



STATE OF MINNESOTA
MUNICIPAL BOARD

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

November 22, 1989

Judy Kay Scherr
Deputy City Clerk
Room 100, City Hall
Rochester, MN 55902-3163

Docket Number: A-4664

Ordinance Number: 2659

City of Rochester

Dear Ms. Scherr:

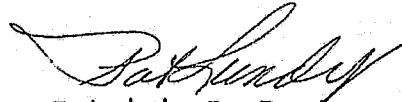
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

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 recommend that you also 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

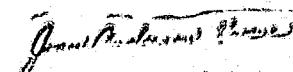

Patricia D. Lundy
Assistant Director

PDL:ry

cc: Olmsted County Auditor
Rochester Township Clerk
Ronald C. Bailey, Yaggy Colby Associates
Arnie and Rebecca Bomgaars, Petitioners
Secretary of State ✓

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

NOV 30 1989


Secretary of State

Rochester

STATE OF MINNESOTA)
COUNTY OF OLMPSTED)

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 10TH DAY OF NOVEMBER, 1989.

Judy Kay Scherr
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

ORDINANCE NO. 2659

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, APPROXIMATELY 12.85 ACRES OF LAND IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 106 NORTH, RANGE 14 WEST, IN ROCHESTER TOWNSHIP, OLNSTED COUNTY, MINNESOTA

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 land described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Rochester Township, Olmsted County, Minnesota, and is described together with adjacent public road right-of-way as follows:

That part of the Southeast Quarter of the Southeast Quarter of Section 9, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Southeast Quarter; thence westerly on a Minnesota State Plane Grid Azimuth from north of 269 degrees 39 minutes 28 seconds along the south line of said Southeast Quarter of the Southeast Quarter 131.02 feet to the westerly right-of-way line of C.S.A.H. No. 8 and the point of beginning; thence northerly 06 degrees 24 minutes 44 seconds azimuth along said right-of-way line 613.41 feet; thence westerly 268 degrees 45 minutes 51 seconds azimuth 240.63 feet; thence northerly 358 degrees 45 minutes 51 seconds azimuth 154.62 feet; thence westerly 269 degrees 39 minutes 28 seconds azimuth 356.69 feet; thence northerly 359 degrees 39 minutes 28 seconds azimuth 133.34 feet; thence westerly 269 degrees 39 minutes 28 seconds azimuth 321.04 feet; thence westerly 260 degrees 53 minutes 55 seconds azimuth 179.88 feet; thence southerly 179 degrees 39 minutes 28 seconds azimuth 465.95 feet to the northwest corner of Bamber Corner according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence easterly 89 degrees 39 minutes 28 seconds azimuth along the north line of said Bamber Corner 486.15 feet; thence easterly 106 degrees 05 minutes 09 seconds azimuth along said north line 120.70 feet; thence southeasterly 128 degrees 48 minutes 29 seconds azimuth along the northeasterly line of said Bamber Corner 121.16 feet; thence southeasterly 156 degrees 46 minutes 12 seconds azimuth along said northeasterly line 119.37 feet; thence southerly 179 degrees 39 minutes 28 seconds azimuth along the easterly line of said Bamber Corner 179.40 feet to the southeast corner of said Bamber Corner and the south line of said Southeast Quarter of the Southeast Quarter; thence easterly 89 degrees 39 minutes 28 seconds azimuth along said south line 284.08 to the point of beginning.

Said tract contains 12.85 acres, more or less.

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 Board, 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 12.85 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 lands 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 14 DAY OF November, 1989.

Deevey B. Selby
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Carol A. Simon
CITY CLERK

APPROVED THIS 15 DAY OF November, 1989.

Deevey B. Selby
Acting MAYOR OF SAID CITY

(Seal of the City of Rochester, Minnesota)

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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James P. Anderson
Secretary of State