

ORDINANCE No. 97-05

AN ORDINANCE ANNEXING TO THE CITY OF WINSTED, MINNESOTA CERTAIN LANDS IN WINSTED TOWNSHIP ABUTTING THE CITY OWNED BY THOMAS C. DREW AND LEONA D. DREW, JAMES A HERTEL AND KATHLEEN A. HERTEL, CHARLES J. MILLERBERND AND BARBARA A. MILLERBERND, MAGDALEN E. SCHLAGEL, AND RALPH J. MILLERBERND AND JANET D. MILLERBERND.

THE CITY COUNCIL OF WINSTED DOES ORDAIN:

Section 1. The City of Winsted has received the Petition to annex certain lands to the City of Winsted by the following Petitioners: Thomas C. Drew and Leona D. Drew, James A. Hertel and Kathleen A. Hertel, Charles J. Millerbernd and Barabara A. Millerbernd, Magdalen E. Schlagel and Ralph J. Millerbernd and Janet D. Millerbernd. The lands which each of the Petitioners are requesting to be annexed to the City of Winsted are as stated in Exhibits A, B, C, D, E and F, which are all attached hereto and incorporated herein by reference as though fully set forth in full. All of said lands abut upon the present territorial limits of the City of Winsted. The City Council of the City of Winsted desires to annex such lands so as to include said lands within the City of Winsted, County of McLeod and State of Minnesota and to further adopt an Ordinance annexing said lands to said City of Winsted. Said parcels of land are currently located in Winsted Township, McLeod County, Minnesota.

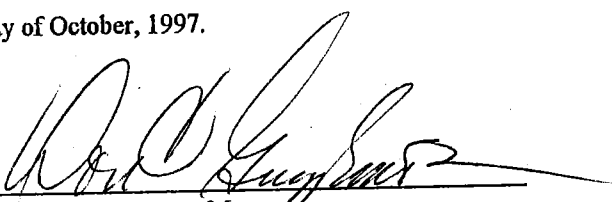
Section 2. The Mayor and the Council of the City of Winsted do hereby determine that the lands referred to in Section 1 above, and legally described in Exhibits A, B, C, D, E and F, abut upon the present territorial limits of the City of Winsted, are urban in character, and the annexation of said lands will be to the best interest of the City of Winsted and the territory affected.

Section 3. Therefore, the lands referred to in Section 1 above and legally described in Exhibits A, B, C, D, E and F, are hereby annexed, added to and made a part of the City of Winsted, as effectually as if they had originally been a part thereof.


Section 4. Both the City of Winsted, Minnesota and the Township of Winsted, Minnesota have executed Waivers of the statutory 90-day period before a City Ordinance of Annexation can be adopted.

Section 5. 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 Clerk of Winsted Township, the McLeod County Auditor and the Secretary of State of Minnesota.

Passed by the City Council this 21 day of October, 1997.

  
Don C. Guggemos, Mayor

Attest:

  
Betty Zachmann, City Clerk

Thomas C. Drew and Leona D. Drew, husband and wife, are the owners of the following described parcel which they are petitioning the City of Winsted to annex to the City of Winsted:

Beginning at a point Four Hundred Sixty Nine (469) feet North of the Southeast Corner of the Northeast Quarter of the Northeast Quarter in Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West; thence West parallel to the North line of said Northeast Quarter of the Northeast Quarter Two Hundred Forty-five (245) feet; thence North parallel to the East line of said Northeast Quarter of the Northeast Quarter, One Hundred Thirty (130) feet; thence East parallel to the North line of said Northeast Quarter of the Northeast Quarter to the East line of said Northeast Quarter of the Northeast Quarter; thence South on the East line of the Northeast Quarter of the Northeast Quarter One Hundred Thirty (130) feet to the place of beginning, in County and State aforesaid.

AND ALSO,

That part of the East 10.00 acres of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$ ) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Commencing at a point on the East line of said Northeast Quarter distant 469.00 feet North from the Southeast corner of said Northeast Quarter of the Northeast Quarter; thence West, parallel with the North line of said Northeast Quarter, 245.00 feet to the point of beginning of the land to be described; thence North, parallel with said East line, 130.00 feet; thence West, parallel with said North line, 84.61 feet to the West line of said East 10.00 acres; thence South, along said West line, 130.00 feet; thence East, parallel with said North line, 84.61 feet to the point of beginning.

EXHIBIT "A"

James A. Hertel and Kathleen A. Hertel, husband and wife, are the owners of the following described parcel which they are petitioning the City of Winsted to annex to the City of Winsted:

That part of the East 10.00 acres of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$ ) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Beginning at a point on the East line of said Northeast Quarter distant 469.00 feet North from the Southeast corner of said Northeast Quarter of the Northeast Quarter; thence West, parallel with the North line of said Northeast Quarter, 329.61 feet to the West line of said East 10.00 acres; thence South, along said West line, 154.18 feet to the North line of the South 315.00 feet of said East 10.00 acres; thence East, along said North line of the South 315.00 feet, 329.61 feet to said East line; thence North, along said East line, 154.00 feet to the point of beginning.

EXHIBIT "B"

Charles J. Millerbernd and Barbara A. Millerbernd, husband and wife, are the owners of the following described parcel which they are petitioning the City of Winsted to annex to the City of Winsted:

Beginning at the Northeast corner of the Southeast Quarter of Northeast Quarter, Section 10, Township 117, Range 27, thence South along the East line of said tract 150 feet, thence West on a line parallel with the North line of said tract 240 feet, thence South on a line parallel with the East line of said tract 20 feet, thence West on a line parallel with the North line of said tract to a point 834.8 feet East from the West line of said tract, thence North on a line parallel with the East line of said tract 150 feet, thence East on a line parallel with the North line of said tract 162 feet, thence North on a line parallel with the East line of said tract 20 feet to the North line of said tract, namely the Southeast Quarter of Northeast Quarter of Section 10, Township 117, Range 27, thence East along the North line of said tract to the point of beginning.

EXHIBIT "C"

Magdalen E. Schlagel is the owner of the following described parcel which she is petitioning the City of Winsted to annex to the City of Winsted:

That part of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117 North of Range 27, West, described as follows, to wit:

Beginning at a point on the East line of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117, Range 27, 190 feet South from the Northeast corner thereof; thence West on a line parallel with the North line of said Southeast Quarter of Northeast Quarter, 200 feet; thence South on a line parallel with the East line of said tract, 150 feet; thence East on a line parallel with the North line of said tract, 200 feet to the East line of said tract; thence North along the East line of said tract 150 feet to the point of beginning.

AND ALSO,

A strip of land 40 feet in width, being twenty (20) feet on each side of a center line described as follows: beginning at a point on the East line of the Southeast Quarter of the Northeast Quarter, Section 10, Township 117, Range 27, 170 feet South from the Northeast corner thereof, thence West on a line parallel with the North line of said tract 220 feet, thence South a line parallel with the East line of said tract 150 feet to a point there terminating.

EXHIBIT "D"

Ralph J. Millerbernd and Janet D. Millerbernd, husband and wife, are the owners of the following described parcel which they are petitioning the City of Winsted to annex to the City of Winsted:

Beginning at the Southeast corner of the Northeast Quarter of the Northeast Quarter in Section Ten (10), Township One Hundred Seventeen (117), Range Twenty-seven (27) West; thence West parallel to the North line of said Northeast Quarter of the Northeast Quarter three hundred thirty (330) feet; thence North parallel to the East line of said Northeast Quarter of the Northeast Quarter three hundred fifteen (315) feet; thence East parallel to the North line of said Northeast Quarter of the Northeast Quarter to the East line of said Northeast Quarter of the Northeast Quarter; thence South on the East line of the Northeast Quarter of the Northeast Quarter three hundred fifteen (315) feet to the place of beginning;

Excepting therefrom following described parcel:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West; thence West along the South line of said Northeast Quarter (NE 1/4) of the Northeast Quarter a distance of 329.61 feet; thence North on a line parallel to and 329.61 feet West of the East line of said Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) a distance of 140.00 feet; thence East on a line parallel to and 140.00 feet North of said South line a distance of 104.61 feet; thence South on a line parallel to and 225.00 feet West of said East line a distance of 40.00 feet; thence East on a line parallel to and 100.00 feet North of said South line a distance of 225.00 feet; thence South along said East line a distance of 100.00 feet to the point of beginning.

EXHIBIT "E"

Ralph J. Millerbernd and Janet D. Millerbernd, husband and wife, are the owners of the following described parcel which they are petitioning the City of Winsted to annex to the City of Winsted:

An undivided one-half (1/2) interest in real property legally described as follows:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West; thence West along the South line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) a distance of 608.13 feet; thence North on a line parallel to and 608.13 feet West of the East line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) a distance of 234.59 feet; thence East on a line parallel to and 234.59 feet North of said South line a distance of 139.26 feet; thence North on a line parallel to and 468.87 feet West of the East line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) a distance of 234.59 feet; thence East on a line parallel to and 469.18 feet North of said South line a distance of 139.26 feet; thence South on a line parallel to and 329.61 feet West of the East line of said Northeast Quarter (NE  $\frac{1}{4}$ ) of the Northeast Quarter (NE  $\frac{1}{4}$ ) a distance of 329.18 feet; thence East on a line parallel to and 140.00 feet North of said South line a distance of 104.61 feet; thence South on a line parallel to and 225.00 feet West of said East line a distance of 40.00 feet; thence East on a line parallel to and 100.00 feet North of said South line a distance of 225.00 feet; thence South along said East line a distance of 100.00 feet to the point of beginning.

EXHIBIT "F"