ORDINANCE NO. 196, SECOND SERIES

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN TO INCLUDE CERTAIN UNINCORPORATED TERRITORY OWNED BY THE CITY OF AUSTIN AND ABUTTING THEREON

WHEREAS, the territory described below is not presently included within the corporate limits of any city, village or borough; and

WHEREAS, the City of Austin is the owner of the land described below and said premises adjoin the City of Austin and are deemed to be urban in character.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF AUSTIN DO ORDAIN:

SECTION 1: The City Council hereby determines that the annexation will be in the best interest to the City and the territory affected. That the territory described herein abuts the city limits and is urban or suburban in character and that none of said territory is now included within the limits of any city, village, or borough.

SECTION II: The corporate limits of the City of Austin are hereby extended to include the land described as follows, the same is hereby annexed to, and included within the city as affectionally as if it had originally been a part thereof:

(see attached description)

SECTION III: The City Recorder is hereby directed to file certified copies of said ordinance with the Minnesota Municipal Commission, Lansing Township Clerk, County Auditor, County Recorder, Austin Utilities, and the Secretary of State.

SECTION IV: The ordinance takes affect upon its passage, publication, filing of certified copies as directed within Section III.

Passed by a vote of Yeas and Nays this 7th day of August, 1989.

YEAS 5

NAYS 0

APPROVED:

Tubar Buston City Recorder

ATTEST:

DESCRIPTION IN NW4 & SW4 SEC 27-T103N-R18W & NE4 SEC 28-T103N-R18W

All that part of the NWL & SWL Section 27 - T103N - R18W; described as follows:

Commencing at the northwest corner of the SW4 of said Section 27 - T103N - R18W, which point is monumented with a $4^{\prime\prime}$ diameter cast iron;

thence south 00° 02'30" west a distance of 1447.15 feet, on an assumed bearing, on the west line of said SW¹ to a point 1189.71 feet north of the southwest corner thereof, which point is monumented with a 4" diameter cast iron and is the point of intersection of the west line of said SW¹ with a westerly extension of the north line of the Plat of Elmhurst Addition, as the same is platted and recorded in the office of the County Recorder of Mower County, Minnesota;

thence south 89° 38'15" east a distance of 2630.14 feet, on the north line of said Elmhurst Addition and said westerly extension thereof, to a point on the east line of said SW4 Section 27, which is 1199.0 feet north of the southeast corner thereof, and monumented with a 4" diameter cast iron;

thence north 00° 01'18" west a distance of 67.00 feet, on the east-line of said SWŁ Section 27, to a point monumented with a 4" diameter cast iron;

thence north 89° 37'48" west a distance of 1078.44 feet, to a point monumented with a 4" diameter cast iron;

thence north 00° 01'18" west a distance of 250.00 feet, to a point monumented with a 4" diameter cast iron;

thence south 89° 37'48" east a distance of 1078.44 feet, to a point on the east line of the SWL of said Section 27, monumented with a 4" diameter cast iron;

thence north 00° 01'18" west a distance of 1141.74 feet, on the east line of said SW¹₂, to the northeast corner thereof;

thence north 00[°] 01'18" west a distance of 1203.29 feet, to a point on the centerline of County State Aid Highway No. 45 (formerly Trunk Highway No. 218) as it now exists;

thence northwesterly a distance of 491.54 feet, on the centerline of said County State Aid Highway No. 45, on a non-tangential curve, concave to the southwest with a radius of 1146.28 feet, a central angle of 24° 34'08'' and a chord bearing of north 32° 55'18'' west:

thence north 45⁰ 12122" west a distance of 1435.75 feet, on the centerline of said County State Aid Highway No. 45, to a point on the southeasterly right-of-way line of Sco Line Railroad (formerly Chicago, Milwaukee, St. Paul & Pacific Railroad);

thence south 52[°] 22'35" west a distance of 50.44 feet, on the southeasterly rightof-way line of said Soo Line Railroad to the northerly-most corner of the Plat of Cook Farm Addition Tract 1, as the same is platted and recorded in the office of the County Recorder of Mower County, Minnesota;

thence south 45[°] 12'22" east a distance of 400.00 feet, on the northeasterly line of said Plat of Cook Farm Addition Tract 1 to the easterly-most corner thereof, which point is monumented with a 4" diameter cast iron;

thence south 52⁰ 22'35" west a distance of 400.00 feet, on the southeasterly line of said Plat of Cook Farm Addition Tract 1, to the southerly-most corner thereof, which point is monumented with a 4" diameter cast iron;

thence north 45[°] 12'22" west a distance of 400.00 feet, on the southwesterly line of said Plat of Cook Farm Addition Tract I to the westerly-most corner thereof, which point is monumented with a 4" diameter cast iron;

thence south 52° 22'35" west a distance of 1256.12 feet, on the southeasterly rightof-way line of said Soo Line Railroad, to a point on the west line of the NW¹ of said Section 27 - T103N - R18W, monumented with a 4" diameter cast iron; -

thence south 00° 16'35" east a distance of 1577.47 feet, on the west line of said NW², to the point of beginning;

subject to easements of record;

together with all that part of the NEL Section 28 - T103N - R18W lying southeasterly of the easterly right-of-way line of Trunk Highway No. 218 more particularly described as follows:

Commencing at the southeast corner of the NEL of said Section 28 - T103N - R18W; -

thence north 00° 16'35" west a distance of 785.80 feet, on an assumed bearing, on the east line of said NEL to the point of intersection with the easterly right-ofway line of Trunk Highway No. 218, monumented with a 4" diameter cast iron;

thence south 25° 13'20" west a distance of 474.64 feet, on the easterly right-ofway line of said Trunk Highway No. 218;

thence southwesterly a distance of 353.86 feet, on the easterly right-of-way line of said Trunk Highway No. 218 on a non-tangential curve, concave to the northwest, with a radius of 2073.86 feet, a central angle of 09° 46'35", and a chord bearing of south 30° 17'53" west;

thence south 35[°] 11'10" west a distance of 49.96 feet, on the easterly right-of-way line of said Trunk Highway No. 218, on a line tangent to said curve, to a point monumented with a 4" diameter cast iron;

thence south 84° 48'50" east a distance of 97.68 feet, on the easterly right-of-way line of said Trunk Highway No. 218, to the point of intersection with the south line of the NE¹ of said Section 28, monumented with a 4" diameter cast iron:

thence south 89° 43'13" east a distance of 315.87 feet, on the south line of said NEL, to the point of beginning;

subject to easements of record.

