

ORDINANCE NO. 372

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, SUBD. 3 & SUBD. 6  
PERMITTING ANNEXATION BY ORDINANCE

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

SECTION I. That the Town of La Crescent has waived the 90 day for filing objections from and after the date of the Notice of Intent to Annex upon the Town Board of Supervisors of the Town of La Crescent and to the Municipal Boundary Adjustments. 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 residential land.

SECTION III. Said lands abut the existing corporate limits of the City of La Crescent and are, at least 60% surrounded thereby; in part platted and consist of approximately 9.5 acres.

SECTION IV. Said lands are legally described on Exhibit "A" attached hereto.

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

SECTION VII. 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 VIII. 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 29<sup>th</sup> day of June, 2000.

APPROVED:



\_\_\_\_\_  
Mayor

ATTEST:

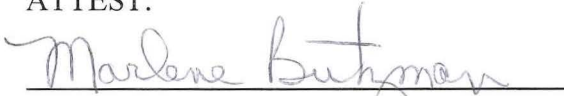
  
\_\_\_\_\_  
City Clerk-Finance Director

EXHIBIT "A"

Parcel Nos. 08.0483.000, 08.0486.000 & 08.0487.000:

Lots 1, 2, 6, 7 and 8 of the Plat of Voshart - Burns Subdivision, the same being a part of the Northwest Quarter of Section 15, Township 104 North of Range 4 West of the Fifth Principal Meridian, as the same is on file and of record in the Office of the County Recorder in and for Houston County, Minnesota.

\* \* \* \* \*

Parcel No. 08.0484.000:

All that part of lots 3, 4 and 5 of Voshart - Burns Subdivision according to the plat thereof on file and of record in the Office of the County Recorder, Houston County, Minnesota, which lies Easterly of the following described line, to-wit: Commencing at the Northeast Corner of Lot 8 of said Subdivision thence S 19° 16' E along the Westerly line of Spruce Drive to the Southeast Corner of Lot 6, thence N 82° 02' 02" E along the Southerly line of Spruce Drive 30.0 feet to the Northeast Corner of said Lot 5, thence S 06° 37' 35" E 95.45 feet, thence S 34° 51' 30" E 136 feet more or less to a point on the Southerly line of Lot 4 of said Subdivision and there terminating.

\* \* \* \* \*

Parcel Nos. 08.0612.001:

Lot 1, Block 1 of McInerny Addition to the Town of La Crescent, Houston County, Minnesota.

\* \* \* \* \*

Parcel Nos. 08.0485.000:

Lot 1, Block 1 of Graf's First Subdivision

\* \* \* \* \*

Parcel No. 08.0167.000:

That part of the South ½ of the NW¼ of Section 15, Township 104 North of Range 4 West of the Fifth Principal Meridian, Houston County, Minnesota, described as follows: Commencing at the Northeast corner of the NE¼ of the NW¼ of said Section 15; thence East on the Section line 38 feet to an iron monument; thence South 27 degrees 37 minutes West 1505.1 feet to an iron pipe; thence North 89 degrees 31 minutes West 513.4 feet to an iron pipe and the place of beginning: Thence South 71 degrees 20 minutes West 150.35 feet to an iron pipe; thence South 5 degrees 57 minutes East 210 feet to an iron pipe; thence North 82 degrees 18 minutes East 208 feet to an iron pipe; thence North 20 degrees 21 minutes West 244.7 feet to the place of beginning.

\* \* \* \* \*

Parcel No. 08.0612.000:

That 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 Northwest Quarter of the Northwest Quarter; thence along the north line of said Northwest Quarter of the Northwest Quarter, South 89° 11' 00" East 607.30 feet; thence South 23° 34' 00" East 1225.10 feet; thence North 87° 00' 00" East 166.40 feet to the west r-o-w of Cedar Street; thence South 00° 25' 00" East along said right of way 171.68 feet to the point of beginning; thence continuing along said right of way South 00° 25' 00" East 143.32 feet; thence South 71° 20' 00" West 361.70 feet; thence North 23° 02' 00" West 45.95 feet; thence North 47° 15' 20" East 221.32 feet; thence North 71° 20' 00" East 208.02 feet to the point of beginning.

\* \* \* \* \*

Parcel No. 08.0168.000:

All that part of the South Half of the Northwest Quarter of Section 15, Township 104 North of Range 4 West, Houston County, Minnesota, described as follows: Commencing at an iron monument on the Northeast Corner of said NE1/4 of NW1/4; thence East on the Section line 38.1 feet to an iron monument, thence South 27° 37' West 1,505.1 feet to an iron pipe; thence North 89° 31' West 513.4 feet to an iron pipe; thence South 71° 20' West 150.35 feet to an iron pipe and the point of beginning; thence continue South 71° 20' West 413.92 feet to an iron pipe; thence South 22° 49' East 135.4 feet to an iron pipe; thence North 82° 18' East 366.6 feet to an iron pipe; thence North 5° 57' West 210 feet to the point of beginning.

\* \* \* \* \*

Annexed hereby are all those tracts or parcels, including streets and other accesses and thoroughfares not already within the corporate limits of the City of La Crescent, lying and being in the NW¼ of Section 15, Township 104 North of Range 4 West of the Fifth Principal Meridian, EXCEPT that part lying East of the Westerly right of way line of the present railroad and also EXCEPT the parcel in Book 375 of Deeds on Page 353 (Sperbeck), and lying and being Northerly of a line described as follows, to-wit: Commencing at the intersection of the existing corporate limits of the City of La Crescent and the northeasterly corner of the lands described in Book 401 of Deeds on Page 123 (Crest Precast, Inc.); thence southerly along the easterly property line of said Book 401, Page 123 parcel to a point which also is the southwest corner of Lot 6 of Voshart-Burns Subdivision; thence northeasterly along the south line of said Lot 6 to the Southeast Corner of said Lot 6, thence South 59° 12' 28" West 203.59 feet to the Northwest corner of Lot 1 of Graf's First Subdivision; thence southeasterly to the southwest corner of said Lot 1; thence northeasterly along the common boundary line between said Lot 1 and Lot 2 of Graf's First Subdivision to the northeast corner of Lot 2; thence southeasterly along the east boundary line of said Lot 2 to the point of intersection with the existing corporate limits and there terminating.

REC'D. BY AUG 14 2000  
M M B

Form No. 5-M-WARRANTY DEED Minnesota Uniform Conveyancing Blanks (1971)  
Individual (s) to Joint Tenants

DEWALD PUBLISHING CO., NEW ULM, MINN.

No delinquent taxes and transfer entered; Certificate of Real Estate Value (X) filed ( ) not required Certificate of Real Estate Value No. 0700  
July 9, 1991  
A. Peter Johnson  
County Auditor  
by Michael L. Schwede  
Deputy

Office of County Recorder  
County of Houston, Minn. } File No. 164738  
I hereby certify that the within instrument was filed for record on the 9 day of July A.D. 1991 at 2:26 clock P.M. and was duly recorded in Book 375 of Deed on page 353  
A. J. Tamm  
County Recorder  
By \_\_\_\_\_ Deputy

RECORD'D  
COMP'D  
INDEX'D  
TRACT'D  
164738

STATE DEED TAX DUE HEREON: \$ 47.85  
Date: July 3, 1991

FOR VALUABLE CONSIDERATION, Stephen J. McInerny and Margaret M. McInerny, husband and wife, (marital status), Grantor (s), hereby convey (s) and warrant (s) to Samuel D. Sperbeck and Charlet S. Sperbeck, husband and wife, Grantees as joint tenants, real property in Houston County, Minnesota, described as follows:

LOT TWO (2), BLOCK ONE (1) OF McINERNY ADDITION TO THE TOWN OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

The Seller certifies that the Seller does not know of any wells on the described real property.

(If more space is needed, continue on back)

together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: Grantors, their heir heirs and assigns, retain an easement for the use and maintenance of the septic system and drain field as presently located on the premises. It is expressly understood and agreed to by the grantees and grantors herein, their successors and/or assigns, as evidenced by the acceptance and recording hereof, that said easement shall remain in full force and effect for only such a period of time as

CONTINUED ON BACK SIDE

Deed tax hereon of \$ 47.85 paid  
Treasurer's Receipt No. 3757  
Audrey M. Peterson  
County Treasurer

Stephen J. McInerny  
Stephen J. McInerny  
Margaret M. McInerny  
Margaret M. McInerny

STATE OF MINNESOTA }  
COUNTY OF HENNEPIN } ss.

The foregoing instrument was acknowledged before me this 19 day of June, 1991, by Stephen J. McInerny and Margaret M. McInerny, husband and wife, personally appearing as \_\_\_\_\_, Grantor (s).

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

ROSANNE MONTEN  
NOTARY PUBLIC—MINNESOTA  
HENNEPIN COUNTY  
My Commission Expires Mar. 25, 1993

Kenneth M. Mouton  
SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

Tax Statements for the real property described in this instrument should be sent to (Include name and address of Grantee):

Samuel D. and Charlet S. Sperbeck  
RT 1 Box 41  
Houston, MN 55943

THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS):

Al Wieser, Jr.  
WIESER AND WOODWORTH  
33 S. Walnut - P.O. Box 11  
LaCrescent, MN 55947

BOOK 375

said Register of Deeds office on page 514 of the Book 217.  
Parcel 11: That part (if any) of the Southwest Quarter of the Northwest Quarter and part of the Northwest Quarter of the Southwest Quarter, Section 15, Township 104 North, Range 4 West, town of La Crescent, Houston County, Minnesota and described as follows:

Commencing at the Northwest corner of the Northwest Quarter of Section 15, township 104 North, Range 4 West; thence South 89 degrees 11' East 421.5 feet; thence South 1 degree 40' West 60 feet; thence North 89 degrees 11' West 10 feet, thence South 13 degrees 57' East 298.8 feet; thence South 16 degrees 42' East 403 feet; thence South 21 degrees 45' East 687.8 feet; thence South 23 degrees 02' East 190 feet; thence South 22 degrees 49' East 214 feet to an iron pipe, also the point of beginning, thence continuing South 22 degrees 49' East a distance of 240 feet to an iron pipe (hereinafter designated Point X); again commencing at the hereinbefore designated point of beginning, thence South 70 degrees 58' West 182.4 feet to an iron pipe; thence South 8 degrees 58' West 240 feet; thence Easterly to the hereinbefore designated Point X, and there terminating.

EXHIBIT "A"

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Parcel Nos. 08.0612.001:

Lot 1, Block 1 of McNerny Addition to the Town of La Crescent, Houston County, Minnesota.

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REC'D. BY AUG 14 2000  
MMS

AN EXCERPT FROM  
GRAF'S FIRST SUBDIVISION  
PLAT

DRIVE (SPRUCE DRIVE)

S 19°16' E DEED

EAST LINE LOT 6

1/2" ROD

RECORD  
DRIVEWAY  
EASEMENT

NORTH LINE LOT 5

6

SOUTHEAST CORNER LOT 6

101°02'

1/2" I.P.

30.00

N 82°02'02" E

ASSUMED BEARING

RR SPIKE

3/4" ROD

NORTHEAST CORNER LOT 5

NORTH  
RECORD

DRIVEWAY  
EASEMENT

LINE LOT 5

S 71°26' W

138.00

DEED

203.59

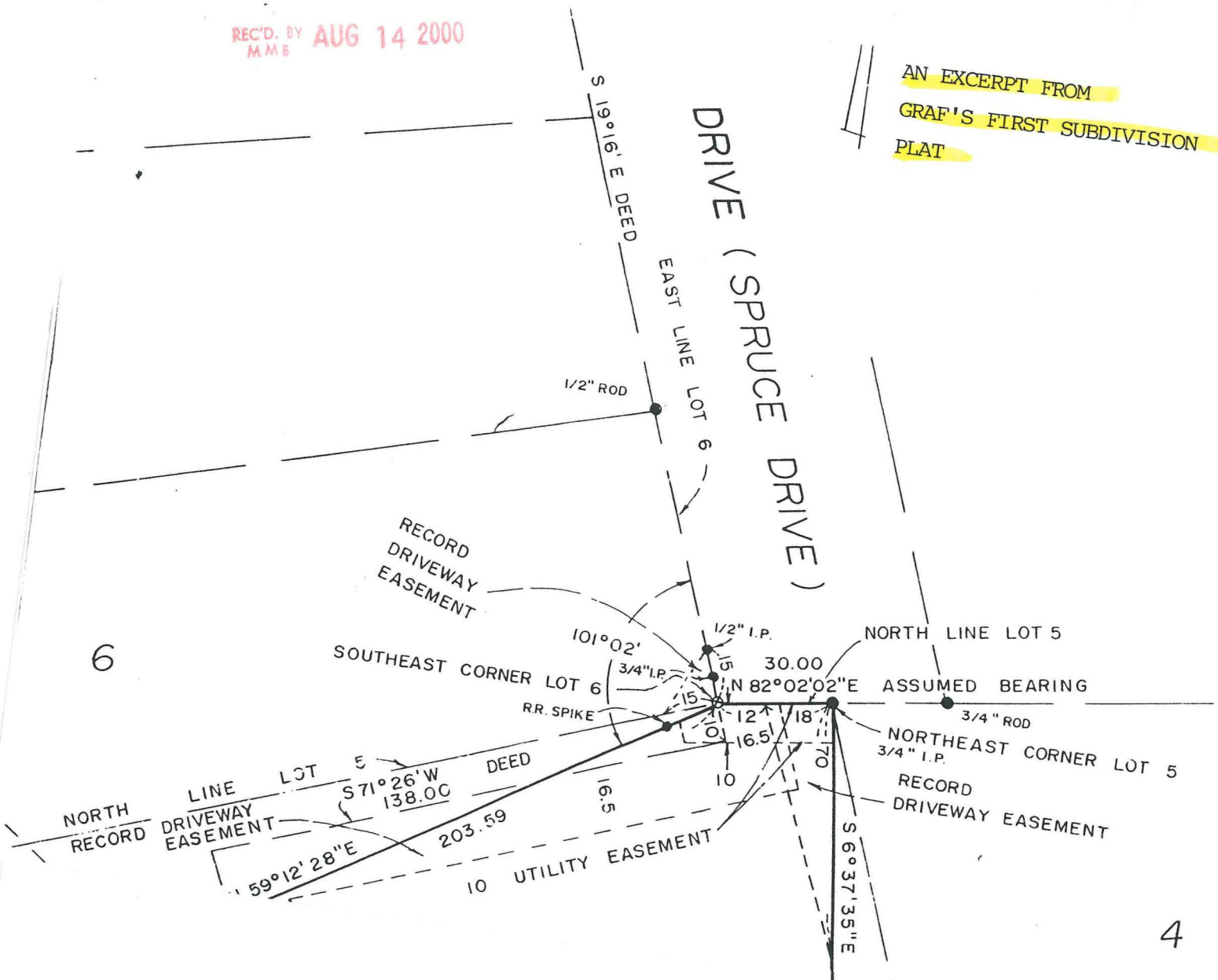
10 UTILITY EASEMENT

RECORD  
DRIVEWAY  
EASEMENT

59°12' 28" E

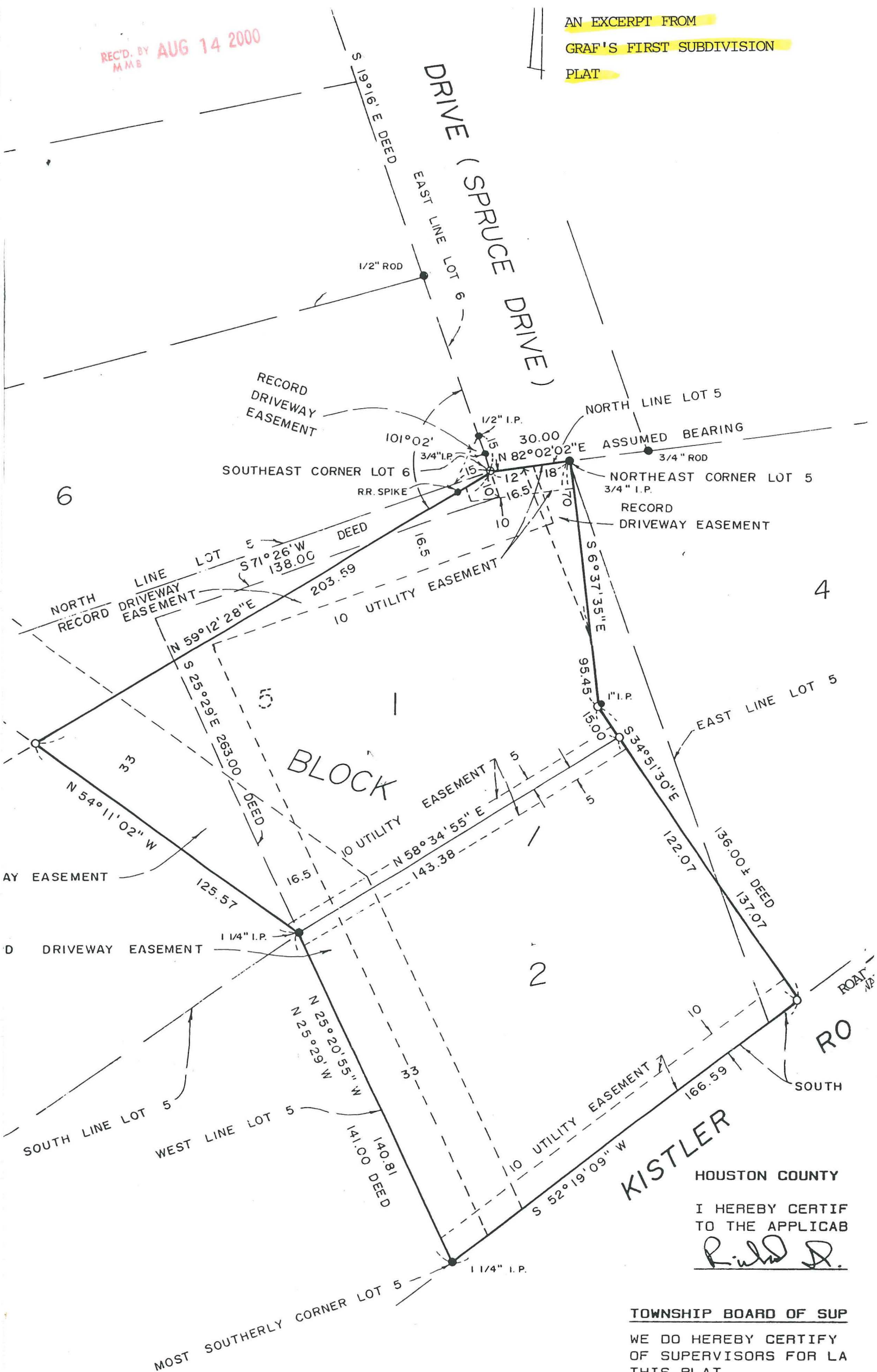
S 6°37' 35" E

4



REC'D. BY MMB AUG 14 2000

AN EXCERPT FROM  
GRAF'S FIRST SUBDIVISION  
PLAT



**KISTLER**  
HOUSTON COUNTY  
I HEREBY CERTIFY  
TO THE APPLICAB  
*Richard D.*

TOWNSHIP BOARD OF SUP  
WE DO HEREBY CERTIFY  
OF SUPERVISORS FOR LA  
THIS PLAT.

*Robert S. Neal*