence North 69°38'22" West along said centerline, 110.55 feet to the point of beginning. Being subject to an easement for Woodcrest Lane SW right-of-way across the southwesterly boundary thereof and an easement for 18th Avenue SW right-of-way across the easterly boundary thereof.

Said petition has also been filed with the Town Board of Rochester Township, with the County Board of the County of Olmsted, and with the Minnesota Municipal Commission, and the Town Board of Rochester Township has notified the City that it has no objections to the annexation of the above-described land.

Section 2. The quantity of land included in said petition is approximately 33.5 acres.

Section 3. The Common Council of the City of Rochester does 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 interest of the City of Rochester and the lands described.

Section 4. Therefore, the lands 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. 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 Board, the Rochester Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 16 DAY OF APRIL, 1984.

R. J. Pastore
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Carol A. Gumm
CITY CLERK

Approved this 17th day of APRIL, 1984.

Chuck Hegans
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

#35470
O.D.