

ORDINANCE NO. 67

**AN ORDINANCE ANNEXING CERTAIN  
LANDS INTO THE CORPORATE LIMITS  
OF THE CITY OF NEW GERMANY, MINNESOTA**

**WHEREAS**, the Petition of Viola Schroeder ("Petitioner") was filed with the City of New Germany on July 27, 1994 to annex certain land into the corporate limits of the City of New Germany, Minnesota for the purpose of residential development; and

**WHEREAS**, the Petitioner represents all of the fee owners of the property for which annexation is sought; and

**WHEREAS**, the area proposed for annexation constitutes approximately 34.18 acres and as such, notice to the Camden Town Board and the Minnesota Municipal Board is not required; and

**WHEREAS**, Petitioner seeks annexation to develop the property for residential purposes and the City of New Germany has available the necessary municipal services for residential development which are only available if the property is within its corporate limits.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEW GERMANY, CARVER COUNTY, MINNESOTA, DOES HEREBY ORDAIN:**

**SECTION 1. DECLARATION.** It is hereby determined that the annexation of the land described in Section 2 below for the purpose of residential development would be in the best interest of the City of New Germany.

**SECTION 2. TERRITORY ANNEXED.** The corporate limits of the City of New Germany are hereby extended to encompass and embrace all of the territory described as follows and said land is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

That part of the Southwest Quarter of Section 4, Township 116, Range 26 as more particularly described on attached Exhibit A, excepting therefrom that part thereof which already lies within the corporate limits of the City of New Germany.

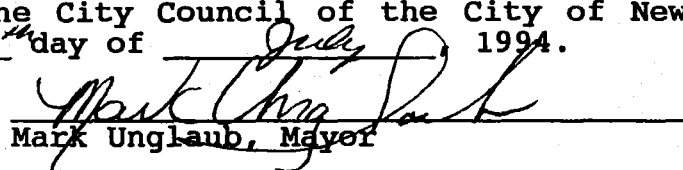
**SECTION 3. FILING.** The City Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Board of the State of Minnesota, the Minnesota Secretary of State, the County Auditor of Carver County and the Clerk of Camden Township as required by law.

**SECTION 4. EFFECTIVE DATE OF ANNEXATION.** This Ordinance takes effect upon its passage and publication and filing of certified copies as directed in Section 3 and shall be deemed final

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upon approval of this Ordinance by the Municipal Board of the State of Minnesota.

Passed and adopted by the City Council of the City of New Germany, Minnesota, this 27<sup>th</sup> day of July, 1994.

  
Mark Unglaub, Mayor

ATTEST:



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EXHIBIT A

Description of land to be annexed:

That part of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Four (4), Township One Hundred Sixteen (116) North, Range Twenty-Six (26) West, described as follows: Commencing at a point on Section line 10.00 chains North of of the Southwest Corner of Section 4, Township 116, Range 26, thence North on Section line between Sections 4 and 9, distance 14.95 chains to a point; thence East at right angles 2.44 chains to a point; thence North at right angles 6.09 chains to a point; thence East at right angles 5.89 chains to a point; thence North 7.00 chains to a point on the South side of the Great Northern Railroad right of way; thence East along said right of way 5.97 chains; thence South 2\* East 1.50 chains to a point; thence East parallel with aforesaid right of way 3.33 chains to a point; Thence North 2\* West 1.50 chains to a point on South side of said right of way; thence along said right of way 50 links to a point; thence South 2\* East 14.44 chains to a point; thence East 3.34 chains to a point; thence South 2\* East 24.00 chains to a point on section line between Sections 4 and 9, thence West on said section line 3.34 chains to the Southeast corner of the West half of the Southwest Quarter ( $W\frac{1}{2}$  of  $SW\frac{1}{4}$ ) Section 4; thence North 2\* West 10.00 chains to a point; thence West 20.40 chains to the place of beg, containing 66.44 acres of land, more or less, according to the survey thereof, EXCEPTING therefrom the following described tracts:

1. Twenty (20) acres formerly deeded to Herman Hecksel, March 18, 1898, which deed was filed for record in the Office of the Register of Deeds, in and for Carver County, Minnesota in Book 12 of Deeds, page 621, described as follows, to-wit ; Commencing at the Southwest Corner of the East Half of the Southwest Quarter ( $E\frac{1}{2}$  of  $SW\frac{1}{4}$ ) of Section Four (4), Township One Hundred Sixteen (116), Range Twenty-Six (26), thence East on Section line between Sections 4 and 9, 8.34 chains to a point; thence North 2\* West 24 chains to a point; thence West parallel with the aforesaid Section line 3.34 chains to a point; thence South 2\* East 24 chains to the place of beginning, containing 20 acres of land, according to the survey thereof,
2. Part of the West Half of the Southwest Quarter of Section 4, Township 116, Range 26, Carver County, Minnesota, described as follows: Beginning at a point 20 feet South of the Southwest Corner of Outlot 8 in the Village of New Germany, which point is 1009.34 feet South and 33 feet East of the Northwest corner of said Southwest Quarter; thence East parallel with the South line of said Outlot 8, a distance of 150 feet, thence South, parallel with the West line of said Section 4, a distance of 150 feet thence West, parallel with the South line a distance of 150 feet, thence North, parallel with said West line, a distance of 150 feet to said point of beginning, containing 0.52 acres, more or less.

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3. Commencing at a point on the Section line 10.00 chains North of the Southwest Corner of Section 4, Township 116, Range 26; Carver County, Minnesota, thence North on said Section line 14.95 chains to a point; thence East at right angles 2.44 chains to a point; thence North at right angles 6.09 chains to a point; thence East at right angles 5.89 chains to a point; thence North 7.00 chains to a point on the South side of the Great Northern Railroad right of way; thence East along said right of way 5.97 chains; thence South 2\* East 1.50 chains to a point; thence East parallel with aforesaid railroad right of way 3.33 chains to the point of beginning for the tract to be conveyed hereby; thence South 2\* East a distance of 200 feet to a point; thence West parallel to said railroad right of way a distance of 200 feet to a point; thence North 2\* West a distance of 200 feet to a point; thence East parallel to said railroad right of way a distance of 200 feet to the point of beginning for the tract to be conveyed hereby; said tract containing 9/10 of an acre more or less.

4. That part of the West Half of the Southwest Quarter ( $W\frac{1}{2}$  of  $SW\frac{1}{4}$ ) of Section Four (4), Township One Hundred Sixteen (116), Range Twenty-Six (26), Carver County, Minnesota, described as follows: Beginning at a point 1159.34 feet South and 33 feet East of the Northwest corner of said Southwest Quarter, which point is 170 feet South of the Southwest corner of Outlot 8, in the Village of (now City) of New Germany, thence East, parallel with the South line of said Outlot 8, a distance of 150 feet; thence South, parallel with the West line of said Section 4, a distance of 80 feet; thence West, parallel with said South line a distance of 150 feet; thence North, parallel with said West line, a distance of 80 feet to said point of beginning. Said Tract containing 0.275 acres, more or less.

5. That part of the West Half of the Southwest Quarter ( $W\frac{1}{2}$  of  $SW\frac{1}{4}$ ) of Section Four (4), Township One Hundred Sixteen (116), Range Twenty-Six (26), Carver County, Minnesota, described as follows: Beginning at a point 1239.34 feet South and 33 feet East of the Northwest corner of said Southwest Quarter, which point is 250 feet South of the Southwest corner of Outlot 8 in the Village (now City) of New Germany; thence East parallel with the South line of said Outlot 8, a distance of 150 feet; thence South, parallel with the West line of said Section Four (4), a distance of 80 feet; thence West, parallel with the said South line a distance of 150 feet; thence North, parallel with said West line a distance of 80 feet to said point of beginning. Said Tract containing 0.275 acres, more or less.

