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Phone: (612) 296-2428

STATE OF MINNESOTA
MUNICIPAL BOARD

165 Metro Square Building
121 East Seventh Place
St. Paul, Minnesota 55101-2142

April 2, 1990

Carole Grimm
Rochester City Clerk
224 1st Avenue SW
Rochester, MN 55902

Docket Number: A-4683

Ordinance Number: 2682

City of Rochester

Dear Ms. Grimm:

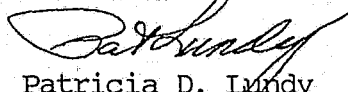
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

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 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

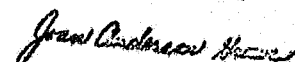

Patricia D. Lundy
Assistant Director

PDL:ry

cc: Olmsted County Auditor
Cascade Township Clerk
Judy Kay Scherr, Deputy City Clerk
Sandra Nelson, City Planner
Milton Rosenblad, Attorney at Law
Secretary of State

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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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 19TH DAY OF MARCH, 1990.

Judy Kay Scherr
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

Kottschaele

ORDINANCE NO. 2682

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, APPROXIMATELY 21.14 ACRES OF LAND LOCATED IN PART IN THE WEST HALF OF THE WEST HALF OF SECTION 14, AND THE EAST 120 ACRES OF SECTION 15, TOWNSHIP 107 NORTH, RANGE 14 WEST, IN CASCADE TOWNSHIP, OLMSTED 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 Cascade Township, Olmsted County, Minnesota, and is described together with adjacent public road right-of-way as follows:

That part of the West Half of the West Half of Section 14, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the southwest corner of the Southwest Quarter of the Southwest Quarter of said Section 14; thence South 89 degrees 58 minutes 22 seconds East, assumed bearing, along the south line of said Section 14, a distance of 226.82 feet; thence North 00 degrees 19 minutes 50 seconds West, 757.05 feet; thence North 89 degrees 43 minutes 42 seconds West, 225.31 feet to the west line of said Section 14; thence South 00 degrees 12 minutes 56 seconds East, along said west line, 758.00 feet to the point of beginning.

Also:

That part of the east 120 acres of Section 15, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of said Section 15; thence North 00 degrees 12 minutes 56 seconds West, assumed bearing, along the east line of said Section 15, a distance of 758.00 feet; thence North 89 degrees 43 minutes 42 seconds West, 989.16 feet to the west line of the east 120 acres of said Section 15; thence South 00 degrees 12 minutes 18 seconds East, along said west line, 758.00 feet to the south line of the Southeast Quarter of said Section 15; thence South 89 degrees 43 minutes 42 seconds East, along said south line, 989.31 feet to the point of beginning.

Containing 21.14 acres more or less.

Said petition has also been filed with the Town Board of Cascade Township, with the County Board of the County of Olmsted, and with the Minnesota Municipal Board, and the Town Board of Cascade 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 21.14 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. Present and future owners of the lands annexed by this ordinance are hereby notified that it is the intention of the City of Rochester to provide electrical service through its Public Utility Department to any development on the lands annexed; and that said annexation by the City represents a commitment by the City to extend its electrical distribution facilities to serve said lands.

Section 7. 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 Cascade Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 2 DAY OF MARCH, 1990.

Nancy B. Selby
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Carole D. Gumm
CITY CLERK

APPROVED THIS 8 DAY OF MARCH, 1990.

Nancy 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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APR 13 1990

James Andrew Hansen
Secretary of State