

COPY

STATE OF MINNESOTA)

COUNTY OF MARTIN) SS

REC'D BY
MML

MAY 19 2006

CITY OF WELCOME)

ORDINANCE NO. 16

**AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED PROPERTY
ABUTTING THE CITY OF WELCOME AND OWNED BY THE
CITY OF WELCOME**

WHEREAS, The City of Welcome (the 'City') has studied its municipal borders and the City's growth pattern; and

WHEREAS, The City is the owner of the lands described in Exhibit A attached hereto which abuts the City, and the City has determined it to be in the best interest of the City to annex the property by ordinance; and

WHEREAS, The City desires to proceed with the annexation of said property by ordinance pursuant to Minn. Stat. §414.033, Subd. 2(1); and

WHEREAS, The Welcome City Council finds that: (i) the property proposed for annexation is, or is about to become, urban or suburban in character, (ii) annexation of said property is required to provide the services necessary to protect the public health, safety and welfare, (iii) annexation would be in the best interest of the property proposed for annexation, and (iv) the City of Welcome will most efficiently provide municipal services to the property.

NOW, THEREFORE, BY IT ORDAINED By the City of Welcome as follows:

Section 1. Property to be Annexed. The corporate limits of the City are hereby amended to include the property described in attached Exhibit A, consisting of approximately 370 acres, and said property is hereby annexed to and included within the corporate limits of the City pursuant to Minn. Stat. §414.033 as if such property had originally been a part of the City.

Section 2. The City's Zoning Ordinance is hereby amended accordingly.

Section 3. Population of Annexed Property. This property contains a total of zero households with an estimated population of zero.

Section 4. Zoning. Pursuant to the Welcome City Code Zoning Ordinance, the property to be annexed is designated Zone A (Agricultural).

Section 5. Appropriation of Filing Fee; Authorization to File Ordinance. The amount necessary to pay the filing fee required by the Minnesota Municipal Board for this annexation ordinance is hereby appropriated for such purpose, and the City Administrator is directed to make the necessary filings and provided required information to the Minnesota Municipal Board, the Township of Rolling Green, the Auditor of Martin County, and the Minnesota Secretary of State.

Section 6. Effective Date. This Ordinance is effective upon publication pursuant to the City Charter and approval by the Minnesota Municipal Board.

ADOPTED By the City Council of the City of Welcome this 16th day of May, 2006.

Approved by



Mayor, Eric Anderson

Attest:



Clerk, Jerry Westphal

Readings: May 2, 2006

Adoption: May 16, 2006

Published: May 24, 2006

Exhibit: A

TRACT A
LEGAL DESCRIPTION

That part of the Southeast Quarter of Section 5, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:

Beginning at the South Quarter corner of said Section 5; thence on an assumed bearing of North 1 degree 22 minutes 58 seconds East, along the north-south quarter line of said section, a distance of 2234.53 feet to the southerly right of way line of the Union Pacific Railroad; thence South 88 degrees 11 minutes 05 seconds East, along said southerly right of way line, a distance of 2631.40 feet to an iron monument located on the east line of said section; thence South 1 degree 17 minutes 52 seconds West, along said east line, a distance of 2176.78 feet to the Southeast corner of said section; thence North 89 degrees 26 minutes 28 seconds West, along the south line of said section, a distance of 2634.83 feet to the point of beginning, containing 133.32 acres, subject to easements now of record in said county and state.

EXCEPTING THEREFROM

A tract of land in the Southwest Quarter of the Southeast Quarter of Section 5, Township 102 North, Range 31 West, in Martin County, Minnesota, described as follows:

Commencing at the Southwest Corner of the Southeast Quarter of Section 5, Township 102 North, Range 31 West, in Martin County, Minnesota; thence North 89 degrees 09 minutes 12 seconds East along the South line of the Southeast Quarter a distance of 189.00 feet to the point of beginning; thence continuing North 89 degrees 09 minutes 12 seconds East along the South line of the Southeast Quarter a distance of 483.00 feet; thence North 0 degrees 00 minutes 00 seconds East parallel with the West line of the Southeast Quarter a distance of 543.00 feet; thence South 89 degrees 09 minutes 12 seconds West a distance of 483.00 feet; thence South 0 degrees 00 minutes 00 seconds West parallel with the West line of the Southeast Quarter a distance of 543.00 feet to the point of beginning. Subject to an easement for public roadway right-of-way along the South line of the Southeast Quarter of Section 5. (For purposes of this description, the West line of the Southeast Quarter is assumed to bear North 0 degrees 00 minutes 00 seconds East.) Said tract contains 6.020 acres including the aforementioned easement and 5.500 acres excluding said easement.

Said Tract A contains 127.30 acres.

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TRACT B
LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 5, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:

Beginning at the Southwest corner of said Section 5; thence on an assumed bearing of South 89 degrees 33 minutes 51 seconds East, along the south line of said section, a distance of 304.00 feet to a survey monument; thence North 1 degree 18 minutes 08 seconds East a distance of 624.00 feet to an iron monument; thence South 89 degrees 33 minutes 51 seconds East a distance of 553.00 feet to an iron monument; thence South 1 degree 18 minutes 08 seconds West a distance of 624.00 feet to a survey monument located on the south line of said section; thence South 89 degrees 33 minutes 51 seconds East, along said south line, a distance of 1775.14 feet to the South Quarter corner of said section; thence North 1 degree 22 minutes 58 seconds East, along the north-south quarter line of said section, a distance of 2234.53 feet to the southerly right of way line of the Union Pacific Railroad; thence North 88 degrees 11 minutes 05 seconds West, along said southerly right of way line, a distance of 2635.08 feet to an iron monument located west line of said section; thence South 1 degree 18 minutes 08 seconds West, along said west line, a distance of 2297.92 feet to the point of beginning, containing 129.08 acres, subject to easements now of record in said county and state.

TRACT C
LEGAL DESCRIPTION

That part of the North Half of the Southeast Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:
Commencing at the Southeast corner of said Section 6; thence on an assumed bearing of North 1 degree 18 minutes 08 seconds East, along the east line of said section, a distance of 1797.92 feet to an iron monument, said iron monument being the point of beginning of the tract to be described; thence continuing North 1 degree 18 minutes 08 seconds East, along said east line, a distance of 500.00 feet to the southerly right of way line of the Union Pacific Railroad; thence North 88 degrees 11 minutes 05 seconds West, along said southerly right of way line, a distance of 869.76 feet to an iron monument; thence South 81 degrees 56 minutes 58 seconds West a distance of 452.83 feet to an iron monument located on the west line of the Northeast Quarter of the Southeast Quarter of said section; thence South 1 degree 19 minutes 10 seconds West, along said west line, a distance of 21.79 feet to an iron monument; thence North 88 degrees 10 minutes West, along the southerly right of way line of a railroad, a distance of 716.29 feet to the west line of the East 30.80 chains (2032.80 feet) of the North Half of the Southeast Quarter of said section; thence South 1 degree 18 minutes 08 seconds West, along said west line, a distance

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of 500.00 feet to an iron monument; thence South 88 degrees 10 minutes East a distance of 716.14 feet to an iron monument located on the west line of the Northeast Quarter of the Southeast Quarter of said section; thence North 1 degree 19 minutes 10 seconds East, along said west line, a distance of 99.38 feet to an iron monument; thence South 88 degrees 11 minutes 05 seconds East a distance of 1316.71 feet to the point of

beginning, containing 22.94 acres, subject to easements now of record in said county and state.

EXCEPTING THEREFROM

That part of the Northeast Quarter of the Southeast Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:

Commencing at the Southeast corner of said Section 6; thence on an assumed bearing of North 1 degree 18 minutes 08 seconds East, along the east line of said section, a distance of 1797.92 feet to an iron monument; thence continuing North 1 degree 18 minutes 08 seconds East, along said east line, a distance of 500.00 feet to the intersection with the southerly right of way line of the Union Pacific Railroad, said intersection being the point of beginning of the tract to be described; thence North 88 degrees 11 minutes 05 seconds West, along said southerly right of way line, a distance of 1316.56 feet to the west line of the Northeast Quarter of the Southeast Quarter of said section; thence South 1 degree 19 minutes 10 seconds West, along said west line, a distance 100.00 feet to the southerly right of way line of the former Chicago, Milwaukee and St. Paul Railroad; thence South 88 degrees 11 minutes 05 seconds East, along said southerly right of way line, a distance of 1316.59 feet to the east line of said section; thence North 1 degrees 18 minutes 08 seconds East, along said east line, a distance of 100.00 feet to the point of beginning.

SCHAFER BUILDING SITE TRACT

A tract of land in the Southwest Quarter of the Southeast Quarter (SW¼ of SE¼) of Section Five (5), Township One Hundred Two (102) North, Range Thirty-one (31) West, in Martin County, Minnesota, described as follows:

Commencing at the southwest corner of the Southeast Quarter of Section Five, Township One Hundred Two North, Range Thirty-one West, in Martin County, Minnesota; thence North 89 degrees 09 minutes 12 seconds East along the south line of the Southeast Quarter a distance of 189.00 feet to the point of beginning; thence continuing North 89 degrees 09 minutes 12 seconds East along the south line of the Southeast Quarter a distance of 483.00 feet; thence North 0 degrees 00 minutes 00 seconds East parallel with the west line of the Southeast Quarter a distance 543.00

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feet; thence South 89 degrees 09 minutes 12 seconds West a distance of 483.00 feet; thence South 0 degrees 00 minutes 00 seconds West parallel with the west line of the Southeast Quarter a distance of 543.00 feet to the point of beginning. Subject to an easement for public roadway right-of-way along the south line of the Southeast Quarter of Section Five. (For purposes of this description, the west line of the Southeast Quarter is assumed to bear North 0 degrees 00 minutes 00 seconds East.) Said tract contains 6.020 acres including the aforementioned easement and 5.500 acres excluding said

easement.

AND ALSO:

An easement over and across the following described property for purposes of maintenance and repair of certain drainage tile running from the property being conveyed herein across the property described below, including the right of ingress and egress upon said property described below for purposes of maintenance and repair of said drainage tile. The property which is subject to said easement is described as follows, to-wit:

That part of the Southeast Quarter of Section Five, lying south of the right-of-way of the Chicago, Milwaukee, St. Paul and Pacific Railway Company; and the Northeast Quarter of the Northeast Quarter of Section Eight, all in Township One Hundred Two North of Range Thirty-one West of the Fifth Principal Meridian, comprising 169.25 acres, more or less, subject to highway and other easements of record, if any.

EXCEPTING FROM THE ABOVE EASEMENT THE FOLLOWING DESCRIBED PREMISES:

A tract of land in the Southwest Quarter of the Southeast Quarter of Section Five, Township One Hundred Two North, Range Thirty-one West, in Martin County, Minnesota, described as follows:

Commencing at the southwest corner of the Southeast Quarter of Section Five, Township One Hundred Two North, Range Thirty-one West, in Martin County, Minnesota; thence North 89 degrees 09 minutes 12 seconds East along the south line of the Southeast Quarter a distance of 189.00 feet to the point of beginning; thence continuing North 89 degrees 09 minutes 12 seconds East along the south line of the Southeast Quarter a distance of 483.00 feet; thence North 0 degrees 00 minutes 00 seconds East parallel with the west line of the Southeast Quarter a distance of 543.00 feet; thence South 89 degrees 09 minutes 12 seconds West a distance of 483.00 feet; thence South 0 degrees 00 minutes 00 seconds West parallel with the west line of the Southeast Quarter a distance of 543.00 feet to the point of beginning. Subject to an easement for public roadway right-of-way along the south line of the

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Southeast Quarter of Section Five. (For purposes of this description, the west line of the Southeast Quarter is assumed to bear North 0 degrees 00 minutes 00 second East.) Said tract contains 6.020 acres including the aforementioned easement and 5.500 acres excluding said easement.

That part of the Northeast Quarter of the Southeast Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:

Commencing at the Southeast corner of said Section 6; thence on an assumed bearing of

North 1 degree 18 minutes 08 seconds East, along the east line of said section, a distance of 1797.92 feet to an iron monument; thence continuing North 1 degree 18 minutes 08 seconds East, along said east line, a distance of 500.00 feet to the intersection with the southerly right of way line of the Union Pacific Railroad, said intersection being the point of beginning of the tract to be described; thence North 88 degrees 11 minutes 05 seconds West, along said southerly right of way line, a distance of 1316.56 feet to the west line of the Northeast Quarter of the Southeast Quarter of said section; thence South 1 degree 19 minutes 10 seconds West, along said west line, a distance 100.00 feet to the southerly right of way line of the former Chicago, Milwaukee and St. Paul Railroad; thence South 88 degrees 11 minutes 05 seconds East, along said southerly right of way line, a distance of 1316.59 feet to the east line of said section; thence North 1 degrees 18 minutes 08 seconds East, along said east line, a distance of 100.00 feet to the point of beginning.

TRACT D
LEGAL DESCRIPTION

That part of the Northeast Quarter of the Southeast Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, described as follows:

Commencing at the Southeast corner of said Section 6; thence on an assumed bearing of North 1 degree 18 minutes 08 seconds East, along the east line of said section, a distance of 1797.92 feet to an iron monument; thence continuing North 1 degree 18 minutes 08 seconds East, along said east line, a distance of 500.00 feet to the southerly right of way line of the Union Pacific Railroad; thence North 88 degrees 11 minutes 05 seconds West, along said southerly right of way line, a distance of 869.76 feet to an iron monument, said last described iron monument being the point of beginning of the tract to be described; thence South 81 degrees 56 minutes 58 seconds West a distance of 452.83 feet to an iron monument located on the west line of the Northeast Quarter of the Southeast Quarter of said section; thence North 1 degree 19 minutes 10 seconds East, along said west line, a distance of 77.59 feet to the southerly right of way line of said Union Pacific Railroad; thence South 88 degrees 11 minutes 05 seconds East, along said southerly right of way line,

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a distance of 446.80 feet to the point of beginning, containing 0.398 acres, subject to easements now of record in said county and state.

All that part of North Half of Southwest fractional Quarter of Section Six and that part of West 9 chains and 6 2/3 links of North Half of Southeast Quarter of Section Six lying South of right-of-way of the C. M. & St. P. Railroad in Township One Hundred Two, Range Thirty-one, containing 86.47 acres, save and except following described tract: A tract of land in North Half of the Southwest fractional Quarter of Section Six, Township One Hundred Two North, Range Thirty-one West of the Fifth Principal Meridian, described by metes and bounds as follows: Commencing at a point 1815.8 feet North and 33 feet East of Southwest corner of said Section Six for a point of

beginning, thence East 30 feet, thence North 50 feet, thence West 30 feet, thence South 50 feet to point of beginning.

EXCEPTING THEREFROM:

All that part of the following described tract: That part of the Northwest Quarter of the Southwest fractional Quarter of Section Six, Township One Hundred Two North, Range Thirty-one West, lying South of the right-of-way of the Chicago, Milwaukee and St. Paul Railroad Company, excepting therefrom that part described as follows: Beginning at a point 1815.8 feet North and 33 feet East of the Southwest corner of said Section Six; thence East 30 feet; thence North 50 feet; thence West 30 feet; thence South 50 feet to the point of beginning; which lies Westerly of a line run parallel with and distant 75 feet Easterly of the following described line: Beginning at the West Quarter corner of said Section Six; thence run South on the West line of said Section Six for 1500 feet and there terminating; containing 0.57 acre, more or less, in addition to the existing highway.

ALSO EXCEPTING THEREFROM:

A tract of land in the Northwest Quarter of the Southwest Quarter of Section Six in Township One Hundred Two North, Range Thirty-one West of the Fifth Principal Meridian in Martin County, Minnesota, described as follows: Commencing at the Northwest corner of the Northwest Quarter of the Southwest Quarter of Section Six, thence South 0 degrees 00 minutes 00 seconds West along the West line of the Northwest Quarter of the Southwest Quarter of Section Six a distance of 372.22 feet to a point 125.00 feet South of

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the centerline of the main track of the Chicago, Milwaukee, St. Paul and Pacific Railroad, thence South 88 degrees 36 minutes 00 seconds East parallel with the centerline of the said main railroad track a distance of 75.00 feet to the point of beginning on the proposed East right-of-way line of Minnesota Trunk Highway No. 263; thence continuing South 88 degrees 36 minutes 00 seconds East a distance of 100.00 feet, thence South 0 degrees 00 minutes 00 seconds West parallel with the West line of the Northwest Quarter of the Southwest Quarter of Section Six a distance of 75.00 feet, thence North 88 degrees 36 minutes 00 seconds West parallel with the centerline of the said main railroad track a distance of 100.00 feet to a point on the proposed East right-of-way line of Minnesota Trunk Highway No. 263, thence North 0 degrees 00 minutes 00 seconds East along the proposed East highway right-of-way line a distance of 75.00 feet to the point of beginning. This excepted tract contains 0.17 acres or land, more or less.

ANNEXATION MAP
SEC. 5 & 6, T. 102 N., R. 31 W.,
MARTIN COUNTY, MINNESOTA
(NOT TO SCALE)

