

ORDINANCE NO. 110, SECOND SERIES

AN ORDINANCE OF THE CITY OF GLENWOOD ANNEXING LAND OWNED BY YELLOW COMPANY, LLC LOCATED IN THE TOWNSHIP OF RENO, POPE COUNTY, MINNESOTA, TO THE CITY OF GLENWOOD, POPE COUNTY, MINNESOTA, PURSUANT TO MINNESOTA STATUTE SECTION 414.033, SUBD. 2(3), PERMITTING ANNEXATION BY ORDINANCE.

THE CITY OF GLENWOOD DOES ORDAIN:

SECTION 1. That the unincorporated land described below in this Section 1, located in the Township of Reno, Pope County, Minnesota, and owned by Yellow Company, LLC, abuts the corporate limits of the City of Glenwood, and is not now included in the corporate limits of any city:

That part of the Southeast Quarter of Section 36, Township 126, Range 38, Pope County, Minnesota, described as follows:

Commencing at the Southeast corner of said Southeast Quarter; thence North 89 degrees 25 minutes 25 seconds West along the South line of said Southeast Quarter, a distance of 888.85 feet to the most easterly line of TROPHY LAKE ESTATES, according to the recorded plat thereof, said Pope County; thence North 0 degrees 34 minutes 35 seconds East along said most easterly line, a distance of 33.00 feet to the northerly line of said TROPHY LAKE ESTATES and the Point of Beginning of the land to be described; thence northwesterly along said northerly line of TROPHY LAKE ESTATES, a distance of 428.38 feet along a non-tangential curve concave to the northeast having a radius of 467.00 feet, a central angle of 52 degrees 33 minutes 29 seconds, and the chord of said curve bears North 63 degrees 08 minutes 41 seconds West; thence North 36 degrees 51 minutes 56 seconds West along said northerly line of TROPHY LAKE ESTATES, tangent to the last described curve, a distance of 366.77 feet; thence northwesterly along said northerly line of TROPHY LAKE ESTATES, a distance of 199.46 feet along a tangential curve concave to the southwest having a radius of 383.00 feet and a central angle of 29 degrees 50 minutes 19 seconds; thence North 27 degrees 10 minutes 04 seconds East, not tangent to the last described curve, a distance of 1734.66 feet to the

southerly right of way line of the SOO Line Railroad; thence South 67 degrees 18 minutes 54 seconds East along said southerly right of way line of the SOO Line Railroad, a distance of 193.19 feet; thence southeasterly a distance of 838.59 feet along a tangential curve concave to the southwest having a radius of 1837.95 feet and a central angle of 26 degrees 08 minutes 32 seconds to the East line of said Southeast Quarter of Section 36; thence South 0 degrees 26 minutes 30 seconds West along said East line of the Southeast Quarter, a distance of 1597.97 feet to a point on said East line distant 29.24 feet from said Southeast corner of the Southeast Quarter of Section 36; thence South 89 degrees 28 minutes 26 seconds West, a distance of 456.61 feet; thence North 87 degrees 45 minutes 43 seconds West, a distance of 432.43 feet to the Point of Beginning.

EXCEPT a parcel of land in the Southeast Quarter (SE1/4) of Section Thirty-six (36), Township One Hundred Twenty-six (126), Range Thirty-eight (38) described as follows:

Commencing at a point of beginning located as follows: Commencing at the Southeast corner of Section Thirty-six (36); thence North on section line 1,328.5 feet; thence North 82 degrees 56 minutes West Fifty and 7/10 (50.7) feet to the point of beginning (said point being on the West line of the right of way for Trunk Highway #29 and #55); thence commencing at said point of beginning and continuing North 82 degrees 56 minutes Three Hundred One and 2/10 (301.2) feet; thence North parallel with the center line of Trunk Highway #29, Three Hundred Seventy-seven (377) feet, being to the westerly line of the right of way for Trunk Highway #55; thence Southeasterly along the Westerly line of the right of way for Trunk Highway #55 and #29 to point of beginning.

SECTION 2. That the unincorporated land described in Section 1 hereof is entirely owned by Yellow Company, LLC, a Minnesota limited liability company, which has petitioned for the annexation thereof to the corporate limits of the City of Glenwood, is less than one hundred twenty acres in size, is not presently served by public sewer facilities, or public sewer facilities are not otherwise available, and is or is about to become urban or suburban in character.

SECTION 3. That the corporate limits of the City of Glenwood are hereby extended to include the land legally described in Section 1 hereof, containing 45.67 acres, and the same is hereby annexed to be included within the City of Glenwood, Pope County, Minnesota.

SECTION 4. That the population of the area legally described in Section 1 hereof, and hereby annexed, is zero.

SECTION 5. That the City Administrator of the City of Glenwood is hereby authorized and directed to file a copy of this Ordinance with the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Pope County Auditor, and the Reno Town Clerk.

SECTION 6. That this Ordinance shall be in full force and effect and shall be final upon the date this Ordinance is approved by the Minnesota Office of Administrative Hearings.

Passed and adopted this 13th day of December, 2011.

THE CITY OF GLENWOOD, MINNESOTA

By: Bill Ogdahl

William Ogdahl, Mayor

ATTEST:

David Iverson

David Iverson
Glenwood City Administrator

STATE OF MINNESOTA)

)ss.

COUNTY OF POPE)

The foregoing instrument was acknowledged before me this 13th day of December, 2011 by WILLIAM OGDahl AND DAVID IVERSON, THE MAYOR AND CITY ADMINISTRATOR RESPECTIVELY OF THE CITY OF GLENWOOD, MINNESOTA.

Brenda L Sargent

THIS INSTRUMENT WAS DRAFTED BY:
OBENLAND ROTH & NELSON
605 South Lakeshore Drive, Suite 1000
Glenwood, MN 56334
320-634-4581

P:\11-266\Ordinance,Annexation,1211

REC'D BY
MBA

DEC 12 2011

**AGREEMENT FOR REIMBURSEMENT TO THE TOWN OF RENO
BY THE CITY OF GLENWOOD FOR THE ANNEXATION OF
CERTAIN TAXABLE PROPERTY**

WHEREAS, the City of Glenwood, Minnesota has commenced a proceeding to annex by ordinance certain lands situated in the Town of Reno, Pope County, Minnesota, comprising a total of approximately 45.67 acres pursuant to the provisions of Minnesota Statute § 414.033, subd. 2(3);

AND

WHEREAS, the town and city desire to enter into an agreement for the reimbursement to the town by the city for the taxable property to be so annexed in the amount, and payable over the term hereafter set forth;

NOW, THEREFORE, it is agreed by and between the Town of Reno and the City of Glenwood, Minnesota that upon the completion of the annexation of such lands the City of Glenwood shall pay to the Town of Reno, commencing with the 2012 calendar year, the sum of sixty-five dollars (\$65.00) for each such calendar year for a total of eight calendar years concluding with calendar year 2019, such annual payment to be paid by the City of Glenwood to the Town of Reno not later than December 1st of each such calendar year.

In witness whereof, this agreement has been executed on behalf of the City of Glenwood, Minnesota by its City Administrator and on behalf of the Town of Reno by its Clerk this 6 day of DECEMBER, 2011.

City of Glenwood, Minnesota

By: David Iverson

David Iverson, Glenwood City Administrator

Town of Reno

By: Richard Mon

Its Clerk

CERTIFICATE OF SURVEY

LEGAL DESCRIPTION OF PARENT PARCEL (Parcel ID 05-0998-009)

That part of the South Half of Section 36, Township 126, Range 38, and being South and West of the 500 Line Railroad and that part of the Southwest Quarter of the Northeast Quarter of said Section 36, lying South of the Southright of way of State Highway No. 55.

EXCEPT (Exception 1, per Document No. 106013)

A parcel of land in the Southwest Quarter (SE1/4) of Section Thirty-six (36), Township One Hundred Twenty-six (126), Range Thirty-eight (38) described as follows:

Commencing at a point of beginning located as follows: Commencing at the Southeast corner of Section Thirty-six (36); thence North on section line 1,328.5 feet; thence North 92 degrees 55 minutes West Fifty and 7/10 (50.7) feet to the point of beginning (said point being on the West line of the right of way for Trunk Highway #29 and #55); thence commencing at said point of beginning and continuing North 82 degrees 50 minutes Three Hundred One and 2/10 (301.2) feet; thence North parallel with the center line of Trunk Highway #29, Three Hundred Seventy-seven (377) feet, being to the westerly line of the right of way for Trunk Highway #55; thence Southwesterly along the westerly line of the right of way for Trunk Highway #55 and #29 to point of beginning.

ALSO EXCEPT (Exception 2, per Document No. 177732)

All that part of the Southwest Quarter of the Southwest Quarter (SW1/4SE1/4) of Section 36-126-38 and of that part of the Southwest Quarter of the Southwest Quarter (SE1/4SW1/4) of Section 36-126-38 which is described and enclosed within the following boundary lines:

Beginning at a point on the South line of said Southwest Quarter of the Southwest Quarter (SW1/4SE1/4) North 00°00' East 72.13 feet from the South corner (SE1/4) corner of said Section Thirty-six (36); thence North 12°30'25" West 940.0 feet; thence North 80°00' West 150.27 feet; thence North 00°00' 308.28 feet; thence North 00°00' East 308.28 feet; thence South 00°00' 308.28 feet; thence North 90°00' West 120.27 feet; thence South 12°59' 25" East 540.0 feet; thence North 90°00' West 07.74 feet to the point of beginning.

ALSO EXCEPT (Exception 3)

TROPHY LAKE ESTATES, COMMON INTEREST COMMUNITY NUMBER 10, according to the recorded plat thereof, Pope County, Minnesota.

ALSO EXCEPT (Exception 4, per Document No. 236307)

All that portion of the SE1/4SE1/4, Section 36, Township 126 North, Range 38 West lying within 33 feet to the North of the centerline of the following-described public road. The centerline of said Public Road is described as follows:

Commencing at the southeast corner of said Section 36; thence South 00°00'47" East, measured bearing, along the East line of Section 36, Township 126 North, Range 38 West, a distance of 3.75 feet to the point of beginning of the centerline to be described; thence South 88°31'41" West 466.61 feet; thence North 88°42'28" West 432.32 feet to the southeast corner of the dedicated public roadway within Trophy Lake Estates, according to the recorded plat thereof, said southeast corner also being on the north line of said Section 1 and there terminating.

The sidelines of said 33 foot parcel shall be prolonged or shortened to terminate on the East line of said Section 36 and on the East line of the dedicated public roadway within Trophy Lake Estates.

PROPOSED LEGAL DESCRIPTION - Parcel 2

That part of the Southwest Quarter, the Southwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 36, Township 126, Range 38, Pope County, Minnesota, described as follows:

Commencing at the Southeast corner of said Southwest Quarter; thence North 85 degrees 25 minutes 22 seconds West along the South line of said Southwest Quarter, a distance of 588.85 feet to the most easterly line of TROPHY LAKE ESTATES, according to the recorded plat thereof, said Pope County; thence North 0 degrees 34 minutes 35 seconds East along said most easterly line, a distance of 33.00 feet to the northerly line of said TROPHY LAKE ESTATES; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 428.38 feet along a non-tangent curve concave to the northeast having a radius of 467.00 feet and a central angle of 52 degrees 33 minutes 23 seconds; and the chord of said curve bears North 63 degrees 08 minutes 41 seconds West 363.50 feet to the Point of Beginning of the land to be described; thence North 27 degrees 10 minutes 04 seconds East, not tangent to the last described curve, a distance of 1734.86 feet to the southerly right of way line of the 500 Line Railroad; thence northerly along said southerly right of way line of the 500 Line Railroad to the North line of said Southwest Quarter of Section 36; thence westerly along said North line of the Southwest Quarter to the Southeast corner of said Southwest Quarter of Section 36; thence southerly along said East line of the Southwest Quarter of the Northeast Quarter to the Northeast corner of said Southwest Quarter of Section 36; thence westerly along the North line of said Southwest Quarter of Section 36 to the Northwest corner of said Southwest Quarter; thence southerly along the West line of said Southwest Quarter of Section 36 to the Southwest corner of said Southwest Quarter of Section 36; thence South 69 degrees 26 minutes 03 seconds East along the South line of said Southwest Quarter of Section 36, a distance of 2274.94 feet to the West line of said TROPHY LAKE ESTATES; thence North 4 degrees 13 minutes 08 seconds East along said West line of TROPHY LAKE ESTATES, a distance of 33.07 feet to said northerly line of TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 01 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 363.50 feet to the East line of said Southwest Quarter of Section 36; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 64.57 feet; thence North 12 degrees 24 minutes 30 seconds West, a distance of 508.13 feet; thence North 89 degrees 25 minutes 25 seconds West, a distance of 120.27 feet; thence North 09 degrees 25 minutes 25 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 120.27 feet; thence South 12 degrees 24 minutes 30 seconds East, a distance of 508.13 feet to said northerly line of said TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 17.01 feet; thence a northerly curve concave to the northeast having a radius of 232.00 feet and a central angle of 59 degrees 48 minutes 22 seconds; thence North 21 degrees 48 minutes 09 seconds East, a distance of 207.48 feet; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 611.82 feet along a tangential curve concave to the southeast having a radius of 353.00 feet and a central angle of 91 degrees 31 minutes 30 seconds to the Point of Beginning.

PROPOSED LEGAL DESCRIPTION - Parcel 1

That part of the Southwest Quarter of Section 36, Township 126, Range 38, Pope County, Minnesota, described as follows:

Commencing at the Southeast corner of said Southwest Quarter; thence North 89 degrees 25 minutes 25 seconds West along the South line of said Southwest Quarter, a distance of 588.85 feet to the most easterly line of TROPHY LAKE ESTATES, according to the recorded plat thereof, said Pope County; thence North 0 degrees 34 minutes 35 seconds East along said most easterly line, a distance of 33.00 feet to the northerly line of said TROPHY LAKE ESTATES and the Point of Beginning of the land to be described; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 428.38 feet along a non-tangent curve concave to the northeast having a radius of 467.00 feet and a central angle of 52 degrees 33 minutes 23 seconds; and the chord of said curve bears North 63 degrees 08 minutes 41 seconds West 363.50 feet to the Point of Beginning of the land to be described; thence North 27 degrees 10 minutes 04 seconds East, not tangent to the last described curve, a distance of 1734.86 feet to the southerly right of way line of the 500 Line Railroad; thence northerly along said southerly right of way line of the 500 Line Railroad to the North line of said Southwest Quarter of Section 36; thence westerly along said North line of the Southwest Quarter to the Southeast corner of said Southwest Quarter of Section 36; thence southerly along said East line of the Southwest Quarter of the Northeast Quarter to the Northeast corner of said Southwest Quarter of Section 36; thence westerly along the North line of said Southwest Quarter of Section 36 to the Northwest corner of said Southwest Quarter; thence southerly along the West line of said Southwest Quarter of Section 36 to the Southwest corner of said Southwest Quarter of Section 36; thence South 69 degrees 26 minutes 03 seconds East along the South line of said Southwest Quarter of Section 36, a distance of 2274.94 feet to the West line of said TROPHY LAKE ESTATES; thence North 4 degrees 13 minutes 08 seconds East along said West line of TROPHY LAKE ESTATES, a distance of 33.07 feet to said northerly line of TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 01 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 363.50 feet to the East line of said Southwest Quarter of Section 36; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 64.57 feet; thence North 12 degrees 24 minutes 30 seconds West, a distance of 508.13 feet; thence North 89 degrees 25 minutes 25 seconds West, a distance of 120.27 feet; thence North 09 degrees 25 minutes 25 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 120.27 feet; thence South 12 degrees 24 minutes 30 seconds East, a distance of 508.13 feet to said northerly line of said TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 17.01 feet; thence a northerly curve concave to the northeast having a radius of 232.00 feet and a central angle of 59 degrees 48 minutes 22 seconds; thence North 21 degrees 48 minutes 09 seconds East, a distance of 207.48 feet; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 611.82 feet along a tangential curve concave to the southeast having a radius of 353.00 feet and a central angle of 91 degrees 31 minutes 30 seconds to the Point of Beginning.

EXCEPT (Exception 1, per Document No. 106013)

A parcel of land in the Southwest Quarter (SE1/4) of Section Thirty-six (36), Township One Hundred Twenty-six (126), Range Thirty-eight (38) described as follows:

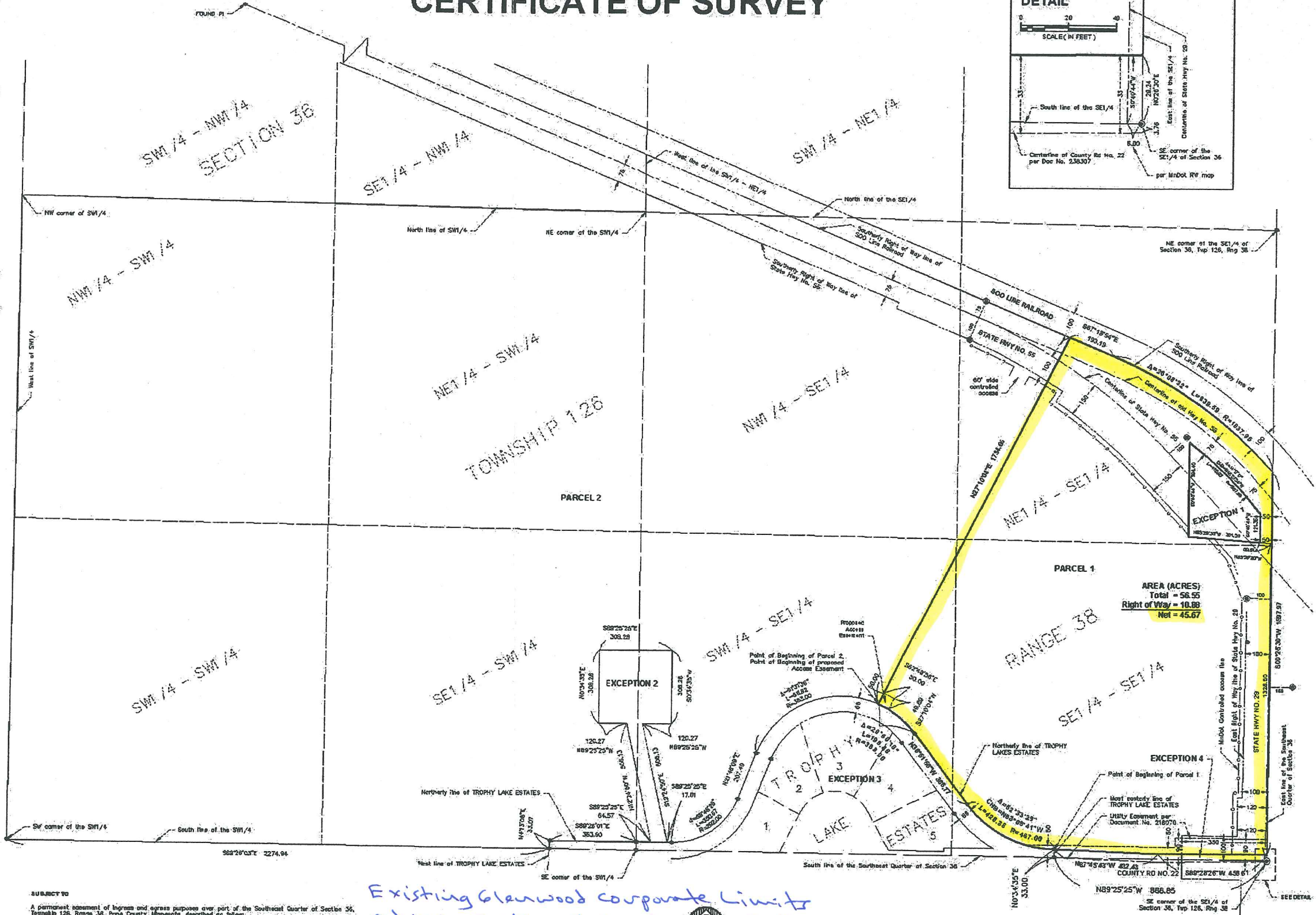
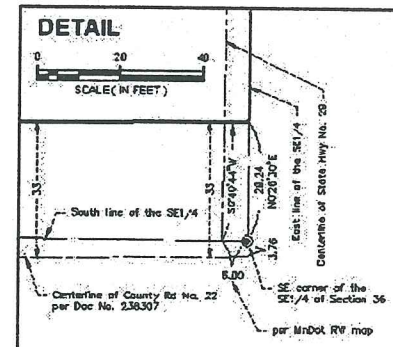
Commencing at a point of beginning located as follows: Commencing at the Southeast corner of Section Thirty-six (36); thence North on section line 1,328.5 feet; thence North 92 degrees 55 minutes West Fifty and 7/10 (50.7) feet to the point of beginning (said point being on the West line of the right of way for Trunk Highway #29 and #55); thence commencing at said point of beginning and continuing North 82 degrees 50 minutes Three Hundred One and 2/10 (301.2) feet; thence North parallel with the center line of Trunk Highway #29, Three Hundred Seventy-seven (377) feet, being to the westerly line of the right of way for Trunk Highway #55; thence Southwesterly along the westerly line of the right of way for Trunk Highway #55 and #29 to point of beginning.

SUBJECT TO

A permanent easement of ingress and egress purposes over part of the Southwest Quarter of Section 36, Township 126, Range 38, Pope County, Minnesota, described as follows:

Commencing at the Southeast corner of said Southwest Quarter; thence North 89 degrees 25 minutes 25 seconds West along the South line of said Southwest Quarter, a distance of 588.85 feet to the most easterly line of TROPHY LAKE ESTATES, according to the recorded plat thereof, said Pope County; thence North 0 degrees 34 minutes 35 seconds East along said most easterly line, a distance of 33.00 feet to the northerly line of said TROPHY LAKE ESTATES; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 428.38 feet along a non-tangent curve concave to the northeast having a radius of 467.00 feet and a central angle of 52 degrees 33 minutes 23 seconds; and the chord of said curve bears North 63 degrees 08 minutes 41 seconds West 363.50 feet to the Point of Beginning of the land to be described; thence North 27 degrees 10 minutes 04 seconds East, not tangent to the last described curve, a distance of 1734.86 feet to the southerly right of way line of the 500 Line Railroad; thence northerly along said southerly right of way line of the 500 Line Railroad to the North line of said Southwest Quarter of Section 36; thence westerly along said North line of the Southwest Quarter to the Southeast corner of said Southwest Quarter of Section 36; thence southerly along said East line of the Southwest Quarter of the Northeast Quarter to the Northeast corner of said Southwest Quarter of Section 36; thence westerly along the North line of said Southwest Quarter of Section 36 to the Northwest corner of said Southwest Quarter; thence southerly along the West line of said Southwest Quarter of Section 36 to the Southwest corner of said Southwest Quarter of Section 36; thence South 69 degrees 26 minutes 03 seconds East along the South line of said Southwest Quarter of Section 36, a distance of 2274.94 feet to the West line of said TROPHY LAKE ESTATES; thence North 4 degrees 13 minutes 08 seconds East along said West line of TROPHY LAKE ESTATES, a distance of 33.07 feet to said northerly line of TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 01 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 363.50 feet to the East line of said Southwest Quarter of Section 36; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 64.57 feet; thence North 12 degrees 24 minutes 30 seconds West, a distance of 508.13 feet; thence North 89 degrees 25 minutes 25 seconds West, a distance of 120.27 feet; thence North 09 degrees 25 minutes 25 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 308.28 feet; thence South 0 degrees 34 minutes 35 seconds West, a distance of 120.27 feet; thence South 12 degrees 24 minutes 30 seconds East, a distance of 508.13 feet to said northerly line of said TROPHY LAKE ESTATES; thence South 89 degrees 25 minutes 25 seconds East along said northerly line of TROPHY LAKE ESTATES, a distance of 17.01 feet; thence a northerly curve concave to the northeast having a radius of 232.00 feet and a central angle of 59 degrees 48 minutes 22 seconds; thence North 21 degrees 48 minutes 09 seconds East, a distance of 207.48 feet; thence northerly along said northerly line of TROPHY LAKE ESTATES, a distance of 611.82 feet along a tangential curve concave to the southeast having a radius of 353.00 feet and a central angle of 91 degrees 31 minutes 30 seconds to the Point of Beginning.

Existing Glenwood corporate limits
adjoin southerly boundary of the
45.67 acre tract.



DATE	AUGUST 18, 2011	UNITS	AS SHOWN	AMENDMENTS	BY	PREPARED FOR: SCHMIDT'S CHEVROLET
SCALE:	AS SHOWN					
DRAWN BY:	JB					
CHECKED BY:	BTB					
FILE NUMBER:	480A0680.003					
				JULIO DE LA ROSA, L.S.		
				DATE: 8/18/11		
				LIC. NO.: 45698		

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