

ORDINANCE NO. 134

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

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

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

SECTION II. That said lands are urban or suburban in character or about to become so, said lands being agricultural land whereon no persons reside, hence, to that extent the annexation does not result in change of the population of the City.

SECTION III. Said lands abut the existing corporate limits of the City of Hokah, are unplatted, and consist of approximately 29.75 acres.

SECTION IV. Said lands are legally described as follows:

See Exhibit "A" attached hereto

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 in and for the City of Hokah, 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 Hokah and to all of the landowners within and contiguous to the area to be annexed, public hearing was duly held July 5, 2005.

SECTION VII. The property taxes payable on the lands hereby annexed have already, for many years past, been paid to the City of Hokah under the assumption that said land were / are within the corporate limits of the City of Hokah, but the lands were historically inundated by Lake Como, and were not a part of either the Original Plat of Hokah or any subsequent plat, the official corporate limits of the City of Hokah having been established by the State Legislature, Special Laws, Chapter IX, Section 2, Laws of Minnesota 1871.

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

SECTION IX. The City Clerk is hereby directed to forthwith file copies of this ordinance with the Office of Administrative Hearings, Minnesota Boundary Adjustment Unit, the Secretary of State, the Town of Hokah, Houston County Recorder and the Houston County Auditor.

SECTION X. This ordinance shall become effective and said land duly annexed to the City of Hokah upon the due passage and enactment hereof, approval by the Office of Administrative Hearings, Minnesota Boundary Adjustment Unit and publication of this Ordinance according to law.

Passed and enacted this 5th day of July, 2005.

APPROVED:

Mike Walsh Jr.
Mayor

ATTEST:

Renee A. Miran
City Clerk

A parcel of land located in the West ½ of the NE ¼ and the SE ¼ of said NE ¼ and the North ½ of the SE ¼ of Section 6, T103N, R4W and Part of Lot 12 of Block Q and Part of Outlots 15 & 19 of the Original Plat of Hokah, Houston County, Minnesota, described as follows:

Commencing at the East ¼ corner of said Section 6 at a found Lunde County Monument ; thence N52°01'48"W on the NAD 83 (HARN 96) County Bearing system a distance of 730.81 feet to the point of beginning ; Thence S58°03'00"W a distance of 414.36 feet ; Thence South a distance of 483.23 feet ; Thence S46°45'12"W a distance of 39.73 feet to the centerline of Butterfield Creek ; Thence the next three (3) calls along said centerline of Butterfield Creek,

- 1) N85°35'21"W a distance of 81.41 feet,
- 2) N53° 36'42"W a distance of 224.91 feet and
- 3) N25°40'58"W a distance of 42.24 feet to an East – West barbwire fence;

Thence the next three (3) calls along said barbwire fence,

- 1) S52°14'31"W a distance of 141.82 feet,
- 2) N52°04'18"W a distance of 122.34 feet and
- 3) N20°42'01"W a distance of 274.42 feet ;

Thence N 33°43'45"W a distance of 121.92 feet ; Thence N43°30'34"W a distance of 152.22 feet ; Thence N22°36'46"W a distance of 187.52 feet ; Thence N 41°44'43"W a distance of 161.91 feet ; Thence N72°18'36"W a distance of 143.48 feet ; Thence N7°46'34"W a distance of 189.95 feet ; Thence N7°51'38"W a distance of 219.36 feet ; Thence N16°36'05"W a distance of 272.15 feet to the centerline of S.T.H.# 44 ; thence along said centerline the next four (4) calls are along the arc of a non -tangential curve, concave Northerly having a centerline Radius of 3819.7 feet,

- 1) N76°25'40"E a distance of 145.22 feet,
- 2) N80°08'36"E a distance of 160.70 feet,
- 3) N83°30'20"E a distance of 210.07 feet and
- 4) N87°13'04"E a distance of 158.02 feet ;

Thence S51°46'05"E a distance of 121.08 feet to a barbwire fence ; Thence the next eleven (11) calls along said barbwire fence,

- 1) S44°45'03"E a distance of 178.83 feet,
- 2) S8°06'30"E a distance of 111.31 feet,
- 3) S47°00'09"E a distance of 30.35 feet,
- 4) S33°27'03"E a distance of 33.20 feet,
- 5) S25°03'06"E a distance of 138.86 feet
- 6) S45°00'00"E a distance of 59.54 feet,
- 7) S50°40'11"E a distance of 49.39 feet,
- 8) S80°27'10"E a distance of 88.63 feet,

- 9) N60°43'26"E a distance of 103.06 feet,
10) N0°31'56"W a distance of 32.30 feet and
11) S87°39'34"E a distance of 162.83 feet ; Thence S1°15'56"E a distance of 40.30 feet ;
Thence N82°14'06"E a distance of 179.56 feet ; Thence N21°09'34"E a distance of 237.00 feet to the
North line of Lot 12, Block Q of the Original Plat of Hokah and the South line of Twin Creeks Subdivision ;
Thence along said South line of Twin Creeks Subdivision S89°34'35"E a distance of 79.92 feet to the
Northeast corner of said Lot 12 and the Southeast corner of said Twin Creeks Subdivision ; Thence
S0°24'31"W along the East line of said Lot 12 a distance of 50.00 feet to the Southeast corner of said Lot
12 ; Thence S22°10'02"W a distance of 378.72 feet ; Thence S6°17'04"W a distance of 308.85 feet to the
point of beginning.

Said parcel contains 35.65 acres including S.T.H. #44 Right of Way.

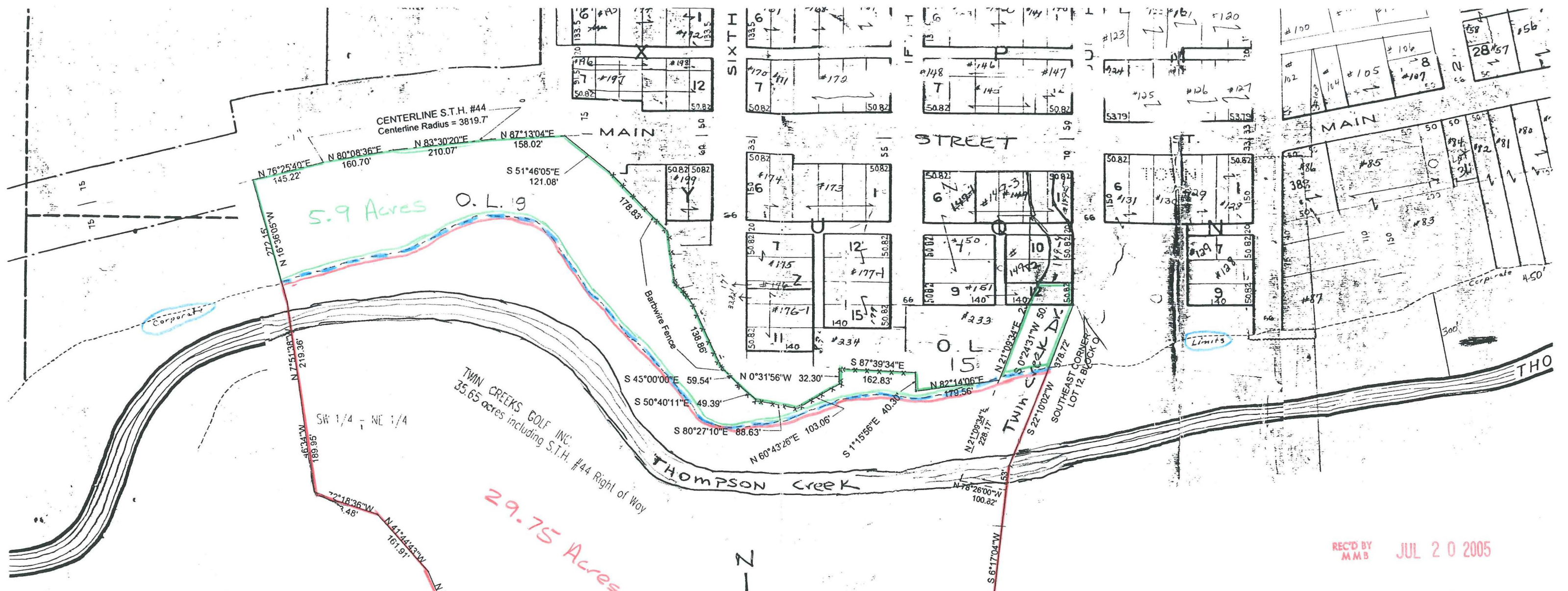
Except that portion previously convey, dedicated or taken for S.T.H.# 44.

And except that portion of Outlots 15 & 19 of the Original Plat of Hokah, containing 5.9 acres, more or less.

Together with a Drive Easement from Bob and Louella Becker properties which is described as follows:
Commencing at the East ¼ corner of said Section 6 at a found Lunde County Monument ; thence on the
NAD 83 (HARN 96) County Bearing system N52°01'48"W a distance of 730.81 feet to the point of
beginning ; Thence N6°17'04"E a distance of 308.85 feet ; Thence S64°34'22"E a distance of 165.19 feet ;
Thence S6°04'16"E a distance of 115.00 feet ; Thence S58°03'00"W a distance of 230.00 feet to the point
of beginning.

Subject to a Drive Easement for Bob & Louella Becker properties which is described as follows:
Commencing at the East ¼ corner of said Section 6 at a found Lunde County Monument ; thence on the
NAD 83 (HARN 96) County Bearing system N52°01'48"W a distance of 730.81 feet ; Thence N6°17'04"E a
distance of 255.85 feet to the point of beginning ; Thence N78°26'00"W a distance of 100.82 feet ; Thence
N21°09'34"E a distance of 465.17 feet to the North line of Lot 12, Block Q of the Original Plat of Hokah and
the South line of Twin Creeks Subdivision ; Thence along said South line of Twin Creeks Subdivision
S89°34'35"E a distance of 79.92 feet to the Northeast corner of said Lot 12 and the Southeast corner of
said Twin Creeks Subdivision ; Thence S0°24'31"W along the East line of said Lot 12 a distance of 50.00
feet to the Southeast corner of said Lot 12 ; Thence S22°10'02"W a distance of 378.72 feet ; Thence
S6°17'04"W a distance of 53.00 feet to the point of beginning.

Maybe subject to other Easements of record or implied.



ANNEXATION MAP FOR CITY OF HOKAH, MN.

- = Red is TWIN CREEKS Property line to be Annexed.
- - - = Dashed Blue line is the City of Hokah Corporate Limits line
- = Green line is TWIN CREEKS Property line already in the City of Hokah, Mn.

POINT OF BEGINNING

COUNTY MONU. (under) @ EAST 1/4 CORNER
SECTION 6, T103N, R4W, COUNTY COORDINATES
N = 192418.38 E = 530042.31

BEARING REFERENCE NAD 83 (HARN 96) HOUSTON COUNTY COORDINATES SYSTEM.

Revised 7/8/2005

BY: TWIN CREEKS GOLF
Dick Walter

507-895-2446