

DECIDED BY JUL 5 1984

ORDINANCE NO. 2374

AN ORDINANCE ANNEXING TO THE CITY OF
ROCHESTER, MINNESOTA, CERTAIN
PLATTED LAND IN TOOGOOD TERRACE
SUBDIVISION, ROCHESTER 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 owners 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 as follows:

Lots 1, 2, 3, 5, 6, 8, 9 and 10, Toogood Terrace,
Olmsted County, Minnesota.

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 5.0 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 7 DAY OF May, 1984.



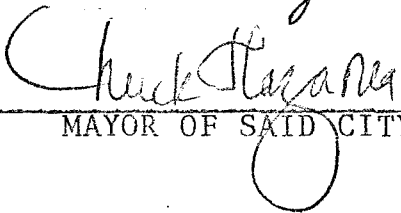
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:



CITY CLERK

Approved this 8 day of May, 1984.



MAYOR OF SAID CITY

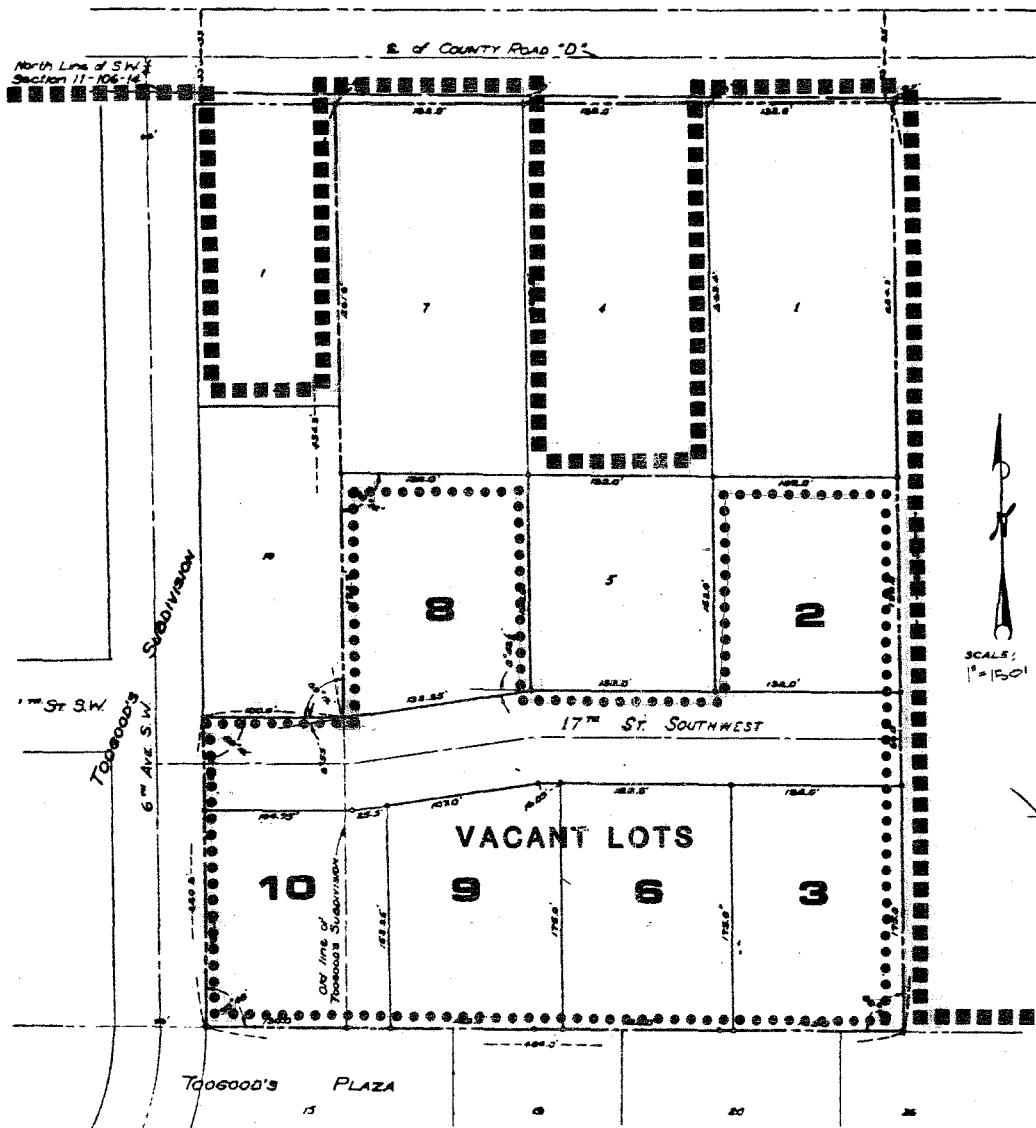
(Seal of the City of
Rochester, Minnesota)

FEB 24 1984

KEY

FEBRUARY 22, 1984

..... AREA OF ANNEXATION
 ■■■■■■■■■■ CITY OF ROCHESTER



PLAT OF TOOGOOD TERRACE

OLMSTED COUNTY, MINNESOTA

SURVEYORS CERTIFICATE

I, K.M. Nichols, Registered Civil Engineer and Land Surveyor, do hereby certify that at the request of John R. Tyler, Oliver G. Schuster, and Edward B. Waldmann I have surveyed and plotted into lots, roads, and easements as shown on the accompanying plat on which this certificate is written and shall be known and designated as TOOGOOD TERRACE, the following described tract of land:

A part of the Northeast quarter of the Southwest quarter of Section 11, Township 106 North, Range 14 West described by miles and bounds as follows:
 Beginning at the Northeast corner of TOOGOOD'S SUBDIVISION, thence East to the North line of the Southwest quarter of Section 11 a distance of 336.0 feet, thence South parallel to the East line of TOOGOOD'S SUBDIVISION a distance of 660 feet to the North line of TOOGOOD'S PLAZA, thence West along the North line of TOOGOOD'S PLAZA to the Southeast corner of TOOGOOD'S SUBDIVISION, thence North along the East line of TOOGOOD'S SUBDIVISION to the place of beginning.
 Also Lot 11 of TOOGOOD'S SUBDIVISION.

And I further certify that the said plat is a true and correct record of the survey and that all distances are correctly shown in feet and decimals of feet, that measurements (runners) for the purpose of future surveys have been placed in the ground as shown on the plat hereof, that the outside boundaries are correctly shown on the plat, that there are no wet lands thereon and that said plat has not been previously plotted except as Lot 11 of TOOGOOD'S SUBDIVISION.

State of Minnesota } ss.
 County of Olmsted }
 Dated this 22 day of Feb. 1984 A.D.
 Subscribed and sworn before me a Notary Public 18 day of Feb. 1984 A.D.
 My Commission expires August 1, 1987.

K.M. Nichols, Registered Civil Engineer, and Land Surveyor 1983

Notary Public Olmsted County, Minnesota

DEDICATION

We the undersigned: John R. Tyler (his wife), Oliver G. Schuster (his wife), Edward B. Waldmann (his wife), Rosamary Waldmann (his wife), Home Federal Savings and Loan Association, The Equitable Life Assurance Society of the United States, Mayo Association, do hereby certify that we have caused the above to be surveyed and plotted into lots, roads, and easements under the name of TOOGOOD TERRACE as shown on the accompanying plat on which this instrument is written, that we hereby dedicate to the public for public use forever the public streets shown thereon. We also as a part of this dedication to the public covenant and agree for ourselves, our heirs, executors, administrators and assigns, that the original adequate construction, grading and drainage of all roads to be hereafter constructed or laid out on the property described in this plat shall be done by the respective owners of said property described in this plat adjoining any said such roads, and expense thereof shall be borne by said such adjoining property owners; that neither the Township of Rochester nor the County of Olmsted shall be chargeable with such said construction, grading and drainage expense.

On the presence of:
 John R. Tyler
 Oliver G. Schuster
 Edward B. Waldmann
 Rosamary Waldmann
 Home Federal Savings and Loan Association
 The Equitable Life Assurance Society of the United States
 Mayo Association
 State of Minnesota } ss.
 County of Olmsted }
 On this 22 day of Feb. 1984 A.D. before me, a Notary Public in and for said County, personally appeared John R. Tyler, Oliver G. Schuster, Edward B. Waldmann, Rosamary Waldmann, Home Federal Savings and Loan Association, The Equitable Life Assurance Society of the United States, Mayo Association, and they acknowledged that they executed the same as their free act and deed.
 My Commission expires December 1, 1986.

State of Minnesota } ss.
 County of Olmsted }
 On this 22 day of Feb. 1984 A.D. before me, a Notary Public in and for said County, personally appeared, O.G. Schuster and J.R. Tyler, and they personally known, who, being each by me duly sworn, did say that they are respectively Vice Chairman and Secretary of Mayo Association and that the seal affixed to this instrument is the Corporate Seal of said Corporation and that said instrument was signed and sealed in its behalf by authority of its members, and said O.G. Schuster, and J.R. Tyler, and they acknowledged that they executed the same as their free act and deed of said Corporation. My Commission expires August 1, 1987.

State of Minnesota } ss.
 County of Olmsted }
 On this 22 day of Feb. 1984 A.D. before me, a Notary Public in and for said County, personally appeared, E.B. Waldmann, and he personally known, who, being each by me duly sworn, did say that they are respectively Vice Chairman and Secretary of Home Federal Savings and Loan Association, and that the seal affixed to this instrument is the Corporate Seal of said Corporation and that said instrument was signed and sealed in its behalf by authority of its members, and said E.B. Waldmann, and he acknowledged that they executed the same as their free act and deed of said Corporation. My Commission expires August 1, 1987.

State of Minnesota } ss.
 County of Olmsted }
 On this 22 day of Feb. 1984 A.D. before me, a Notary Public in and for said County, personally appeared, J.R. Tyler, and he personally known, who, being each by me duly sworn, did say that they are respectively Vice Chairman and Secretary of The Equitable Life Assurance Society of the United States, and that the seal affixed to this instrument is the Corporate Seal of said Corporation and that said instrument was signed and sealed in its behalf by authority of its members, and said J.R. Tyler, and he acknowledged that they executed the same as their free act and deed of said Corporation. My Commission expires August 1, 1987.

We the members of the Executive Committee of the Olmsted County Planning Commission do hereby certify that we have examined the attached plat and find that it conforms to the provisions of the Zoning Ordinance of the County of Olmsted.

We the members of the Township Board of Supervisors for Rochester Township, Olmsted County, Minnesota, do hereby certify that we have approved the accompanying plat in testimony whereof we have signed our names this 22 day of February, 1984 A.D.

Approved this 30 day of December 1983 A.D. for sewage disposal and water supply

Notary Public, Olmsted County, Minnesota

Florida L. Underhill, County Auditor in and for said County, do hereby certify that the annexed plat was approved by the Board of County Commissioners at a meeting held on the 11 day of February, 1984, in testimony whereof I have signed my name and affixed the seal of said County this 12 day of February, 1984 A.D.

Notary Public, Olmsted County, Minnesota

Notary Public, Olmsted County, Minnesota

Notary Public, Olmsted County, Minnesota