OA-394-1 Kasson Resolution Number: 1419

## BEFORE THE MUNICIPAL BOARD

## OF THE STATE OF MINNESOTA

IN THE MATTER OF THE ORDERLY ANNEXATION )

AGREEMENT BETWEEN THE CITY OF KASSON )

AND THE TOWN OF MANTORVILLE PURSUANT TO )

MINNESOTA STATUTES 414 )

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Kasson and the Town of Mantorville; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Kasson pursuant to M.S. 414.0325, Subd. 1; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Minnesota Municipal Board may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on September 1, 1995, the Minnesota Municipal Board has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed to the City of Kasson, Minnesota, the same as if it had originally been made a part thereof:

## PARCEL B:

A part of the Southeast Quarter of Section 28, Township 107 North, Range 16 West, Dodge County, Minnesota, described as follows:

Commencing at the northeast corner of the Southeast Quarter of said Section 28; thence South 90 degrees 00 minutes 00 seconds West (Note: all bearings are in relationship with the north line of said Southeast Quarter which is assumed) along the north line of said Southeast Quarter for a distance of 1311.00 feet; thence South 00 degrees 00 minutes 00 seconds East, at right angles, for a distance of 342.00 feet to the POINT OF BEGINNING of PARCEL 'B'; thence continue South 00 degrees 00 minutes 00 seconds East for a distance of 1308.00 feet to the south line of the North 100 Acres of said Southeast Quarter; thence South 90 degrees 00 minutes 00 seconds West

along said South line for a distance of 781.28 feet to the east line of Westphal's Addition to Kasson; thence North 00 degrees 03 minutes 56 seconds West along said east line for a distance of 1063.20 feet to the northeast corner of said Westphal's Addition, said point also being in the south line of Swenke's First Subdivision; thence South 89 degrees 52 minutes 26 seconds East along the south line of said Swenke's First Subdivision for a distance of 383.43 feet to the southeast corner of said Subdivision; thence North 00 degrees 00 minutes 00 seconds West along the east line of said Subdivision for a distance of 349.64 feet; thence North 90 degrees 00 minutes 00 seconds East for a distance of 164.00 feet; thence South 00 degrees 00 minutes 00 seconds East for a distance of 104.00 feet; thence North 90 degrees 00 minutes 00 seconds East for a distance of 235.07 feet to the POINT OF BEGINNING. Said PARCEL 'B' contains 21.72 Acres, Said PARCEL 'B' is subject to a 20 foot wide Utility more or less. Easement described as follows:

The permanent utility easement hereby granted and conveyed covers the following described land in Dodge County, Minnesota, to-wit:

A 20.00 easement for the construction, maintenance and operation of a public watermain located over part of the Northeast Quarter of the Northeast Quarter of Section 33 and over part of the Southeast Quarter of the Southeast Quarter and of the North One-Half of the Southeast Quarter of Section 28, Dodge County, Minnesota. Said easement extends 10.00 feet to the left and to the right of the following described center line:

Commencing at the southwest corner of the Southeast Quarter of said Section 28; thence S89 degrees 54'23"E, assumed bearing, along the south line of said Southeast Quarter, 1627.00 feet for a point of beginning of the center line to be described; thence S00 degrees 16'22"E, 329.24 feet more or less to the center line of 7th Street N.E. and there terminating. Thence return to the aforesaid point of beginning; thence N00 degrees 16'22"W, parallel with the west line of said Southeast Quarter, 1006.00 feet to a point being 1628.00 feet south of the north line of said Southeast Quarter; thence S89 degrees 52'46"W, parallel with the north line of said Southeast Quarter, 1097.80 feet to the east line of Westphal's First Subdivision and there terminating.

Said PARCEL 'B' is also subject to the following Natural Gas Line Easement:

Natural Gas Line Easement description for Northern Natural Gas, Kasson, MN. office. (East-West 10" Gas Line)

A 70 foot wide Natural Gas Line Easement, being 35 feet on each side of the following described centerline: A part of the North 100 Acres of the Southeast Quarter of Section 28, T107N, R16W, Dodge County, Minnesota, and commencing at the northeast corner of the Southeast Quarter of said Section 28; thence South 00 degrees 16 minutes 47 seconds East (Note: all bearings are in relationship with the north line of said Southeast Quarter which is assumed to be North 90 degrees 00 minutes 00 seconds East) along the east line of said Southeast Quarter for a distance of 694.00 feet to the POINT OF BEGINNING of said Gas Line Easement; thence North 89 degrees 29 minutes 13 seconds West for a distance of 2096.87 feet

to the east line of WESTPHAL'S ADDITION to the City of Kasson and there terminating. The sidelines of said 70 foot wide Easement are to be lengthened or shortened to terminate at the described Section and Addition lines. Said Centerline follows near existing Gas Line.

Also a Natural Gas Line Easement description for Northern Natural Gas, Kasson, Mn. office. (North-South 2" Gas Line)

A 70 foot wide Easement for the southern portion of this Easement and a 35 foot wide Easement on the Easterly side and a varying width easement on the westerly side to coincide with the East Line of SWENKE'S FIRST SUBDIVISION in which is platted a 25 foot wide Utility Easement for the use of this Natural Gas Line and other Utilities, the centerline of said Easement is described as follows:

A part of the North 100 Acres of the Southeast Quarter of Section 28, Township 107 North, Range 16 West, Dodge County, Minnesota, and commencing at the northeast corner of the Southeast Quarter of said Section 28; thence South 00 degrees 16 minutes 47 seconds East (Note: all bearings are in relationship with the north line of said Southeast Quarter which is assumed to be North 90 degrees 00 minutes 00 seconds East) along the east line of said Southeast Quarter for a distance of 694.00 feet; thence North 89 degrees 29 minutes 13 seconds West for a distance of 1701.82 feet to the POINT OF BEGINNING of said North-South Easement; thence North 02 degrees 55 minutes 59 seconds West for a distance of 91.41 feet to the easterly extension of the south line of Swenke's First Subdivision and the northerly end of the 35 foot width on the westerly side of this described centerline; thence continue North 02 degrees 55 minutes 59 seconds West for a distance of 137.35 feet to the point of intersection of this centerline and the east line of Swenke's First Subdivision; thence North 00 degrees 00 minutes 00 seconds East along the east line of said Subdivision for a distance of 212.29 feet to a line which is 238.00 feet south of the north line of said Southeast Quarter and there terminating. Said Easement centerline follows near the existing gas line as marked.

IT IS FURTHER ORDERED: That the effective date of this order is September 1, 1995.

Dated this 1st day of September, 1995.

MINNESOTA MUNICIPAL BOARD Suite 475 McColl Building 366 Jackson Street St. Paul, MN 55101-1925

Patricia D. Lundy Acting Director