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PUBLICATION #5200

ORDINANCE NO. 98-226

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF HUTCHINSON TO INCLUDE CERTAIN LAND OWNED BY EDWIN BERNHAGEN, HERBERT BERNHAGEN, RUTH SCHWARZE, JOHN BERNHAGEN, JAMES AND SUSAN MARKA AND MARVIN AND BARBARA HAUGEN TO AND ABUTTING THE CITY OF HUTCHINSON PURSUANT TO MINNESOTA STATUTES 414.033, SUBDIVISION 2 (3),2(b), 12 and 13.

WHEREAS, Edwin Bernhagen, Herbert Bernhagen, Ruth Schwarze and John Bernhagen, James and Susan Marka and Marvin and Barbara Haugen, have filed a petition dated May 18, 1998, requesting that certain land, as legally described below be annexed to the City of Hutchinson:

Bernhagen property (35.35 acres)

To the following described real estate situated in the County of McLeod and State of Minnesota, to-wit: Beginning at the northwest corner of the Northwest Quarter of Section Thirty-two (32) in Township One Hundred Seventeen (117) North of Range Twenty-nine (29) West, and running thence South or Southerly along the West line of said Northwest Quarter, 1324.4 feet to the Southwest corner of the North Half of said Northwest Quarter; thence East or Easterly along the south line of said North Half of said Northwest Quarter, 848 feet to the center line of County Highway, known as Bear Lake Road; thence North 28 degrees 41 minutes East, along the center line of said Highway, 1500 feet to a point on the North line of said North Half of said Northwest Quarter; thence West or Westerly along said North line, 1507.10 feet to the place of beginning,

NOW KNOWN AS that part of Lot 1 of Auditor's Plat of the West Half of Section 32, Township 117 North of Range 29 West, lying West of the Bear Lake road,

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT, TO-WIT:

Beginning at a point on the north line of said Section 32, which point is due East 1307.73 feet of the northwest corner thereof; thence South 28 degrees 7 minutes West parallel with the center line of County Road (Bear Lake Road), 739.68 feet; thence South 61 degrees 53 minutes East, 162 feet to the center line of said road; thence North along said center line 826 feet to the North line of said Section 32; thence due West 183.67 feet to the point of beginning.

Marka property: (3.02 acres)

South 400' of Lot 7 Except that 300' x 350' portion already annexed.

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Haugen property: (1.55 acres)

To the following described real estate, situated in the County of McLeod and State of Minnesota, to-wit:

A part of Lot Six (6) of Auditor's Plat of the South Half of Section 30 and the North Half of Section 31, Township 117 North, Range 29 West, and more particularly described as follows:

Commencing at a point on the West line of said Lot 6, said point being due South 169 feet from the Northwest Corner of said Lot 6, thence Easterly on a line parallel with the North line of said Lot 6, 160 feet to the point of beginning of the tract herein described: thence due South on a line parallel with the West line of said Lot 6, 215 feet; thence Easterly on a line parallel with the North line of said Lot 6, 253 feet; thence due North on a line parallel with the West line of said Lot 6, 384 feet to the North line of said Lot 6; thence Westerly along the North line of said Lot 6, 79 feet; thence due South 169 feet; thence Westerly on a line parallel with the North line of said Lot 6, 174 feet to the place of beginning.

WHEREAS, Edwin Bernhagen, Herbert Bernhagen, Ruth Schwarze and John Bernhagen, James and Susan Marka and Marvin and Barbara Haugen, represent that they are the owners of the property, that the property is unincorporated, abuts the limits of the City of Hutchinson, is not included within any other municipality, is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, and is approximately 39.92 acres in size.

NOW, THEREFORE, the City Council of Hutchinson, Minnesota does hereby ordain:

SECTION 1. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is 60 acres or less, that the property is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, that the municipality has received a properly prepared Petition for Annexation from all of the owners of the property, and that the Petition complies with all of the provisions of Minnesota Statutes 414.033, Subdivision 2b.

SECTION 2. The property is urban in nature or about to become so.


SECTION 3. The corporate limits of the City of Hutchinson are hereby extended to include the Property and the same is hereby annexed to and included within the City of Hutchinson as if the property had originally been part thereof.

SECTION 4. The City Administrator is directed to file certified copies of this ordinance with the Minnesota Municipal Board, Hutchinson Township, the McLeod County Auditor, and the Minnesota Secretary of State.

SECTION 5. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 4 and approval of the Ordinance by the Minnesota Municipal Board.

Adopted this 14th day of July, 1998.

ATTEST:



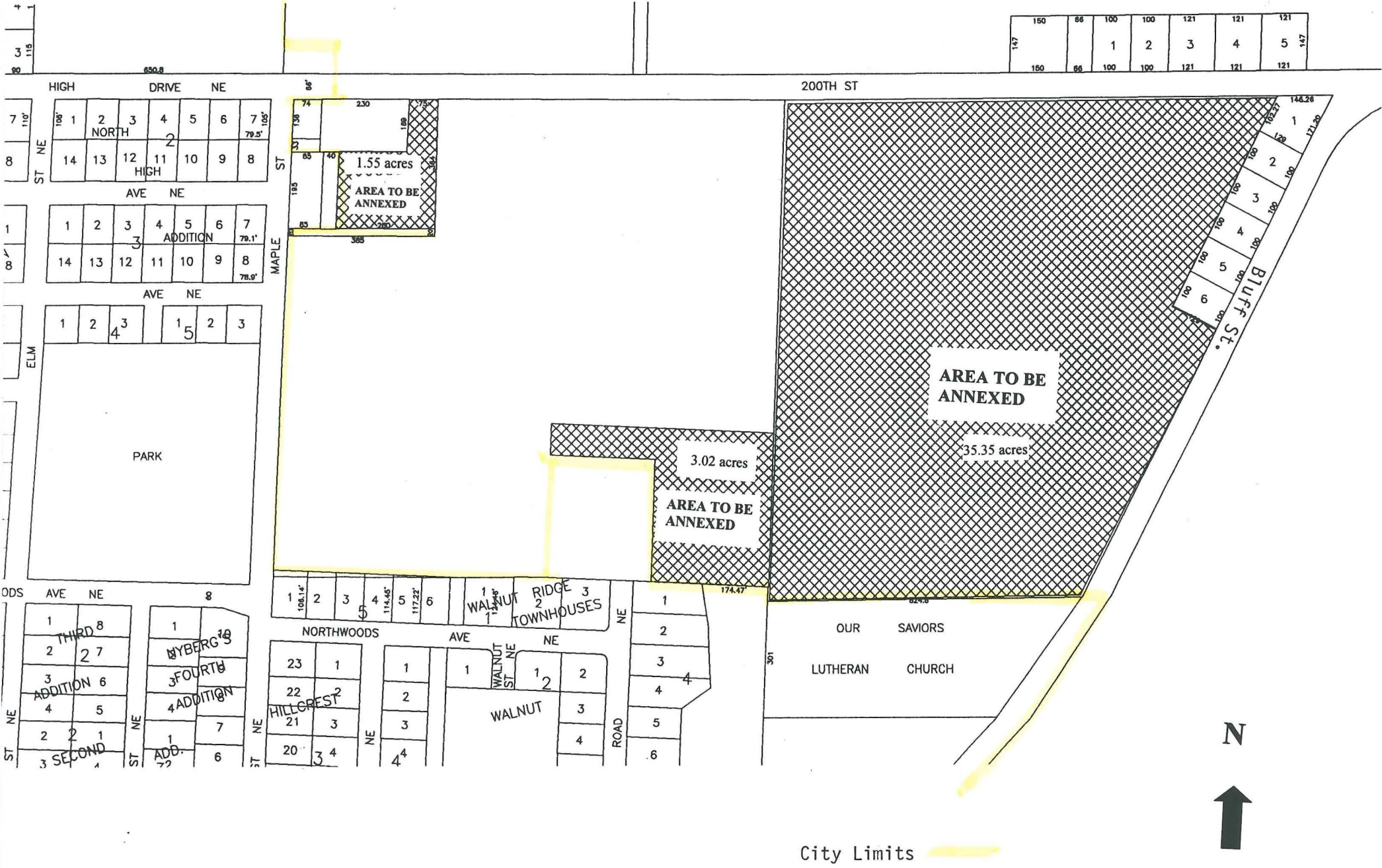
Gary D. Plotz
City Administrator



Marlin Torgerson
Mayor

REC'D. BY MMB JUL 22 1998

147	150	86	100	100	121	121	121
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147	150	86	100	100	121	121	121



City Limits