

ORDINANCE NO. 758

AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CITY OF WASECA, MINNESOTA AND ESTABLISHING ZONING THEREOF

WHEREAS, Robert J. and Jeanette C. Byron, husband and wife, are the owners of the property, incorporated herein by this reference (the **Property**); and

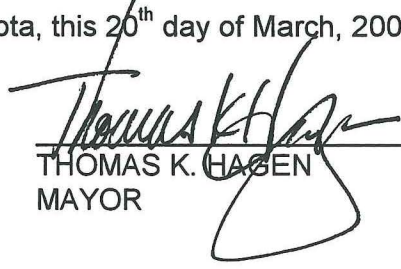
WHEREAS, The Property is depicted in **Exhibit A** attached hereto and incorporated herein by this reference; and

WHEREAS, the Property abuts the limits of the City of Waseca, that the Property is less than 60 acres, that the Property is not served by public sewer facilities and that public sewer services are not otherwise available, the above-described party is the sole owner of the Property and have petitioned the improvements, that is not included within any other municipality, and that the electric services provided to the site will not change upon annexation; and

NOW, THEREFORE, THE CITY COUNCIL OF WASECA, MINNESOTA DOES HEREBY DETERMINE, FIND AND ORDAIN:

- Section 1. That the Property abuts the City of Waseca's southern and western boundaries, adjacent to 120<sup>th</sup> Street.
- Section 2. That the Property is less than 60 acres in size, that the property is not served by public sewer facilities and public sewer facilities are not otherwise available
- Section 3. That the above described parties are the sole owners and have petitioned the improvements.
- Section 4. The corporate limits of the City of Waseca are extended to include the property.
- Section 5. Certified copies of this ordinance shall be filed with Minnesota Planning, the Minnesota Secretary of State, the Waseca County Auditor, the Waseca County Recorder, and the Clerk of the St. Mary Township Board.
- Section 6. This ordinance shall be effective: upon passage and legal publication and the filing of the certified copies as described in Section 5; and, upon approval of the Ordinance by Minnesota Planning,

Adopted by the City Council of Waseca, Minnesota, this 20<sup>th</sup> day of March, 2001.

  
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 THOMAS K. HASEN  
 MAYOR

ATTEST:

  
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 MARY BUENZOW  
 RECORDS SECRETARY

Introduced: February 6, 2001  
 Adopted: March 20, 2001  
 Published: March 27, 2001  
 Effective: April 6, 2001

REC'D. BY  
MAR 26 2001**ABSTRACT OF TITLE****To The Following Described Real Estate Situated In****WASECA COUNTY, MINNESOTA****CAPTION OR NO. 1**

Commencing at a point at the Southeast (SE) corner of Section Twelve (12), in Township One Hundred Seven (107) North of Range Twenty-three (23) West; thence West One Hundred Fifty (150) feet; thence South One Hundred Ten (110) feet; thence East One Hundred Fifty (150) feet; thence North One Hundred Ten (110) feet to the point of commencement and being located in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Thirteen (13), Township One Hundred Seven (107) North of Range Twenty-three (23) West, in Waseca County, Minnesota; AND,

Beginning at a point on the East line of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ), Section Twelve (12), Township One Hundred Seven (107) North, Range Twenty-three (23) West, which point is Forty-two and Fifty Hundredths (42.50) feet North of the Southeast (SE) corner thereof; thence West One Hundred Fifty (150) feet on a line parallel with the South line of said Quarter Quarter ( $\frac{1}{4}$ ) section; thence South Forty-two and Fifty Hundredths (42.50) feet on a line parallel with the East line of said Quarter Quarter ( $\frac{1}{4}$ ) section; thence East One Hundred Fifty (150) feet on the South line of said Quarter Quarter ( $\frac{1}{4}$ ) section; thence North Forty-two and Fifty Hundredths (42.50) feet on a line parallel with the East line of said Quarter Quarter ( $\frac{1}{4}$ ) section to the point of beginning, being part of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ), Section Twelve (12), Township One Hundred Seven (107) North, Range Twenty-three (23) West, and containing Zero and Fourteen Hundredths (0.14) acres; subject to highway easement on the East side thereof; AND

Beginning at a point on the East line of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ), Section Thirteen (13), Township One Hundred Seven (107) North, Range Twenty-three (23) West, which point is One Hundred Ten and Zero Hundredths (110.00) feet South of the Northeast (NE) corner thereof;

(CONTINUED)

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CAPTION OR NO. 1, CONTINUED:

thence West One Hundred Fifty and Zero Hundredths (150.00) feet on a line parallel with the North line of said Quarter Quarter (¼) section; thence South One Hundred Five and Zero Hundredths (105.00) feet on a line parallel with the East line of said Quarter Quarter (¼) section; thence East One Hundred Fifty and Zero Hundredths (150.00) feet on a line parallel with the North line of said Quarter Quarter (¼) section; thence North One Hundred Five and Zero Hundredths (105.00) feet on a line parallel with the East line of said Quarter Quarter (¼) section; to the point of beginning, being part of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼), Section Thirteen (13), Township One Hundred Seven (107) North, Range Twenty-three (23) West, and containing Zero and Thirty-six Hundredths (0.36) acres; subject to highway easement on the east side thereof.

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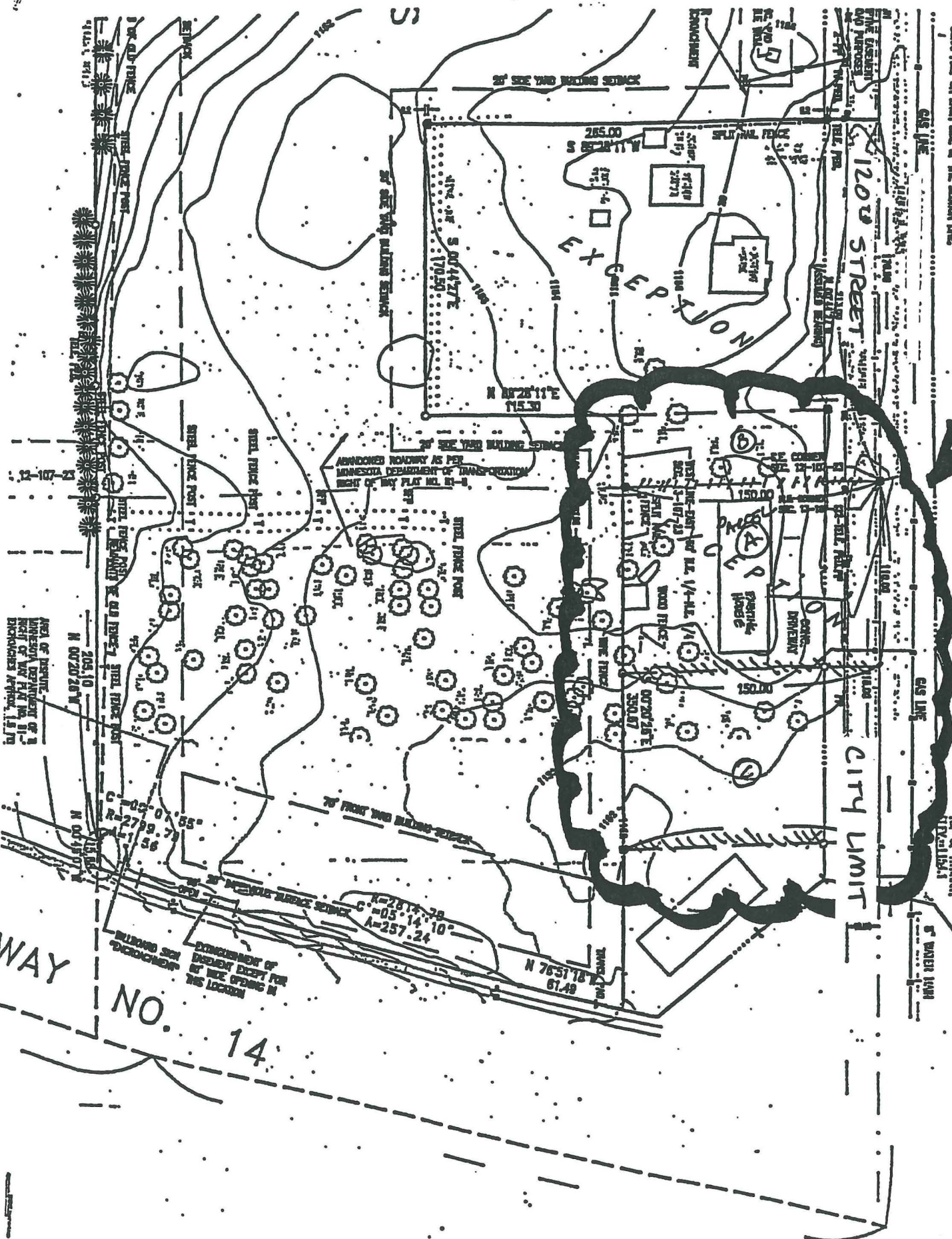
REC'D. BY MAR 26 2001  
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# EXHIBIT B

BYRON PROPERTY

NO EASEMENT WAS DEPOSED IN THE TITLE COVENANT COVERING COUNTY ROAD NO. 27 (COUNTY HIGHWAY) BE CAUSE HERETOFOR REMAINED BECAUSE TO SIMILAR THAN THE COUNTY HAS A PRESUMED EASEMENT ON FEEL THE ALSO FEEL ON EACH SIDE OF THE SECTION LINE.

NO EASEMENT - BOOK P. 102, PAGE 111  
EASE 19 FEET OF THE NE 1/4-1E-1  
EASE 15'-10"-25'-CORNER B-SCHOOL A  
NOTE PINE TREES ARE LOCATED OUTSIDE OF THE EASEMENT



AREA OF DEPUTE  
MINNESOTA DEPARTMENT OF A  
RIGHT OF WAY PLAN NO. 8170  
DIPOLOCHES APPROVAL 1.9.70

WAY NO. 14