

ORDINANCE NO. 3141

AN ORDINANCE AMENDING THE PROVISIONS OF ORDINANCE NO. 3125 WHICH PROVIDED FOR THE ANNEXATION TO THE CITY OF ROCHESTER OF A PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 106 NORTH, RANGE 14 WEST; A PART OF THE EAST HALF OF SECTION 9, TOWNSHIP 106 NORTH, RANGE 14 WEST; AND A PART OF SECTION 10, TOWNSHIP 106 NORTH, RANGE 14 WEST, ALL IN OLMSTED COUNTY, MINNESOTA.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. The Common Council of the City of Rochester initiated the annexation of the land described in Section 1 of Ordinance No. 3125 on the basis of an annexation petition signed by all property owners of the land described in Section 1 of Ordinance No. 3125, the land is completely surrounded by land within the municipal limits and the land is or will soon become urban or suburban in character, and 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 2. As part of the annexation proceedings, the Common Council enacted Ordinance No. 3125 annexing the land to the City of Rochester. However, the Ordinance's legal description of the annexed land was in error.

Section 3. The Common Council amends section 1 of Ordinance No. 3125 so that the legal description of the land to be annexed reads as follows:

That part of the Southwest Quarter of the Southeast Quarter of Section 4, Township 106 North, Range 14 West, and that part of the East Half of Section 9, Township 106 North, Range 14 West, Olmsted County, Minnesota, and that part of the West Half of

Section 10, Township 106 North, Range 14 West, Olmsted County, Minnesota, together being described as follows:

Commencing at the Southwest corner of the East Half of the Northeast Quarter of said Section 9; thence North 89 degrees 48 minutes 07 seconds East, assumed bearing, along the South line of said East Half of the Northeast Quarter, 696.16 feet, for a point of beginning; thence North 30 degrees 00 minutes 02 seconds West, 267.05 feet; thence Northwesterly 704.69 feet along a tangential curve, concave southwesterly, radius of 1772.03 feet, delta angle of 22 degrees 47 minutes 06 seconds and the chord of said curve bears North 41 degrees 23 minutes 35 seconds West, 700.06 feet to the Southeasterly line of the land described in a deed recorded in Book 393 of Deeds on page 881 in the office of the Olmsted County Recorder (the next two courses are along the Southeasterly and Southwesterly line of said land described in book 393 of Deeds on page 881); thence South 46 degrees 13 minutes 23 seconds West, 8.55 feet; thence Northwesterly 141.82 feet (previously described 143.00 feet) along a nontangential curve, concave Southwesterly, radius of 1762.95 feet, delta angle of 15 degrees 21 minutes 25 seconds and the chord of said curve bears North 55 degrees 43 minutes 05 seconds West, 141.78 feet to the West line of said East Half of the Northeast Quarter; thence North along said West line to a point lying 573.68 feet South of the Northeast corner of the West One-Half of the Northeast Quarter of Section 9, thence South 88 degrees 20 minutes 50 seconds West, 42.00 feet; thence North 46 degrees 17 minutes 43 seconds West, 217.46 feet (deed 214.3); thence North 69 degrees 40 minutes 38 seconds West, 351.42 (deed 351); thence North 00 degree 21 minutes 39 seconds East, 121.39 feet; thence North 57 degrees 19 minutes 20 seconds West, 150.15 feet; thence Northwesterly a distance of 245.26 feet along a nontangential curve, concave to the Southwest, Delta Angle 14 degrees 04 minutes 46 seconds radius 998.10 feet and the chord of the curve bears North 64 degrees 21 minutes 43 seconds West, to a point on the North line 446.43 feet East of the Northwest corner of the Northeast Quarter of Section 9; thence South 89 degrees 36 minutes 50 seconds East along said North line 503.97 feet; thence North 01 degrees 27 minutes 12 seconds West, 465.45 feet; thence South 89 degrees 36 minutes 50 seconds East, 200 feet; thence South 01 degrees 27 minutes 12 seconds East, 465.45 feet; thence South 89 degrees 36 minutes 50 seconds East along the North line of the Northeast Quarter of Section 9, 351.70 feet; thence South 26 degrees 50 minutes 14 seconds East, 572.29 feet; thence North 60 degrees 59 minutes, 31 seconds East, 239.20 feet; thence South 36 degrees 51 minutes 08 seconds East, 379.96 feet; thence South 25 degrees 18 minutes 29 seconds East, 392.30 feet; thence South 14 degrees 48 minutes 23 seconds East, 263.65 feet to the Northwest corner of Bell Oaks Subdivision; thence South 14 degrees 47 minutes 52 seconds East, 172.35 feet; thence South 01 degree 47 minutes 52 seconds East, 332 feet; thence South 87 degrees 52 minutes 08 seconds West, 66.72 feet; thence

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South 01 degrees 53 minutes 44 seconds East, 317.85 feet; thence North 88 degrees 07 minutes 08 seconds East, 250 feet to the East line of the Northeast Quarter of Section 9; thence North 63 degrees 42 minutes 14 seconds East, 225.25 feet; thence North 01 degree 06 minutes 32 seconds West, 220 feet to the South line of Baihly Woodland Seventh Subdivision; thence North 88 degrees 53 minutes 28 seconds East, 644.20 feet to the Southeast corner of Baihly Woodland Seventh Subdivision; thence North 88 degrees 53 minutes 28 seconds East, 433.47 feet; thence North 31 degrees 59 minutes 39 seconds East, 2.96 feet to the Northwest corner of Baihly Woodland Addition First Replat; thence North 89 degrees 35 minutes 43 seconds East along the North line of said Plat, 189.25 feet; thence North 51 degrees 13 minutes 43 seconds East, 45.57 to the Northeast corner of Baihly Woodland Addition First Replat; thence North 43 degrees 18 minutes 03 seconds East, 169.22 feet; thence North 37 degrees 57 minutes 27 seconds East 250 feet; thence North 09 degrees 33 minutes 17 seconds West, 100 feet to the Northwest corner of Baihly Woodland Second Addition; thence South 88 degrees 09 minutes 17 seconds East, 251.11 feet; thence South 67 degrees 08 minutes 37 seconds East, 75.47 feet to the Northwest corner of Lot 5 of Baihly Woodland Second Addition; thence Southeasterly along the North line of said Lot 5, 268.63 feet; thence North 17 degrees 55 minutes 44 seconds West 152.3 feet to the South line of the Northeast Quarter of the Northwest Quarter of Section 10; thence North 88 degrees 50 minutes 58 seconds East, 304.06 feet to the Southwest corner of the Northwest Quarter of the Northeast Quarter of Section 10; thence North 88 degrees 50 minutes 58 seconds East, 256 feet to the Centerline of the West Bound Lane of County State Aid Highways 8 & 25; thence South 39 degrees 15 minutes 05 seconds West, 1399.41 feet along said Centerline; thence Southwesterly along a curve concave Northwesterly, Delta Angle of 40 degrees 26 minutes, radius of 1887.85, length of 1332.25 feet along said Centerline; thence South 79 degrees 41 minutes 05 seconds West, 554 feet; thence Northwesterly along a curve concave Northeasterly, Delta Angle 76 degrees 51 minutes 32 seconds, radius 818.51 feet, length of 1097.98 to the point of beginning.

Section 4. The remainder of Ordinance No. 3125 remains in effect and is not affected by this Ordinance.

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 Rochester Town Clerk, the County Auditor, and the Secretary of State.

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PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 15th DAY OF DECEMBER, 1997.

John Thunz
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Judy Kay Olson
CITY CLERK

APPROVED THIS 16th DAY OF DECEMBER, 1997.

W. Campbell
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)