

ORDINANCE NO. O-06-01

AN ORDINANCE ANNEXING TO THE CITY OF WINSTED, MINNESOTA
CERTAIN LANDS IN WINSTED TOWNSHIP ABUTTING THE CITY OWNED
BY JOINT ACRES LP, A LIMITED PARTNERSHIP

THE CITY COUNCIL OF WINSTED DOES ORDAIN:

Section 1. The City of Winsted has received a Petition for annexation by ordinance from the property owner of the land described on Exhibit "A" (the "Property").

Section 2. The Property abuts the City of Winsted, is 12 acres or less, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available.

Section 3. The Property is deemed to be urban or suburban in character or about to become so.

Section 4. The City of Winsted held a Public Hearing regarding annexation of the Property and gave thirty (30) days written notice of the Public Hearing, by certified mail, to Winsted Township and all landowners within and contiguous to the Property.

Section 5. The Property is appropriate for annexation to the City of Winsted pursuant to Minnesota Statute §414.033, Subd. 2(3).

Section 6. The Property is hereby annexed to the City of Winsted.

Section 7. Property taxes payable on the Property shall continue to be paid to Winsted Township for the year in which this annexation becomes effective. If this annexation becomes effective on or before August 1, 2006, the City of Winsted shall levy on the Property beginning in 2006. If this annexation becomes effective after August 1, 2006, the City of Winsted shall levy on the Property beginning in 2007.

Section 8. In the first year following the year when the City of Winsted levies on the Property pursuant to Section 7 herein, and thereafter, property taxes on the Property shall

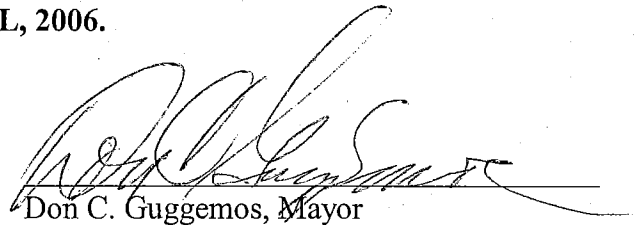
be paid to the City of Winsted. In the first year following the year when the City of Winsted first levies on the Property, the City of Winsted shall make a cash payment to Winsted Township in an amount equal to 90% of the property taxes distributed to Winsted Township in regard to the Property in the last year the property taxes from the Property were payable to Winsted Township; in the second year, an amount equal to 70%; in the third year, an amount equal to 50%; in the fourth year, an amount equal to 30%; and in the fifth year, an amount equal to 10%.

Section 9. The City Clerk shall file this Ordinance with the State of Minnesota, Department of Administration; Winsted Township; the McLeod County Auditor; and the Minnesota Secretary of State; and a copy of this Ordinance shall be delivered immediately to the McLeod County Auditor.

Section 10. This Annexation Ordinance shall be final on the date the Ordinance is approved by the State of Minnesota, Department of Administration.

Section 11. This Ordinance shall be published in accordance with law.

**ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF WINSTED,
MINNESOTA, THIS 4th DAY OF APRIL, 2006.**


Don C. Guggemos, Mayor

ATTEST:


Deborah R. Boelter, City Clerk

EXHIBIT "A"

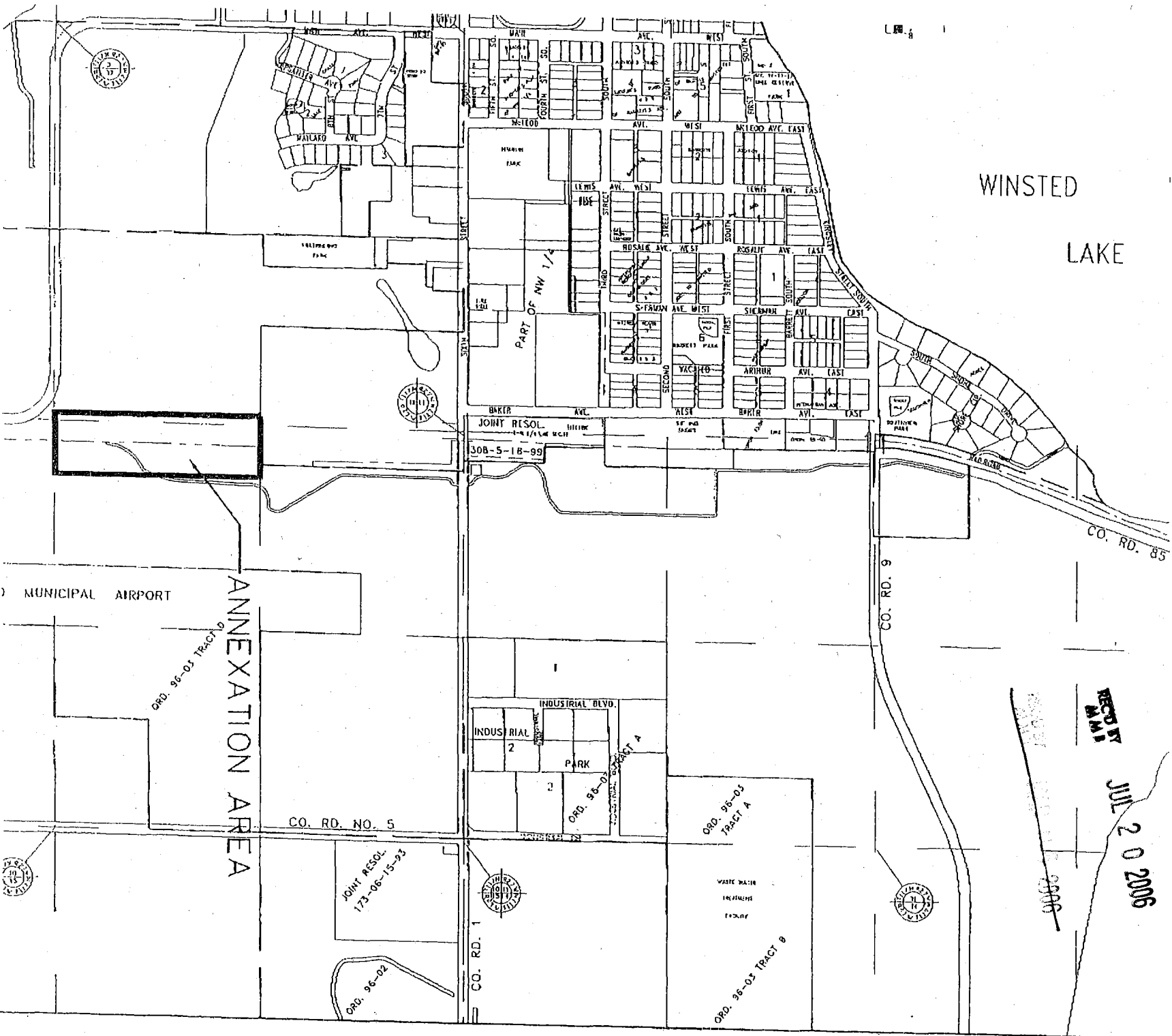
REC'D BY
MMS

JUL 20 2006

That part of the Southwest Quarter of the Northeast Quarter of Section 10, Township 117 North, Range 27 West, lying southerly of a straight line drawn from a point on the east line of said Quarter - Quarter Section, distant 59 feet northerly from the southeast corner thereof, to a point on the west line thereof, distant 49 feet northerly from the southwest corner thereof.

AND ALSO that part the Northwest Quarter of the Southeast Quarter of said Section 10, Township 117 North, Range 27 West, lying northerly of a straight line drawn from a point on the east line of said Quarter - Quarter Section, distant 337.35 feet southerly from the northeast corner thereof, to a point on the west line thereof, distant 347.35 feet southerly from the northwest corner thereof.

WINSTED LAKE



RECORDED
JUL 20 2006

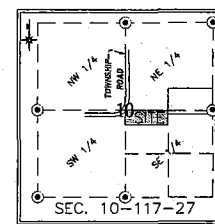
FOR STREET LOTS VISION AND THAT R THE LOTS OF L.C. NO. 18378 DATE 3/2/06		310 MAIN AVE. WEST P.O. BOX 778 CAYLOR, MN 55314 PH. 507.535.3868		CITY OF WINSTED, MINNESOTA		PROPOSED ANNEXATION AREA		FILE NO. AMN510303.00 DATE 03/02/06		1 1	
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ANNEXATION LEGAL DESCRIPTION:
 That part of the Southwest Quarter of the Northeast Quarter of Section 10, Township 117 North, Range 27 West, lying southerly of a straight line drawn from a point on the east line of said Quarter - Quarter Section, distant 59 feet northerly from the southeast corner thereof, to a point on the west line thereof, distant 49 feet northerly from the southwest corner thereof;
 AND ALSO that part of the Northwest Quarter of the Southeast Quarter of said Section 10, Township 117 North, Range 27 West, lying northerly of a straight line drawn from a point on the east line of said Quarter - Quarter Section, distant 337.35 feet southerly from the northeast corner thereof, to a point on the west line thereof, distant 347.35 feet southerly from the northwest corner thereof.

- SURVEYOR'S NOTES:**
- 1) BENCHMARK nail in power pole
 Location = west side of County State Aid Highway 261; 132'± south of the East Quarter corner.
 Elevation = 93.69 feet (Datum = assumed)
 - 2) Bearings shown are based on the west line of the Southeast Quarter Section 10, Township 117, Range 27, having an assumed bearing of South 00 degrees 41 minutes 45 seconds East. Per the McLeod County Coordinate system.
 - 3) Utilities shown hereon are observed or from visible surface marks. Excavations were not made during the process of this survey to locate underground utilities and/or structures. The location of underground utilities and/or structures may vary from locations shown hereon and additional underground utilities and/or structures may be encountered. Contact Cooper State One Call Notification Center for verification of utility type and field location, prior to excavation.
 - 4) Subsurface and environmental conditions were not examined or considered during the process of this survey. No statement is made concerning the existence of underground or overhead containers or facilities that may affect the use or development of the surveyed premises.
 - 5) The field survey of this site was completed on January 25, 2006.

AREA TABLE:
 Total = 522,710 sq. ft. (12.00 acres)



ANNEXATION SKETCH

Winsted, Minnesota

Part of the Northwest Quarter of the Southeast Quarter
 Sec. 10, Twp. 117, Rge. 27

PROJECT NO. 05-9120
 CLIENT: Millerbernd
 CAD FILE: 9120 Bndy.dwg
 DRAWN BY: CS
 FIELD BOOK: 20 Pages 19 & 31

I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

Russ Holverson

DATE: Feb. 1, 2006 LICENSE NO. 41813

I&S Engineers & Architects, Inc.

One firm - start to finish



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 Faribault: 507-331-1500
 Web: www.iis-ia.com

Architectural Structural Civil Mechanical
 Electrical Natural Resources Land Surveying
 Interior Design Landscape Architecture

REC'D BY
 JUL 20 2006