

ORDINANCE NO. 95

AN ORDINANCE EXTENDING THE CORPORATE CITY LIMITS OF THE CITY OF NICOLLET TO INCLUDE 6.1 ACRES OF UNPLATTED LAND LOCATED IN THE WEST HALF OF THE NORTHWEST QUARTER (W1/2NW1/4) OF SECTION TEN (10), TOWNSHIP ONE HUNDRED NINE (109) NORTH, RANGE TWENTY-EIGHT (28) WEST, NICOLLET COUNTY, MINNESOTA.

THE CITY COUNCIL OF THE CITY OF NICOLLET, MINNESOTA ORDAINS:

SECTION 1. A petition for annexation under Minn. Stat. Sec. 414.033, Subd. 2(3) has been filed with the governing body of the City of Nicollet, Minnesota by all of the owners of the land contained in said petition, requesting that the following described land be annexed to the City of Nicollet, Minnesota, to-wit:

See attached Exhibit A.

SECTION 2. The area petitioned for annexation is 6.1 acres unplatted, abuts on the city's south side, is located in the Township of Nicollet, and is not included within any other municipality.

SECTION 3. All of the tract of land proposed for annexation is owned by petitioners.

SECTION 4. All of the annexation area is or is about to become urban or suburban in character. None of the annexation area is presently served by public sewer facilities.

SECTION 5. The area proposed for annexation is not included in any area that has already been designated for orderly annexation pursuant to Minn. Stat. Sec. 414.0325.

SECTION 6. The annexation is in the best interests of the City of Nicollet, Minnesota.

SECTION 7. The petition was dated May 11, 1995 and was filed on May 17, 1995. An affidavit has been filed in the office of the City Clerk stating that 30 days written notice of the public hearing on the annexation petition, along with a copy of the petition, was given by certified mail upon the Town Board of Nicollet Township, Richard H. Wagner and Janice E. Wagner, as the sole landowners within the area to be annexed, all adjacent landowners contiguous to the area to be annexed and the County Board of Nicollet County in which all of the the land to be annexed is located. A public hearing on the petition and this proposed ordinance was held on June 21, 1995 at Nicollet City Hall.

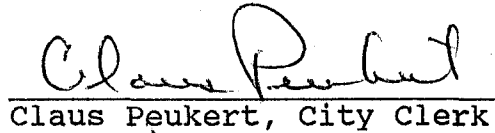
SECTION 8. The corporate limits of the City of Nicollet, Minnesota is hereby extended to include the property described in Exhibit A to Section 1, and the same is hereby annexed to and included within the City of Nicollet, Minnesota as effectively as if it had been originally a part thereof.

REC'D. BY  
MMB JUL 03 1995

SECTION 9. The City Clerk is directed to file certified copies of this Ordinance with the Minnesota Municipal Board, the Secretary of State, the Nicollet County Auditor and the Nicollet Township Clerk, and to publish a copy of the same in the Lafayette-Nicollet Ledger, a legal newspaper of Nicollet County.

Adopted by the City Council this June 21, 1995.

  
\_\_\_\_\_  
David F. Engelhart, Mayor

  
\_\_\_\_\_  
Claus Peukert, City Clerk

REC'D. BY JUL 03 1995  
JAMR

EXHIBIT A

The northerly 340 feet of the West Half of the Northwest Quarter (W1/2NW1/4) of Section Ten (10), Township One Hundred Nine (109) North, Range Twenty-eight (28) West, in Nicollet County, Minnesota, excepting therefrom the following parcels:

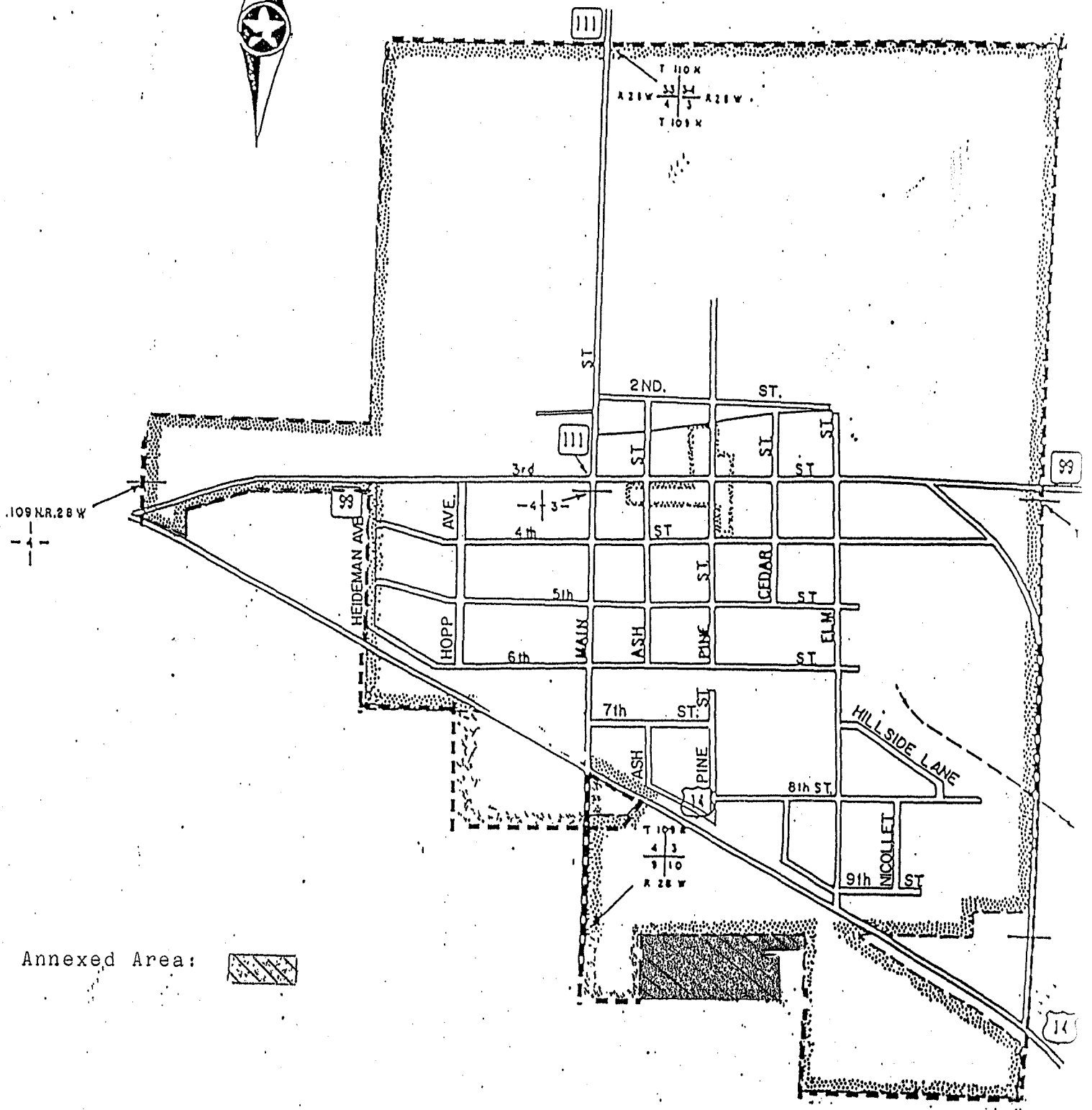
Exception No. 1: Beginning at the Northwest corner of said Section 10; thence southerly along the West line of said Section 10 a distance of 340 feet; thence at right angles easterly and parallel with the North line of said Section 10 a distance of 435.6 feet; thence at right angles northerly and parallel with the West line of said Section 10 a distance of 340 feet, to the North line of said Section 10; thence a right angles westerly along the North line of said Section 10 a distance of 435.6 feet to the point of beginning; containing 3.4 acres, more or less and subject to easements and restrictions of record. Said parcel was previously conveyed by grantors to PRAIRIE RIDGE DEVELOPMENT CORPORATION by deed dated November 9, 1994 and filed in the office of the County Recorder for Nicollet County, Minnesota on December 20, 1994 as document no. 200851;

Exception No. 2: The easterly 270 feet of the southerly 70 feet of the northerly 110 feet of the West Half of the Northwest Quarter (W1/2NW1/4) of said Section Ten (10), Township One Hundred Nine (109) North, Range Twenty-eight (28) West, Nicollet County, Minnesota. Also the easterly 70 feet of the southerly 230 feet of the northerly 340 feet of said W1/2NW1/4 of said Section Ten (10), Township One Hundred Nine (109) North, Range Twenty-eight (28) West, Nicollet County, Minnesota. Said parcels were previously conveyed by grantors to The City of Nicollet, Minnesota by deed dated May 10, 1992 and filed in the office of the County Recorder for Nicollet County, Minnesota on June 11, 1992 as document no. 187966;

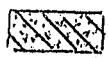
Said parcel contains 6.1 acres, more or less, and is subject to easements and restrictions of record, including an easement for street, utility, sewer, drainage and all other municipal purposes over the north 40' of the W1/2NW1/4 of said Section 10 as previously conveyed by grantors to The City of Nicollet, Minnesota in the said deed as set out in Exception No. 2 above.

REC'D. BY JUL 03 1995  
JAMR

# MAP OF NICOLLET NICOLLET COUNTY



Annexed Area:



REC'D. BY JUL 03 1995  
M M R

Existing City Limits

NORTH LINE - N.W. 1/4  
SEC. 10-109-28

40' EASEMENT  
(FUTURE 9th STREET)

N.E. CORNER  
N.W. 1/4 - N.W. 1/4  
SEC. 10-109-28

Area to  
be annexed

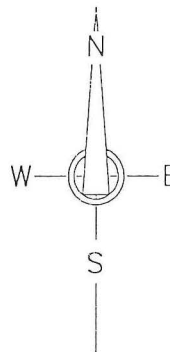
6.11 ACRES

EXCEPTION NO. 1  
Existing City Limits

EXCEPTION NO. 2

COUNTY HIGHWAY NO. 23

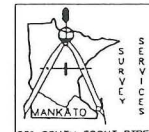
N.W. 1/4 - N.W. 1/4  
SEC. 10, T109N - R28W



INDICATES 1/2" DIA. X 20"  
LONG IRON PIPE SET WITH  
PLASTIC CAP MARKED BY  
REGISTRATION NO. 13114.

I hereby certify that this survey, plan or report was  
prepared by me or under my direct supervision and  
that I am a duly Registered Land Surveyor under  
the laws of the State of Minnesota.

Wayne P. Smith  
Date 6/09/95 Registration No. 14701



SURVEY DRAWING  
NICOLET COUNTY, MINNESOTA

PART OF THE N.W. 1/4 - N.W. 1/4  
SEC. 10, T109N - R28W

FOR: HEWITT MANUFACTURING CO.  
SCALE: 1"=100' DATE: JUNE, 1995 T.F.B.:123 Pg. 9

531 SOUTH FRONT STREET  
P.O. BOX 3406  
MANKATO, MN. 56002-3406  
PHONE: 507-345-1003