

ORDINANCE NO. 2884

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER A PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 8, PORTIONS OF SECTIONS 17, 21, 33 AND 34, AND PORTIONS OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 107 NORTH, RANGE 14 WEST, OLMSTED COUNTY, MINNESOTA.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. The Common Council of the City of Rochester has initiated the annexation of the lands described in Exhibit B, attached hereto and incorporated herein, located in Cascade Township, Olmsted County, Minnesota.

Section 2. The quantity of land included in this annexation is approximately 621.6 acres in size.

Section 3. The Common Council of the City of Rochester does hereby determine that the land described in Exhibit B is subject to annexation by the City of Rochester pursuant to a Joint Resolution For Orderly Annexation, as amended by the parties on July 7, 1993, executed by the City of Rochester and the Town of Cascade.

Section 4. Therefore, pursuant to the Joint Resolution For Orderly Annexation, as amended, the land described in Exhibit B is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

Section 5. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota Municipal board, the Cascade Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 19 DAY OF July, 1993.

Nancy B. Selby
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Carol A. Brown
CITY CLERK

APPROVED THIS 20 DAY OF July, 1993.

Nancy B. Selby
Acting MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

EXHIBIT B

Parcel 1

That part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 8; thence WEST, assumed bearing, along the south line thereof, 590.00 feet to the southeast corner of NORTH PARK FIFTH SUBDIVISION; thence North 01 degree 14 minutes 00 seconds East, along the east line of said NORTH PARK FIFTH SUBDIVISION, 590.64 feet to the south line of NORTH PARK THIRD SUBDIVISION; thence EAST, along said south line, 588.29 feet to the northwest corner of Outlot "A", NORTH PARK THIRD SUBDIVISION; thence South 01 degree 04 minutes 03 seconds West, along the west line of said Outlot "A" and the southerly prolongation thereof, 590.61 feet to the point of beginning.

Containing 8.0 acres, more or less.

Parcel 2

That part of the Southwest Quarter of the Northwest Quarter of Section 21, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying easterly of the most easterly right-of-way line of the Chicago and Northwestern Railway Company (now abandoned).

ALSO:

That part of the Northwest Quarter of the Southwest Quarter of Section 21, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying northeasterly of the easterly right-of-way line of the Chicago Great Western Railway Company (now the Chicago and North Western Transportation Company). EXCEPT all of REPLAT OF LOTS 3 AND 4, KOCER'S SUBDIVISION, ALSO EXCEPT Lots 1 and 2, KOCER'S SUBDIVISION.

ALSO:

That part of the South Half of the Northeast Quarter of the Northeast Quarter, and that part of the Southeast Quarter of the Northeast Quarter, all in Section 20, Township 107 North, Range 14 West, Olmsted County, Minnesota, which lies easterly of the most easterly right-of-way line of the Chicago and Northwestern Railway Company (now abandoned).

Containing in all 52.6 acres, more or less.

Parcel 3

A part of the Southwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northeast corner of the Southwest Quarter of said Section 33; thence southerly along the east line of said Southwest Quarter, 682.50 feet for the point of beginning; thence westerly at a deflection angle of 74 degrees 24 minutes 30 seconds right, 70.33 feet; thence southwesterly at a deflection angle of 18 degrees 34 minutes left, 177.17 feet; thence southwesterly at a deflection angle of 06 degrees 39 minutes right, 197.44 feet; thence southwesterly at a deflection angle of 19 degrees 36 minutes left, 2.64 feet; thence easterly at a deflection angle of 132 degrees 26 minutes 30 seconds left, 391.27 feet to the east line of said Southwest Quarter; thence northerly along said east line at a deflection angle of 90 degrees 27 minutes left, 214.58 feet to the point of beginning.

ALSO:

That part of the Southwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, which lies northerly of the centerline of C.S.A.H. No. 34 and southeasterly of the following described line:

Commencing at the northeast corner of the Southwest Quarter of said Section 33; thence southerly along the east line of said Southwest Quarter, 897.08 feet for the point of beginning of the line to be described; thence westerly at a deflection angle of 90 degrees 27 minutes right, 391.27 feet; thence southwesterly at a deflection angle of 47 degrees 33 minutes 30 seconds left, 151.94 feet; thence southwesterly at a deflection angle of 16 degrees 13 minutes left, 206.30 feet; thence southwesterly at a deflection angle of 08 degrees 05 minutes right, 62.26 feet; thence southwesterly at a deflection angle of 11 degrees 43 minutes left, 82.33 feet; thence southwesterly at a deflection angle of 17 degrees 16 minutes right, 263.90 feet; thence southwesterly at a deflection angle of 04 degrees 11 minutes right, 106.63 feet; thence southwesterly at a deflection angle of 06 degrees 52 minutes left, 181.40 feet; thence southwesterly at a deflection angle of 11 degrees 50 minutes right, 223.02 feet; thence southwesterly at a deflection angle of 24 degrees 52 minutes left, 91.61 feet; thence southwesterly at a deflection angle of 09 degrees 06 minutes right, 258.20 feet; thence southwesterly at a deflection angle of 09 degrees 50 minutes right, 239.50 feet; thence southwesterly at a deflection angle of 28 degrees 31 minutes 30 seconds left, 72.01 feet; thence southwesterly at a deflection angle of 48 degrees 00 minutes right, 143.65 feet; thence southwesterly at a deflection angle of 32 degrees 20 minutes left, 55.78 feet; thence southwesterly at a deflection angle of 16 degrees 11 minutes left, 70.28 feet to the south line of said Southwest Quarter and there terminating.

ALSO:

That part of the Southwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northeast corner of the Southwest Quarter of said Section 33; thence WEST, assumed bearing, along the north line of said Southwest Quarter, 1112.7 feet for the point of beginning; thence South 50 degrees 16 minutes West, 218.00 feet; thence South 58 degrees 30 minutes West, 70.00 feet; thence South 71 degrees 00 minutes West, 94.00 feet; thence South 87 degrees 00 minutes West, 100.00 feet; thence North 78 degrees 00 minutes West, 100.00 feet; thence North 65 degrees 00 minutes West, 80.00 feet; thence North 53 degrees 30 minutes West, 80.00 feet; thence North 45 degrees 00 minutes West, 155.32 feet to the north line of said Southwest Quarter; thence EAST, along said north line, 760.66 feet to the point of beginning.

ALSO:

That part of the West Half of the Southwest Quarter of the Northwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 33; thence EAST, assumed bearing, along the south line of said Northwest Quarter, 649.9 feet to the southwest corner of the East 60 acres of the South Half of said Northwest Quarter for the point of beginning; thence WEST, along said south line, 89.68 feet; thence North 01 degree 40 minutes West, 421.9 feet; thence North 00 degrees 22 minutes West, 392.5 feet; thence North 78 degrees 10 minutes East, 89.67 feet to the west line of said East 60 acres of the South Half of said Northwest Quarter; thence South 01 degree 08 minutes East, along said west line, 831.25 feet to the point of beginning.

ALSO:

The Southeast Quarter of the Northwest Quarter of Section 33, and the East Half of the Southwest Quarter of the Northwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota.

ALSO:

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That part of the Northeast Quarter of the Northwest Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying southerly of the centerline of 7th Street N.W. Said centerline is described as follows:

Commencing at the southwest corner of the Northeast Quarter of said Northwest Quarter; thence NORTH, assumed bearing, along the west line thereof, 123.3 feet for the point of beginning; thence North 53 degrees 51 minutes East, 165.5 feet; thence North 81 degrees 04 minutes East, 652.6 feet; thence North 70 degrees 40 minutes East, 547.2 feet to a point on the east line of the Northeast Quarter of said Northwest Quarter, distant 526.0 feet north of the southeast corner thereof, and said centerline there terminating.

ALSO:

That part of the Southeast Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying northerly of the centerline of County State Aid Highway No. 34, EXCEPT that part of the northerly half of the right-of-way of said County State Aid Highway No. 34 lying easterly of a line drawn northerly, perpendicular to the south line of said Southeast Quarter, from a point 754.00 feet west of the southeast corner of said Southeast Quarter.

ALSO:

All of ROSE BOWL SUBDIVISION, Olmsted County, Minnesota.

ALSO:

That part of the West half of Section 34, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying southerly of the centerline of Trunk Highway No. 14, EXCEPT Blocks 1 thru 12, WEST ZUMBRO ADDITION, Rochester, Minnesota; ALSO EXCEPT the South 366 feet of the West 410 feet of the Northeast Quarter of the Southwest Quarter of said Section 34; ALSO EXCEPT the West 210 feet of the East 433.5 feet of the South 307 feet of the West Half of the Southwest Quarter of said Section 34; ALSO EXCEPT the South 175 feet of the East 42 feet of the West 132 feet of the East 313.5 feet of the West Half of the Southwest Quarter of said Section 34.

ALSO:

That part of the Northeast Quarter of Section 33, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying southerly of the centerline of Trunk Highway No. 14 and lying easterly and southerly of the following described line:

Commencing at the northwest corner of said Northeast Quarter; thence South 00 degrees 09 minutes 30 seconds West, assumed bearing, along the west line of said Northeast Quarter, 384.92 feet to the centerline of the west bound lane of Trunk Highway No. 14; thence South 71 degrees 50 minutes 30 seconds East along the centerline of said lane, 713.57 feet for the point of beginning of the line to be described; thence South 08

degrees 09 minutes 13 seconds West, 410.72 feet; thence North 71 degrees 50 minutes 30 seconds West, parallel with said west bound lane, 213.71 feet; thence South 00 degrees 09 minutes 30 seconds West, parallel with the west line of said Northeast Quarter, 366.00 feet; thence North 89 degrees 50 minutes 30 seconds West, 282.48 feet to a line which is 66.00 feet easterly of and parallel with, the west line of said Northeast Quarter; thence North 00 degrees 09 minutes 30 seconds East, along said parallel line, to the centerline of 7th Street N.W.; thence southwesterly along said centerline to the west line of said Northeast Quarter and there terminating.

ALSO:

All that part of the Chicago and Great Western Railroad right-of-way lying within the Northeast Quarter of Section 34, Township 107 North, Range 14 West, Olmsted County, Minnesota.

ALSO:

That part of the Northeast Quarter of Section 34, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southwest corner of said Northeast Quarter; thence northerly, along the west line thereof, 217.57 feet to the southerly right-of-way line of Trunk Highway No. 14 for the point of beginning; thence easterly at a deflection angle of 97 degrees 46 minutes to the right, along said right-of-way line, 145.5 feet to the west right-of-way line of Trunk Highway No. 52; thence southerly, along said west right-of-way line, 169.9 feet to a point which is 28.9 feet northerly of the south line of said Northeast Quarter; thence easterly, parallel with said south line, to the west line of Lot 24, AUDITOR'S PLAT "D"; thence northerly, along said west line, to the northwest corner of said Lot 24; thence easterly, along the north line of said Lot 24, a distance of 496.0 feet to the northeast corner thereof; thence southerly, along the east line of said Lot 24, a distance of 300 feet to the south line of said Northeast Quarter; thence easterly, along said south line, 57.31 feet to the control line of the channel change of Cascade Creek; thence northwesterly, along said control line and along a 14 degree 30 minute curve, concave northeasterly, delta angle of 02 degrees 53 minutes 40 seconds, a distance of 19.92 feet; thence deflect to the right at a right angle to the tangent of the last described curve, 50.00 feet to the northeasterly line of said channel change; thence deflect to the left 90 degrees 46 minutes for a distance of 9.4 feet to the westerly line of Lot 19, AUDITOR'S PLAT "D" (the next 3 courses are along the westerly and northerly lines of said Lot 19); thence northerly, 258.05 feet; thence easterly, 261.16 feet; thence southeasterly, 138.27 feet to the easterly right-of-way line of the U.S. 14-52 Interchange as acquired by the Minnesota Highway Department; thence northeasterly, along said easterly right-of-way line, to the southerly line of Lot 9, AUDITOR'S PLAT "D"; thence northwesterly, along said southerly line, 155.53 feet; thence northwesterly, along the

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southwesterly line of said Lot 9, a distance of 397.5 feet to the southerly right-of-way line of the Chicago and Great Western Railroad; thence northwesterly, along said southerly right-of-way line, to the west line of said Northeast Quarter; thence southerly, along said west line to the point of beginning.

Containing in all, 526 acres more or less.

Parcel 4

That part of the Northeast Quarter of the Southeast Quarter of Section 17, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying westerly of the westerly right of way line of the Chicago Great Western Railway Company (now the Chicago and North Western Transportation Company).

ALSO:

That part of the Southeast Quarter of the Northeast Quarter of Section 17, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying southwesterly of the southwesterly right of way line of the Chicago Great Western Railway Company (now the Chicago and North Western Transportation Company) and lying easterly of the following described line:

Beginning at the southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 17; thence North 07 degrees 21 minutes East (assuming a bearing of North 0 degrees 14 minutes 27 seconds East along the west line of said Quarter-Quarter), 610.50 feet to the southwesterly right-of-way line of said railroad and said line there terminating.

ALSO:

That part of the Northeast Quarter of the Northeast Quarter of Section 20, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying westerly of the westerly right-of-way line of the Chicago Great Western Railway Company (now the Chicago and North Western Transportation Company), and lying within a distance of 200.00 feet on each side of the following described line:

Commencing at the northwest corner of the Northeast Quarter of the Northeast Quarter of said Section 20; thence South 01 degree 09 minutes 29 seconds East, assumed bearing, along the west line thereof, 600.11 feet for the point of beginning of the line to be described; thence North 88 degrees 40 minutes 14 seconds East, 455.64 feet; thence easterly 528.99 feet along a tangential curve, concave northerly, radius of 7639.44 feet and central angle of 03 degrees 58 minutes 03 seconds to the westerly right-of-way line of said railroad and there terminating, EXCEPT those parts of Parcel H and Parcel K as described in the Annexation Resolution in Book S-4 on Page 773 of Miscellaneous in the Office of the County Recorder, Olmsted County, Minnesota, lying within the above described parcel. Containing in all 35.0 acres, more or less.

MAPS FOR
CASCADE ORDERLY
ANNEXATION
AMENDMENT
PARCEL 1-4

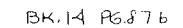
FOR: TECHN. PUBLIC
SERVICES

SCALE:
1" = 300'



FOR: BOCH. PUBLIC
SERVICES

SCALE:
1" = 300'



PREPARED BY:

McGhie & Betts, Inc.
Consulting Engineers
Planners
Land Surveyors
Rochester, Minnesota

REVISED: 6-30-93
PREPARED: 1-14-93

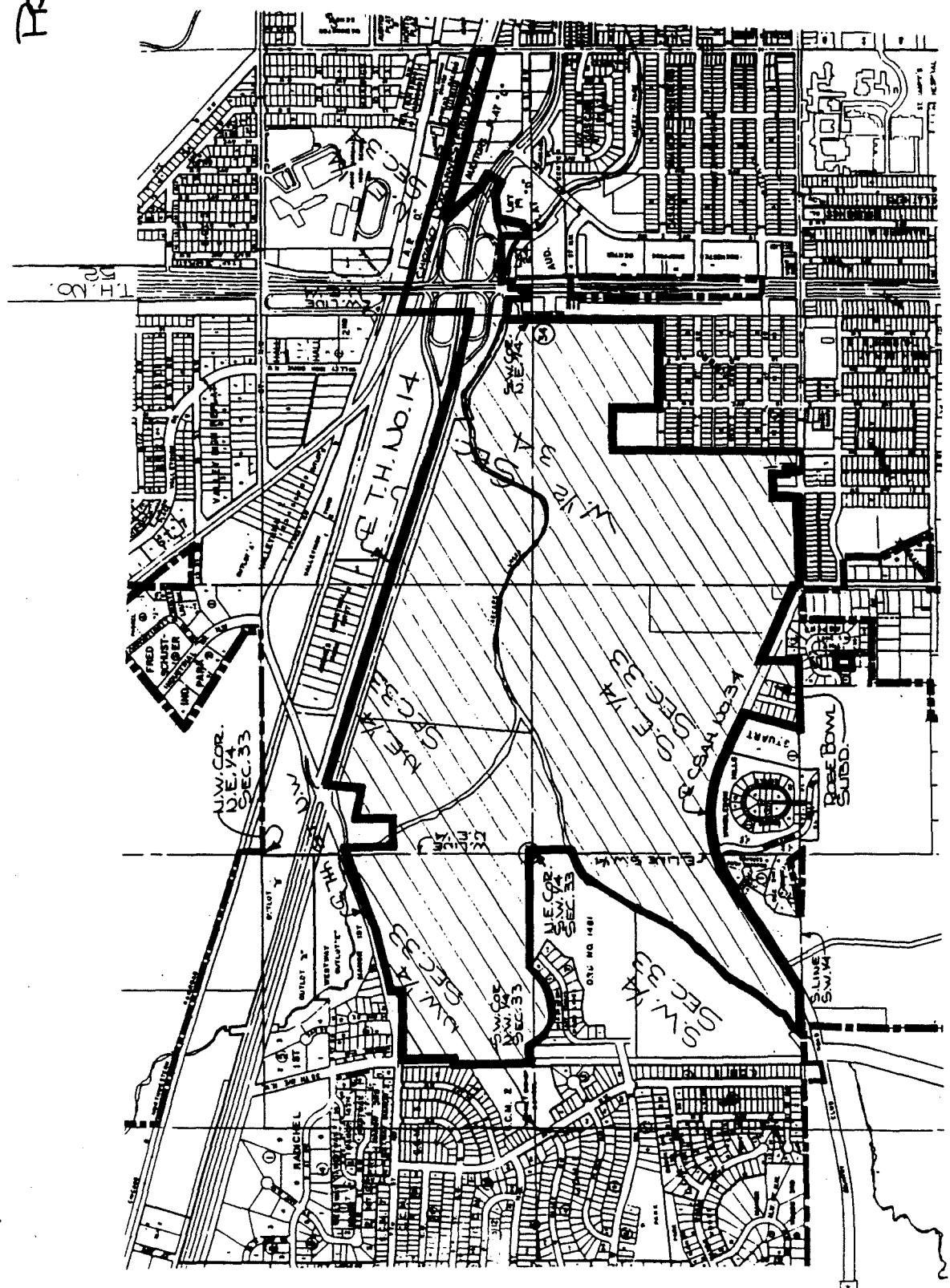
PROPOSED ANNEXASTIC EXHIBIT

FOR: ROCH. PUBL.
SERVICES

PART OF
TOWNSHIP 107 NORTH
RANGE 14 WEST

PARCEL 3
526 Ac.

SCALE
1"=100'

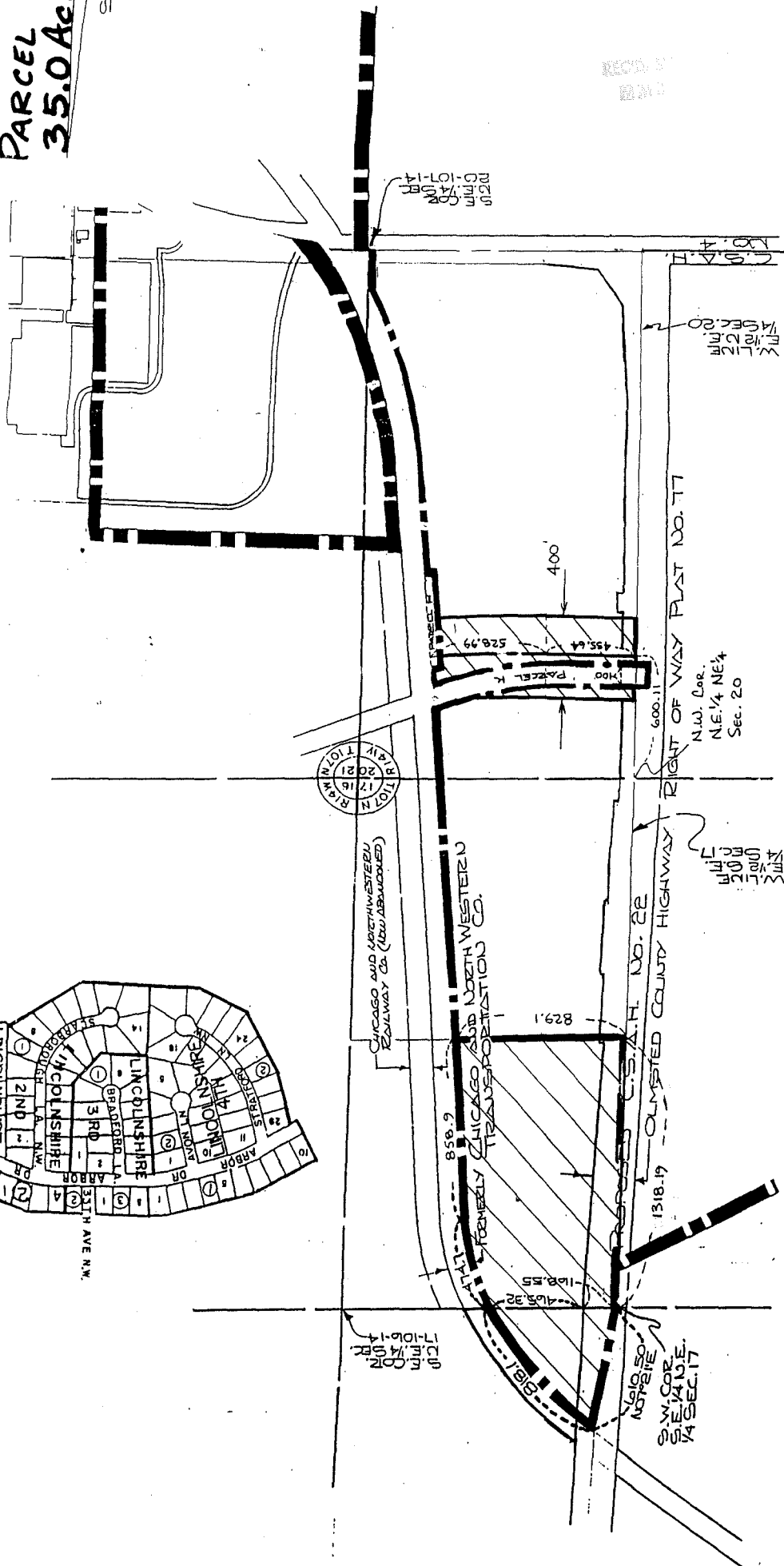
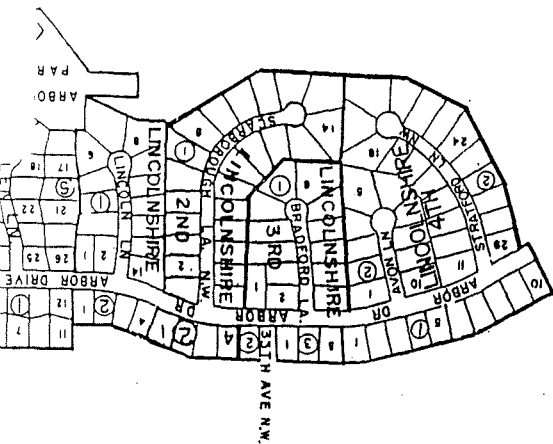


EXHIBIT

FOR: ROCK PUBLIC SERVICES

PARCEL 4
35.0 AC.

SCALE: 1" = 500'



--- = EXISTING ANNEXATION LINE
 [Hatched Box] = PROPOSED ANNEXATION AREA

BK. 14 PG. 866
 PREPARED BY:
 MCGHEE & BETTS, INC.
 CONSULTING ENGINEERS
 PLANNERS
 LAND SURVEYORS
 ROCHESTER, MINNESOTA

REVISED: 6-18-93
 REVISED: 8-23-93
 PREPARED: 11-14-93