

**CITY OF WACONIA
ORDINANCE NO. 435**

**AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE LIMITS
OF THE CITY OF WACONIA, MINNESOTA (LAMKIN/SELTZ)**

WHEREAS, The City of Waconia has received a petition from Allan W. Lamkin and Frederick H. Seltz and Rosewitha R. Seltz to annex certain lands into the corporate limits of the City of Waconia, Minnesota; and

WHEREAS, The City Council has filed a Petition of Annexation to the State of Minnesota Municipal Board, and has been assigned Docket No. A-5395 by the Municipal Board regarding this annexation; and

WHEREAS, Waconia Township has waived the 90 day objection period; and

WHEREAS, No objection has been received from Carver County regarding this petition for annexation; and

WHEREAS, The Municipal Board has advised the City that all necessary requirements have been met for this annexation and that the City may proceed to adopt and file an annexation ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA DOES HEREBY ORDAIN:

SECTION 1. Declaration. It is hereby determined that the annexation of lands described in **SECTION 2** below would be in the best interest of the City of Waconia.

SECTION 2. Territory Annexed. The corporate limits of the City of Waconia are hereby extended to encompass and embrace all of the territory described as follows and said land is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

LAMKIN

A strip of land one hundred (100) feet in width, the same being fifty (50) feet in width on each side of the centerline of the main track (now removed) of the Minneapolis and St. Louis Railway Company (now the Chicago and North Western Transportation Company), as said main track centerline was originally located over and across the East twenty-two and one half (22-1/2) acres of the Northeast Quarter of the Southwest Quarter of Section 23, Township 116, Range 25;

and

a strip of land one hundred (100) feet in width, the same being fifty (50) feet in width on each side of the centerline of the main track (now removed) of the Minneapolis & St. Louis Railway Company (now the Chicago and the North Western Transportation Company), as said main track centerline was originally located over and across the Southwest Quarter of Section 23, Township 116, Range 25. EXCEPTING therefrom that part lying over and across the East 22-1/2 acres of the Northeast Quarter of the Southwest Quarter of said Section 23.

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SELTZ

That part of the Southwest Quarter of Section 23, Township 116, Range 25, Carver County, Minnesota, that lies southerly of the south line of the former right-of-way of the Chicago and Northwestern Transportation Company (formerly Minneapolis and St. Louis Railway Company).

AND

The North Half of the Northwest Quarter of Section 26, Township 116 North, Range 25 West, Carver County, Minnesota.

EXCEPTING THEREFROM the following three described tracts of land:

1. That part of the North Half of the Northwest Quarter of Section 26, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:

Commencing at the northwest corner of said North Half of the Northwest Quarter; thence on an assumed bearing of South along the west line of said North Half of the Northwest Quarter a distance of 172.23 feet to the point of beginning; thence continue on a bearing of south along said west line a distance of 216.37 feet; thence North 77 degrees 54 minutes 50 seconds East a distance of 115.14 feet; thence 88.03 feet northeasterly on a tangential curve, concave northerly, having a radius of 964.89 feet and a central angle of 05 degrees 13 minutes 39 seconds; thence continue northeasterly on said 964.89 feet radius curve, concave northerly having a central angle of 06 degrees 07 minutes 00 seconds, a distance of 103.01 feet; thence North, a distance of 235.34 feet; thence South 54 degrees 40 minutes 35 seconds West, a distance of 61.00 feet; thence South 74 degrees 40 minutes 35 seconds West, a distance of 253.47 feet to the point of beginning.

2. That part of the North Half of the Northwest Quarter of Section 26, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:

Commencing at the Northwest corner of said North Half of the Northwest Quarter; thence on an assumed bearing of South along the west line of said North Half of the Northwest Quarter a distance of 387.60 feet to the point of beginning; thence North 77 degrees 54 minutes 50 seconds East a distance of 115.14 feet; thence 87.31 feet northeasterly on a tangential curve, concave northerly, having a radius of 964.89 feet and a central angle of 05 degrees 11 minutes 04 seconds; thence continue northeasterly on said 964.89 feet radius curve, concave northerly, having a central angle of 05 degrees 12 minutes 41 seconds a distance of 87.76 feet; thence on a bearing of South a distance of 276.05 feet; thence on a bearing of West a distance of 279.52 feet to the west line of said North Half of the Northwest Quarter; thence on a bearing of North along said west line a distance of 200.00 feet to the point of beginning.

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3. That part of the Southwest Quarter of Section 23 and the Northwest Quarter of Section 26, Township 116, Range 25, Carver County, Minnesota, described as follows:

Beginning at a point on the west line of said Southwest Quarter, distant 96.29 feet north from the southwest corner of said Southwest Quarter; thence on an assumed bearing of South 01 degrees 31 minutes 50 seconds West along said west line, a distance of 96.29 feet to said southwest corner of the Southwest Quarter; thence South 00 degrees 00 minutes 00 seconds West along the west line of said Northwest Quarter of Section 26, a distance of 172.23 feet; thence North 74 degrees 40 minutes 35 seconds East, a distance of 253.47 feet; thence North 54 degrees 40 minutes 35 seconds East, a distance of 61.00 feet; thence North 00 degrees 00 minutes 00 seconds East, a distance of 158.44 feet to the intersection of a line bearing South 88 degrees 28 minutes 10 seconds East from the point of beginning; thence North 88 degrees 28 minutes 10 seconds West, along said line, a distance of 291.76 feet to the point of beginning.

SECTION 3. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Board of the State of Minnesota, the Secretary of State, and the County Auditor of Carver County as required by law.

SECTION 4. Effective Date of Annexation. This Ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 3 and shall be deemed final upon approval of this Ordinance by the Municipal Board of the State of Minnesota.

Adopted by the City Council of the City of Waconia, Minnesota this 6th day of September, 1994.

ATTEST:

Mary J. Johnson
Mary J. Johnson, CMC, City Clerk

Michael R. Zender
Michael R. Zender, Mayor

M/ Kelzer

Lehrke Aye

S/ Knodt

Kelzer Aye

Kuntz Aye

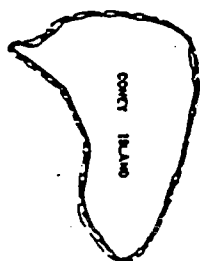
Knodt Aye

Zender Aye

CITY OF WACONIA

RECEIVED
JUL 27 1994
M.M.R.

EXISTING
CITY
LIMITS



1 MILE

LAKE

WACONIA

WILLIAM R. ENGELHARDT ASSOCIATES, INC.

CONSULTING ENGINEERS
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