

RESOLUTION

WHEREAS, on September 3, 2003, the Common Council of the City of Rochester and the Town of Kalmar executed a Joint Resolution for Orderly Annexation (a copy of which is attached and incorporated herein); and

WHEREAS, paragraph 36 of the Joint Resolution states as follows:

36. Notwithstanding any provision of this Agreement to the contrary, the City and Township agree that, upon the parties' execution of this Agreement, the City may by resolution annex the following described land containing 56.70 acres, more or less: The north 1900.00 feet of the east 1300.00 feet of the Northeast Quarter of Section 13, Township 107 North, Range 15 West, Olmsted County, Minnesota; and,

WHEREAS, the City of Rochester wishes to invoke paragraph 36 of the Joint Resolution for Orderly Annexation and annex the above-described property; and,

WHEREAS, the legal description for the property is as follows:

The north 1900.00 feet of the east 1300.00 feet of the Northeast Quarter of Section 13, Township 107 North, Range 15 West, Olmsted County, Minnesota;

Containing 56.70 acres, more or less; and,

WHEREAS, the orderly annexation agreement allows for annexation by resolution and provides that the Minnesota Municipal Board may review and comment but shall, within 30 days or receipt of said resolution, order the annexation of the area described in the resolution; and,

WHEREAS, the City's estimate of the population and number of households contained in the above-described annexation area is zero; and,

WHEREAS, the City's estimate of electrical service cost at the time of annexation is (a) .07096 per kilowatt-hour from January through May and October through December, and (b) .08574 per kilowatt-hour from June through September.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rochester that the above-described property is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as if it had originally been a part thereof.

BE IT FURTHER RESOLVED that this resolution shall take effect and be in force from and after its filing of a certified copy hereof with the Minnesota Municipal Board, or its successor, the Town of Kalmar and the Olmsted County Auditor/Treasurer.

REC'D BY
MMB

SEP 22 2003

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 15th DAY OF SEPTEMBER, 2003.

[Signature]
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: [Signature]
CITY CLERK

APPROVED THIS 16th DAY OF SEPTEMBER, 2003.

[Signature]
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

REC'D BY
MMB

SEP 22 2003


ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED



FOR :
WESTERN WALLS, INC.
 604 11TH AVE. NW
 ROCHESTER, MN
 55901

Lead Surveying
 Urban-Lead Planning
 Consulting - Civil Engineering



Geotechnical Engineering
 Construction Material Testing
 Landscape Architecture

1618 Third Avenue S.E.
 Rochester, MN 55904
 Telephone 507.266.2010
 Facsimile 507.266.7133

Betts, Inc.
 2516 Georgia Ave. S.E.
 Rochester, MN 55904
 Telephone 507.266.2010
 Facsimile 507.266.7133

SCALE:	1" = 800'	
DRAWN BY:	JJJ	
DATE:	04/10/02	
ACCT. NO.:	1013/2154	Card No. 2154ANIE
FILE NO.:	BK.	PG.