

ORDINANCE NO. 349

AN ORDINANCE ANNEXING UNINCORPORATED LANDS
IN THE TOWN OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA,
TO THE CITY OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA,
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD 2(3),
PERMITTING ANNEXATION BY ORDINANCE

The City Council of the City of La Crescent, Houston County, Minnesota, hereby ordains:

SECTION I. That all of the owners of the lands to be annexed executed the Petition for annexation and that the unincorporated lands described in Section IV are currently located within the Town of La Crescent, Houston County, Minnesota.

SECTION II. That said lands are urban or suburban in character or about to become so, said lands being improved rental residential real property and single dwelling residential real property whereon tenants, residents and members of their households reside, consisting of 42 persons, and, hence, to that extent the annexation results in change of the population of the City.

SECTION III. Said lands abut the existing corporate limits of the City of La Crescent, are unplatted, and consist of approximately 6.88 acres.

SECTION IV. Said lands are legally described as follows:

HOWARTH DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said Northwest Quarter of the Northwest Quarter, thence along the North line of said Northwest Quarter of the Northwest Quarter South 89 degrees 11 minutes East 451.5 feet; thence South 1 degree 40 minutes West 60 feet to the point of beginning; thence South 89 degrees 11 minutes East 181 feet; thence South 23 degrees 34 minutes East 200 feet; thence South 66 degrees 26 minutes West 260 feet; thence North 13 degrees 57 minutes West 298.8 feet; thence South 89 degrees 11 minutes East 40 feet to the point of beginning.

WELCH DESCRIPTIONS

Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, thence along the North line thereof South 89 degrees 11 minutes East 607.3 feet; thence South 23 degrees 34 minutes East 265.1 feet to the point of beginning of this description: Thence continuing South 23 degrees 34 minutes East 66.67 feet; thence South 66 degrees 26 minutes West 268.03 feet; thence North 16 degrees 42 minutes West 67.16 feet; thence North 66 degrees 26 minutes East 260 feet to the point of beginning.

Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ thence along the North line thereof South 89° 11' East 607.3 feet; thence South 23° 34' East 265.1 Feet to the point of beginning of this description; thence continuing South 23° 34' East 200 Feet; thence South 66° 26' West 284.1 Feet; thence North 16° 42' West 201.5 Feet; thence North 66° 26' East 260 Feet to the point of beginning. Subject to a 20 Foot sewer easement the centerline of which extends from a point which is North 66° 26' East 45 Feet from the Northwest corner of said lot to a point which is North 66° 26' East 69.1 Feet from the Southwest corner of said lot.

DAWSON DESCRIPTIONS

Parcel 1: Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 15, Township 104 North of Range 4 West, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence along the North line thereof South 89° 11' E 607.3 feet; thence South 23° 34' E 398.3 feet to the point of beginning of this description: thence continuing South 23° 34' E 66.66 feet; thence South 66° 26' W 284.1 feet; thence North 16° 42' W 67.17 feet; thence North 66° 26' E 276.07 feet to the point of beginning. Parcel 2: Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, thence along the North line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ South 89° 11' E 607.3 feet; thence South 23° 34' E 598.43 feet to the point of beginning, thence continuing South 23° 34' E 66.67 feet, thence South 66° 26' W 308.2 feet, thence North 16° 42' W 67.17 feet, thence North 66° 26' E 300.16 feet to the point of beginning; subject to a 20 foot sewer easement the centerline of which is North 66° 26' E 85.1 feet from the Northwest corner of said parcel to a point which is North 66° 26' E 93.1 feet from the Southwest corner of said parcel.

Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, thence along the North line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ South 89 degrees 11 minutes East 607.3 feet; thence South 23 degrees 34 minutes East 598.43 feet to the point of beginning: Thence continuing South 23 degrees 34 minutes East 66.67 feet; thence South 66 degrees 26 minutes West 308.2 feet; thence North 16 degrees 42 minutes West 67.17 feet; thence North 66 degrees 26 minutes East 300.16 feet to the point of beginning.

RATIGAN DESCRIPTION

Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence along the North line thereof South 89 degrees, 11' E 607.3 feet; thence South 23 degrees 34' E 465.1 feet to the point of beginning of this description: Thence continuing South 23 degrees 34' E 66.67 feet; Thence South 66 degrees 26' W 292.13 feet; Thence North 16 degrees 42' W 67.17 feet; Thence North 66 degrees 26' E 284.1 feet to the point of beginning. Subject to a 20 foot sewer easement. Subject to a drive easement over the southerly 6 feet of the easterly 190 feet thereof. Together with a 6 foot drive easement lying southerly of and adjacent to the easterly 190 feet of the above described parcel. Together with the rights and subject to the duties contained in the Articles of Water Trust dated August 8, 1980, and recorded August 12, 1980 in Book 294 of Misc. on Page 271, and amendments thereto.

HILL DESCRIPTION

Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, thence along the North line thereof South 89 degrees 11' E 607.3 feet, thence South 23 degrees 34' E 665.1 feet to the point of beginning of this description: Thence continuing South 23 degrees 34' E 100 feet; Thence South 66 degrees 26' W 310.8 feet; Thence North 21 degrees 45' W 100.1 feet; Thence North 66 degrees 26' E 308.2 feet to the point of beginning. Subject to a 20 foot sewer easement, the center line of which extends from a point which is South 66 degrees 26' W 215 feet from the Northeast corner of said lot to a point which is South 66 degrees 26' W 215 feet from the Southeast corner of said lot.

HENDERSON DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter of Section 15, Township 104, North of Range 4 West, described as follows: Commencing at the Northwest Corner of said Northwest Quarter of the Northwest Quarter, thence along the North line thereof South 89° 11' East 607.3 feet; thence South 23° 34' East 765.1 feet to the point of beginning of this description; thence continuing South 23° 34' East 88 feet; thence South 66° 26' West 130 feet; thence North 23° 34' West 88 feet; thence North 66° 26' East 130 feet to the point of beginning.

STEFFES DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter of Section 15, Township 104 North, Range 4 West, described as follows: Commencing at the Northwest corner of said Northwest Quarter of the Northwest Quarter, thence along the North line thereof South 89° 11' East 607.3 feet; thence South 23° 34' East 853.1 feet to the point of beginning of this description: thence continuing South 23° 34' East 12 feet, thence South 66° 26' West 313.4 feet; thence North 21° 45' West 100.1 feet; thence North 66° 26' East 180.8 feet;

thence South 23° 34' East 88 feet; thence North 66° 26' East 130 feet to the point of beginning. Subject to a 20 foot sewer easement, the centerline of which extends from a point which is North 66° 26' East 95.8 feet from the Northwest corner of said lot to a point North 66° 26' East 98.4 feet from the Southwest corner of said lot.

LIND DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said Northwest Quarter of the Northwest Quarter; thence along the North line thereof South 89° 11' East 607.3 feet; thence South 23° 34' East 865.1 feet to the point of beginning of this description; thence continuing South 23° 34' East 100 feet; thence South 66° 26' West 316.1 feet; thence North 21° 45' West 100.1 feet; thence North 66° 26' East 313.4 feet to the point of beginning. Subject to a 20 foot sewer easement the centerline of which extends from a point which is South 66° 26' West 215 feet from the Northeast corner of said lot to a point which is South 66° 26' West 215 feet from the Southeast corner of said lot.

GAGNE DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter of Section 15, Township 104 North, Range 4 West of the 5th Principal Meridian described as commencing at the Northwest corner of said Northwest Quarter of the Northwest Quarter thence along the North line of said Northwest Quarter of the Northwest Quarter South 89° 11' East 607.3 feet thence South 23° 34' East 965.1 feet to the point of beginning, thence continuing South 23° 34' East 100 feet thence South 66° 26' West 319.3 feet, thence North 21° 45' West 100.1 feet, thence North 66° 26' East 316.1 feet to the point of beginning. Subject to a 20 foot Sanitary Sewer Easement owned by the Village of La Crescent the Center line of which is South 66° 26' West 215 feet from the Northeast corner of said Parcel to a point which is South 66° 26' West 215 feet from the Southeast corner of said Parcel. Subject also to the storm sewer flowage easement now being acquired by the said Village of La Crescent under condemnation proceedings.

BJORGE DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 15, Township 104, North, Range 4 West, Houston County, Minnesota, described as follows: Commencing at the Northwest corner of said NW¼ of the NW¼; thence along the North line thereof South 89° 11' East 607.3 feet; thence South 23° 34' East 1065.1 feet to the point of beginning of this description; thence continuing South 23° 34' East 80.0 feet; thence South 60° 56' West 324.3 feet; thence North 21° 45' West 111.1 feet; thence North 66° 26' East 319.3 feet to the point of beginning. Subject to a 20 foot sewer easement the centerline of which is described as follows: Commencing South 66° 26' West 215 feet from the Northeast corner of said Lot 6; thence South 23° 34' East 51 feet to a manhole; thence North 72° 24' East 220 feet to the Northeasterly line of said Lot.

That part of the northwest quarter of the northwest quarter of Section 15 in Township 104 North of Range 4 West of the Fifth Principal Meridian described as commencing at the northwest corner of said Section 15; thence along the north line of said Section 15 on a bearing of south 89 degrees 11 minutes east 607.3 feet; thence south 23 degrees 34 minutes east 1145.1 feet to the point of beginning of the tract of land to be described, running thence south 23 degrees 34 minutes east a distance of 12 feet; thence south 65 degrees 51 minutes west a distance of 139.37 feet; thence north 60 degrees 56 minutes east a distance of 140 feet to the point of beginning, containing 0.02 acres, more or less.

SPRUCE DRIVE

Including Spruce Drive adjacent and easterly of said aforescribed parcels from the south line of 11th Street South, southeasterly to the northerly line of South 14th Street.

SECTION V. That at least 60 days before Petition for Annexation in the within matter was duly filed in the Office of the City Clerk-Finance Director in and for the City of La Crescent, Petitioners duly notified said municipality of their intention to file a Petition for Annexation, and at least 30 days before the filing of said Petition said municipality notified Petitioners concerning cost of electric utility service by virtue of annexation and concerning an estimate of the cost impact of any change in such rates and assessments on account thereof.

SECTION VI. That preceded by at least 30 days written notice by certified mail to the Town of La Crescent and to all of the landowners within and contiguous to the area to be annexed, public hearing was duly held April 13, 1998.

SECTION VII. The property taxes payable on the lands hereby annexed shall continue to be paid to the Town of La Crescent for the year in which the within annexation becomes effective and thereafter: in the first succeeding year 90% of property taxes payable to said Town, second year 70%, third year 50%, fourth year 30%, and fifth year 10% of property taxes payable to said Town.

SECTION VIII. That the aforescribed lands are hereby duly annexed to the City of La Crescent.

SECTION IX. The City Clerk-Finance Director is hereby directed to forthwith file copies of this ordinance with the Minnesota Municipal Board, the Secretary of State, the Town of La Crescent, Houston County Recorder and the Houston County Auditor.

SECTION X. This ordinance shall become effective and said land duly annexed to the City of La Crescent upon the due passage and enactment hereof, approval by the Minnesota Municipal Board and publication of this Ordinance according to law.

Passed and enacted this 13th day of April, 1998.

APPROVED:

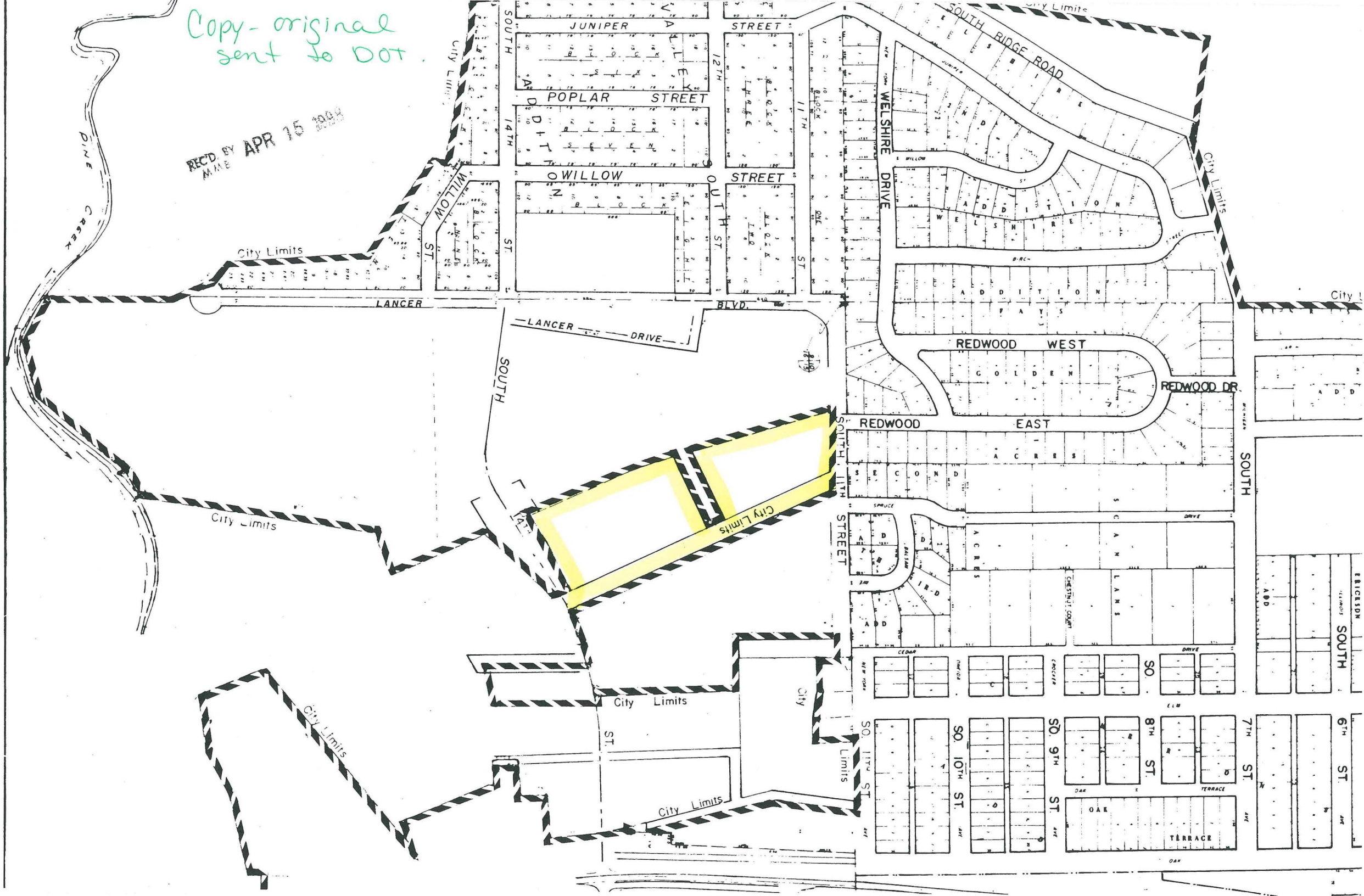
/s/ Mikel Poellinger
Mayor

ATTEST:

/s/ Marlene Butzman
City Clerk-Finance Director

Copy - original sent to DOT.

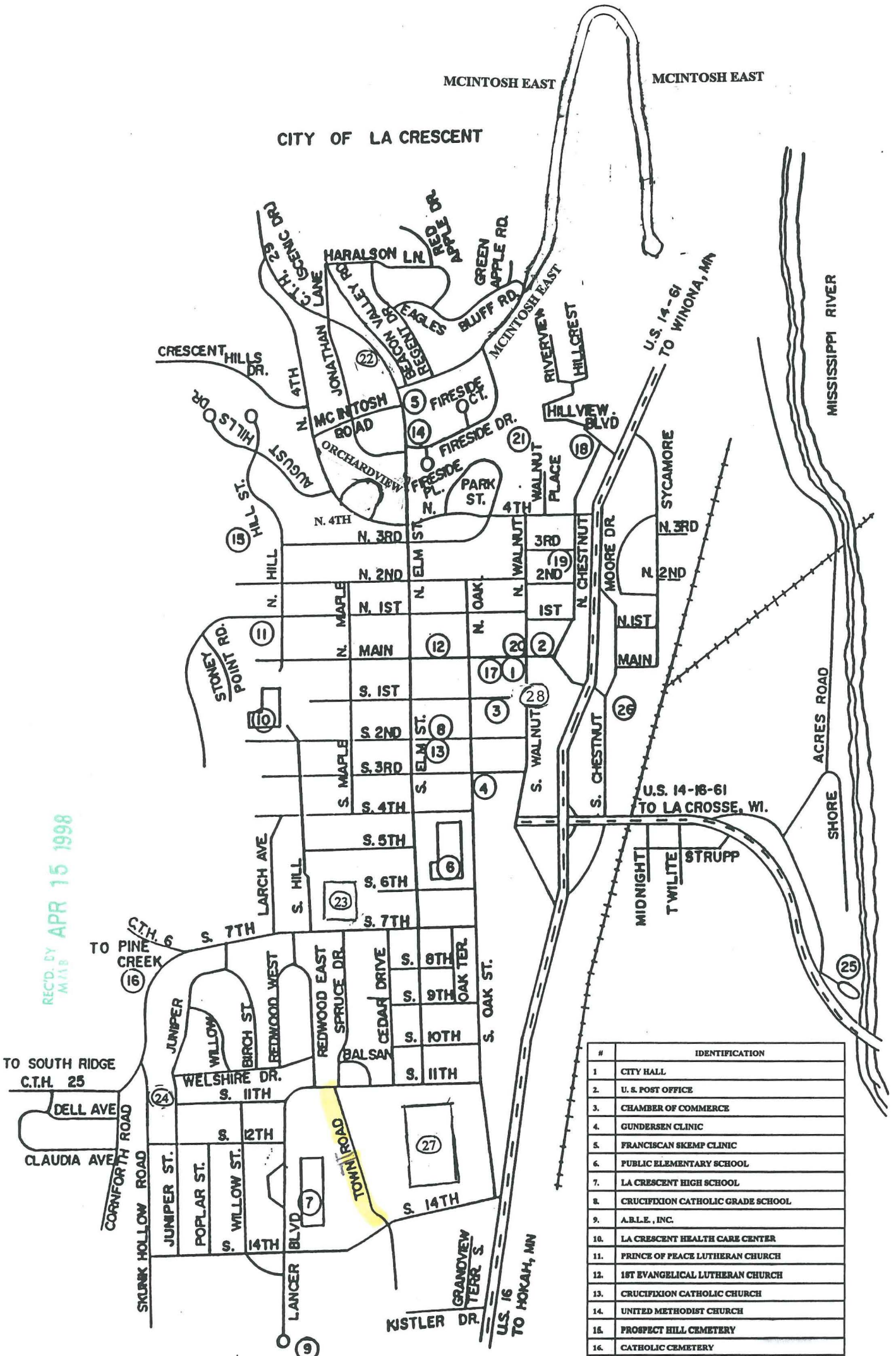
REC'D BY APR 15 2009
NAME



MCINTOSH EAST

MCINTOSH EAST

CITY OF LA CRESCENT



REC'D. BY
MAY 8 APR 15 1998

#	IDENTIFICATION
1	CITY HALL
2	U. S. POST OFFICE
3	CHAMBER OF COMMERCE
4	GUNDERSEN CLINIC
5	FRANCISCAN SKEMP CLINIC
6	PUBLIC ELEMENTARY SCHOOL
7	LA CRESCENT HIGH SCHOOL
8	CRUCIFIXION CATHOLIC GRADE SCHOOL
9	A.B.L.E., INC.
10	LA CRESCENT HEALTH CARE CENTER
11	PRINCE OF PEACE LUTHERAN CHURCH
12	1ST EVANGELICAL LUTHERAN CHURCH
13	CRUCIFIXION CATHOLIC CHURCH
14	UNITED METHODIST CHURCH
15	PROSPECT HILL CEMETERY
16	CATHOLIC CEMETERY
17	PUBLIC LIBRARY
18	AMERICAN LEGION POST #595
19	KNIGHTS OF COLUMBUS HALL
20	HOUSTON COUNTY NEWS
21	VETERAN'S PARK
22	JOHN S. HARRIS PARK
23	KISTLER PARK - SWIMMING POOL
24	VALLEY SOUTH PARK
25	SPORTSMAN'S BOAT LANDING
26	RANCH MOTEL
27	ABNET FIELD/HOCKEY ARENA/APPLEFEST GROUNDS
28	COMMUNITY BUILDING/FIRE DEPARTMENT