



STATE OF MINNESOTA
MUNICIPAL BOARD

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

July 7, 1988

Carole A. Grimm
Rochester City Clerk
Room 100, City Hall
Rochester, Minnesota 55902-3163

Docket Number A-4469

Ordinance Number 2597

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

Patricia D. Lundy
Patricia D. Lundy
Assistant Director

PDL:sg

cc: Olmsted County Auditor
Rochester Township Clerk
Judy Kay Scherr, Deputy City Clerk
Jeffrey Ellerbusch, Consolidated Planning Dept.
Allan King, McGhie & Betts, Inc.
Bette and Richard Trusler, Petitioners
Secretary of State

138263
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUL 20 1988

Jan Anderson Howe
Secretary of State

Rochester

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 23rd DAY OF JUNE, 1988.

Judy Kay Scherr
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

ORDINANCE NO. 2597

AN ORDINANCE RELATING TO ANNEXATION;
ANNEXING APPROXIMATELY 77.8 ACRES OF
LAND IN THE NORTH HALF OF THE
SOUTHEAST QUARTER OF SECTION 22,
ROCHESTER TOWNSHIP

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. The City of Rochester has purchased certain lands located in Rochester Township, Olmsted County, Minnesota, and is described, together with adjacent public road right-of-way as follows:

The North Half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$), Section 22, Township 106 North, Range 14 West, less a parcel of land described as follows:

Commencing at the Southeast corner of said North Half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section; thence West a distance of 300 feet to the point of beginning of said excepted parcel, thence West a distance of 270 feet; thence North at right angles a distance of 350 feet; thence East a distance of 270 feet; thence South a distance of 350 feet to the point of beginning of said excepted parcel.

Subject to public highway rights-of-way and also subject to the easement granted in that certain Quit Claim Deed dated April 19, 1966, and recorded in the office of the Register of Deeds for Olmsted County, Minnesota, in Book 334, Page 289, over the South 16 feet of the within conveyed tract, less the East 570 feet of said South 16 feet.

A petition by the City to annex said lands has 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 77.8 acres in size.

Section 3. 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 interest of the City of Rochester and the land described.

Section 4. 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 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 20 DAY OF June, 1988.

Joseph B. Salkey
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Dorothy A. Shannon
CITY CLERK

Approved this 21 day of June, 1988.

Mark T. Taylor
MAYOR OF SAID CITY

(Seal of the City of Rochester, Minnesota)

138263
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUL 20 1988

John Anderson
Secretary of State