

**ORDINANCE NO. 04-006, FOURTH SERIES
CITY OF NEW ULM, BROWN COUNTY, MINNESOTA**

**AN ORDINANCE FOR ANNEXATION OF PROPERTY TO THE CITY OF NEW ULM
PURSUANT TO MINNESOTA STATUTES SECTION 414.033.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW ULM:

RECITALS

WHEREAS, the City of New Ulm has received a Petition for Annexation of certain properties located in Section 13, Township 110 North, Range 31 West (Milford Township), all in Brown County, Minnesota, legally described below, from the owners of such land, requesting that such properties be annexed to the City of New Ulm; and

WHEREAS, the subject property consists of less than 60 acres, abuts the city limits of the City of New Ulm, and is not presently served by public sewer facilities; and

WHEREAS, a public hearing was held on the petition for annexation before the City Council of the City of New Ulm on March 16, 2004 after proper notice under Minnesota Statutes section 414.033, subd. 2b; and

WHEREAS, the City Council of the City of New Ulm has deemed the described property to be urban or suburban in character or about to become so; and

WHEREAS, it is in the best interests of the City of New Ulm and its residents that the described property be annexed to and incorporated into the city limits of the City of New Ulm pursuant to Minn. Statutes, Section 414.033;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW ULM:

SECTION I. That the following described property is hereby declared to be annexed to and incorporated into the City of New Ulm with the same force and effect as if such property had originally been part of the City of New Ulm:

(see attached Exhibit A for legal description)

SECTION II. That the City Engineer is hereby directed to make the changes to the official map of the City of New Ulm evidencing the annexation and zoning of the property described herein in and to the City of New Ulm.

SECTION III. That a copy of this ordinance shall be filed with Minnesota Planning, the Brown County Auditor, the Brown County Recorder, the Milford Township Board, and the Secretary of State of the State of Minnesota.


APR 27 2004

SECTION IV. That this ordinance shall take effect and be in force thirty days after passage, approval and publication of this ordinance and upon approval of said annexation by the State of Minnesota and filing of such approval as required by law.

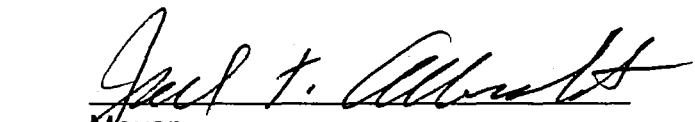
Adopted by the City Council of the City of New Ulm this 20th day of April, 2004.


President of the City Council

Attest:


Finance Director/City Clerk-Treasurer

Approved by the Mayor of the City of New Ulm this 20th day of April, 2004.


Mayor

APR 27 2004

EXHIBIT A

That part of the Northeast Quarter of Section 13, Township 110 North Range 31 West, Brown County, Minnesota, described as follows:

Commencing at the Northeast corner of said Section 13; thence North 89 degrees 50 minutes 36 seconds West (Minnesota County Coordinate System of 1983 – Brown County Zone), along the north line of the Northeast Quarter of said Section 13, a distance of 280.00 feet to the point of beginning, thence South 00 degrees 06 minutes 25 seconds West, along a line parallel with the east line of the Northeast Quarter of said Section 13, a distance of 850.00 feet; thence South 89 degrees 50 minutes 36 seconds East, along a line parallel with the north line of the Northeast Quarter of said Section 13, a distance of 280.00 feet to a point on the east line of the Northeast Quarter of said Section 13, thence South 00 degrees 06 minutes 25 seconds West, along said east line, 627.00 feet to the point of intersection with the northerly 50.00 foot wide right of way line of the Chicago and Northwestern Railroad; thence North 71 degrees 30 minutes 56 seconds West, along said northerly right of way line, 1956.38 feet to the point of intersection with the center line of the creek; thence North 23 degrees 56 minutes 22 seconds West, along said creek center line, 235.84 feet; thence North 40 degrees 38 minutes 22 seconds West, along said creek center line, 111.98 feet; thence North 53 degrees 17 minutes 03 seconds West, along said creek center line, 184.82 feet; thence North 40 degrees 05 minutes 49 seconds West, along said creek center line, 102.23 feet; thence North 32 degrees 09 minutes 44 seconds West, along said creek center line, 62.32 feet; thence North 09 degrees 04 minutes 43 seconds West, along said creek center line, 49.95 feet; thence North 09 degrees 54 minutes 21 seconds East, along said creek center line, 20.78 feet; thence North 27 degrees 28 minutes 11 seconds West, along said creek center line, 55.58 feet; thence North 42 degrees 22 minutes 07 seconds West, along said creek center line, 64.09 feet; thence North 37 degrees 44 minutes 44 seconds West, along said creek center line, 153.16 feet; thence North 29 degrees 15 minutes 29 seconds West, along said creek center line, 38.87 feet to the point of intersection with the north line of the Northeast Quarter of said Section 13; thence South 89 degrees 50 minutes 36 seconds East, along said north line, 2179.91 feet to the point of beginning.

Said parcel contains 50.23 acres.