

IN THE MATTER OF THE AMENDMENT TO THE JOINT RESOLUTION
FOR ORDERLY ANNEXATION BETWEEN THE TOWN OF CASCADE
AND THE CITY OF ROCHESTER, MINNESOTA
PURSUANT TO MINNESOTA STATUTES 414.0325, SUBD. 1

TO: Minnesota Planning Agency
165 Metro Square Building
St. Paul, Minnesota 55101

The Town of Cascade and the City of Rochester hereby jointly agree to this Joint Resolution Between the Town of Cascade and the City of Rochester Designating an Area for Annexation including the property described in the attached Exhibit A:

WHEREAS, the City of Rochester desires the immediate annexation to the City of Rochester of that property described in the attached Exhibit A situated in the Town of Cascade, County of Olmsted, State of Minnesota; and

WHEREAS, the City of Rochester and the Town of Cascade, for the purpose of avoiding a dispute over the annexation of the property described in said petition, desire to enter into a joint resolution approving the immediate annexation of said property.

NOW, THEREFORE, BE IT RESOLVED by the City of Rochester and the Town of Cascade:

1. The property which is situated in the Town of Cascade, County of Olmsted, State of Minnesota and which is described on the attached Exhibit A is, designated as in need of orderly annexation pursuant to Minnesota Statutes §414.0325, as it may be amended from time to time.
2. Both the Town and the City agree that upon receipt of this resolution, the Minnesota Planning Agency or other successor to the Minnesota Municipal Board may review and comment, but shall, within 30 days, order the annexation of the property described in Exhibit A, attached hereto and made a part hereof. Both the Town and the City also agree that no alteration of the stated boundaries of this agreement is appropriate. Furthermore, both parties agree that no consideration by the Agency is necessary.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 21st DAY OF JANUARY, 2004.

John Hunziker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Schwan
CITY CLERK

APPROVED THIS 22nd DAY OF JANUARY, 2004.

Ardee F. Breda
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

PASSED AND ADOPTED BY THE TOWN OF CASCADE, MINNESOTA, THIS _____
DAY OF 2-2 - _____, 2004.

James J. [Signature]
CHAIRMAN OF TOWN BOARD

ATTEST: Joan Kroman
TOWN CLERK

Welch

That part of the East Half of Section 7, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the Southeast corner of said Section 7; thence North 89 degrees 44 minutes 40 seconds West, assumed bearing, along the south line thereof, 656.00 feet to the Southwest corner of the East One-Half of the Southeast One-Quarter of the Southeast One-Quarter of said Section 7; thence North 00 degrees 15 minutes 39 seconds West, along the west line of said East Half of the Southeast Quarter of the Southeast Quarter, 897.87 feet for the point of beginning; thence North 74 degrees 13 minutes 55 seconds West, 2049.61 feet to the west line of the East Half of said Section 7; thence North 00 degrees 20 minutes 24 seconds West, along said west line, 1300.00 feet; thence South 54 degrees 55 minutes 28 seconds East, 2489.05 feet to the North line of the East Half of the Southeast Quarter of the Southeast Quarter of said Section 7; thence North 89 degrees 50 minutes 15 seconds West, along said North line; 58.77 feet to the west line of said East Half of the Southeast Quarter of the Southeast Quarter; thence South 00 degrees 15 minute 39 seconds East, along said east line, 426.77 feet to the point of beginning.

Containing 40.00 acres more or less.

Smoldt 2.77 ACRES

That part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, Township 107, Range 14, Olmsted County, Minnesota, described as follows: Beginning at the Southwest corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, thence East (for purposes of this description bearings are assumed), along the South line of said SW $\frac{1}{4}$, 330.00 feet to a point 981.78 feet Westerly from the Southeast corner of said SW $\frac{1}{4}$; thence North 00 degrees 16 minutes 39 seconds West, parallel with the West line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, 396.00 feet; thence West, parallel with the South line of said SW $\frac{1}{4}$, 330.00 feet; thence South 00 degrees 16 minutes 39 seconds East, along said West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, 396.00 feet to the point of beginning.

Smoldt

The south 60 feet of the following describe parcel .45 ACRES (Included with Above)

That part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, Township 107, Range 14, Olmsted County, Minnesota, described as follows: Beginning at the Southwest corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, thence East (for purposes of this description bearings are assumed), along the South line of said SW $\frac{1}{4}$, 330.00 feet to a point 981.78 feet Westerly from the Southeast corner of said SW $\frac{1}{4}$; thence North 00 degrees 16 minutes 39 seconds West, parallel with the West line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, 396.00 feet; thence West, parallel with the South line of said SW $\frac{1}{4}$, 330.00 feet; thence South 00 degrees 16 minutes 39 seconds East, along said West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, 396.00 feet to the point of beginning.

Pittenger .50 ACRES

The south 60.00 feet of the following described property:

That part of the Southwest Quarter (SW ¼) of the Southeast Quarter (SE ¼) of Section 7, Township 107, Range 14, Olmsted County, Minnesota, described as follows: Commencing at the Southwest corner of the Southeast Quarter (SE ¼) of said Section 7, thence East assumed bearing along the South line of said Southeast Quarter (SE ¼), 370.00 feet for a point of beginning; thence continue East along said South line, 365.00 feet; thence North 298.00 feet; thence East 30.00 feet; thence North 110.00 feet, thence West 400.00 feet; thence South 00 degrees 42 minutes 08 seconds East, 408.03 feet to the point of beginning; being subject to an easement for the Township road right of way over the Southerly boundary thereof.

And

Clowes .62 ACRES

The South 60.00 feet of that part of the East half of the Southwest Quarter of Section 7, Township 107, Range 14, Olmsted County, Minnesota, being described as follows:

Commencing at the Southeast corner of said East half of the Southwest Quarter of Section 7; thence West, assumed bearing along the South line of said East half, 66.00 feet for the point of beginning; thence continue West, along said South line, 915.78 feet; thence North 00 degrees 16 minutes 39 seconds West, parallel with the West line of said East half, 396.00 feet; thence West, parallel with said South line of said East half, 330.00 feet to the West line of said East half; thence North 00 degrees 16 minutes 39 seconds West, along said West line 1112.14 feet; thence East 1238.21 feet; thence South 00 degrees 34 minutes 00 seconds East, 1508.19 feet to the point of beginning; less that part of said East half of the Southwest Quarter described as follows: commencing at the southeast corner of the East half of the Southwest Quarter of said Section 7; thence West, assumed bearing, along the south line of said East half, 66.00 feet for the point of beginning; thence continue West, along said south line, 465.78 feet; thence North 00 degrees 16 minutes 39 seconds West, parallel with the west line of said East half, 415.00 feet; thence West, parallel with the south line of said East half, 450.00 feet; thence South 00 degrees 16 minutes 39 seconds East, 19.00 feet; thence West, parallel with the south line of said East half, 330.00 feet to the west line of said East half; thence North 00 degrees 16 minutes 39 seconds West, along said west line, 1112.14 feet; thence East, 1238.21 feet; thence South 00 degrees 34 minutes 00 seconds East, 1508.19 feet to the point of beginning.

And

And

Abbot 1.39 ACRES

The South 60.00 feet of the South half of the Southwest Quarter of the Southwest Quarter, except the East 180.00 feet thereof in Section 7, Township 107, Range 14, Olmsted County, Minnesota.

And

Nelson .25 ACRES

The South 60.00 feet of the East 180.00 feet of the South half of the Southwest Quarter of the Southwest Quarter of Section 7, Township 107, Range 14, Olmsted County, Minnesota

And

Krebsbach .90 ACRES

The northerly 60 feet of Section 18 of Cascade Township over the following parcel:

That part of the North Half of the Northeast Quarter of Section 18, Township 107, Range 14 West, Olmsted County, Minnesota which lies within a distance of 60.00 feet to the right of the following described line: Beginning at the northwest corner of the Northeast Quarter of Section 18; thence North 89 degrees 29 minutes 38 seconds East, assumed bearing along the north line thereof, 653.47 feet to the northwest corner of Wedgewood Hills Third Subdivision and there terminating.

REC'D BY
MMB

APR 27 2004

