

RESOLUTION

WHEREAS, the Planning and Zoning Commission at the request of the owner of the property described on Exhibit A has recommended that the Common Council of the City of Rochester initiate proceedings for annexation of said property to the City of Rochester; and

WHEREAS, said property is subject to a joint resolution for orderly annexation adopted by the Common Council on May 17, 1976 and approved by the Board of the Town of Cascade on May 5, 1976, which resolution was subsequently amended by a resolution approved by the Common Council on February 23, 1977 and the Board of the Town of Cascade on April 4, 1977; and

WHEREAS, information has been presented to the Common Council which indicates that said property is urban or suburban in nature and that the City of Rochester is fully capable of providing municipal sewer and water and other services required by said property within a reasonable time.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rochester that pursuant to said joint resolution, as amended, the Common Council hereby requests that the Minnesota Municipal Board undertake proceedings pursuant to Minnesota Statutes, §414.032, as amended, for the annexation to the City of Rochester of the property described on Exhibit A which comprises approximately 243.49 acres and which is located in Cascade Township, County of Olmsted, State of Minnesota.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to forward a certified copy of this resolution by certified mail for service or filing as the case may be with the Secretary of the Minnesota Municipal Board, the Cascade Town Clerk, the Olmsted County Planning and Zoning Commission, and the Rochester Planning and Zoning Commission.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 21st day of May, 1979.

R. J. Porter
President of said Common Council

Attest: Dolores K. Loxier
DEPUTY City Clerk

Approved this 22nd day of May, 1979.

Alvin P. Lambert
Mayor of said City

(Seal of the City of
Rochester, Minnesota)

EXHIBIT "A"

That part of the East One-Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17) lying East of the railway right-of-way, in Township One Hundred Seven (107) North, Range Fourteen (14) West, and also the Southwest Quarter ($SW\frac{1}{4}$) of Section Sixteen (16) in Township One Hundred Seven (107) North, Range Fourteen (14) West; and also that part of the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4} NE\frac{1}{4}$) of Section Twenty (20) in Township One Hundred Seven (107) North, Range Fourteen (14) West, described as follows: Commencing at a point in the East line of said Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4} NE\frac{1}{4}$) of Section Twenty (20), half the distance between the Northeast corner and the Southeast corner thereof, thence North to the Northeast corner thereof, thence West to the railway right-of-way, thence Southwesterly along said right-of-way to a point due West of the place of beginning, thence East to the point of beginning, and also the North One-Half of the North One-Half of the Northwest Quarter ($N\frac{1}{2} N\frac{1}{2} NW\frac{1}{4}$) of Section Twenty-One (21), in Township One Hundred Seven (107) North, Range Fourteen (14) West; subject to pole line easements; and also a part of the East Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17), the East Half of the Northeast Quarter ($E\frac{1}{2} NE\frac{1}{4}$) of Section Twenty (20), and the Southwest Quarter of the Northwest Quarter of Section Twenty-One (21), all in Township One Hundred Seven (107) North, Range Fourteen (14) West of the Fifth Principal Meridian, described by notes and bounds as follows: Commencing at the East Quarter corner of said Section Seventeen (17), thence South $89^{\circ} 29' 01''$ West, 455.33 feet along the North line of said East Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17) to the point of beginning, thence continuing South $88^{\circ} 29' 01''$ West, 107.67 feet along said North line to a point on a 1,382.69 foot radius non-tangent curve whose center bears South $65^{\circ} 54' 52''$ West, thence Southeasterly along said curve 466.55 feet, central angle $19^{\circ} 19' 59''$, thence South $01^{\circ} 45' 09''$ East, 2,181.50 feet to a point on the South line of said East Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17), said point being 257.91 feet West of the Southeast corner of Section Seventeen (17), thence continuing South $01^{\circ} 45' 09''$ East, 1446.01 feet to a point on a 2,914.93 foot radius curve concave Northeasterly, thence Southeasterly along said curve 723.20 feet, central angle $14^{\circ} 12' 55''$, to a point on the East line of said East Half of the Northeast Quarter ($E\frac{1}{2} NE\frac{1}{4}$) of Section Twenty (20), said point being 474.59 feet North of the East quarter corner of Section Twenty (20), thence continuing southeasterly along said curve 518.01 feet, central angle $10^{\circ} 10' 55''$ to a point on the South line of said Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4} NW\frac{1}{4}$) of Section Twenty-One (21), said point being 208.65 feet East of the West quarter corner of Section Twenty-One (21), thence North $89^{\circ} 23' 50''$ East, 114.44 feet along said South line to a point on a 2,814.93 foot radius non-tangent curve whose center bears North $59^{\circ} 44' 14''$ East, thence Northwesterly along said curve 922.19 feet, central angle $18^{\circ} 46' 14''$ to a point on the East line of said East One-Half of the Northeast Quarter ($E\frac{1}{2} NE\frac{1}{4}$) of Section Twenty (20), said point being 861.20 feet North of the East quarter corner of said Section Twenty (20), thence continuing Northwesterly along said curve 331.13 feet, central angle $6^{\circ} 44' 23''$, thence North $01^{\circ} 45' 09''$ West, 1,440.87 feet to a point on the South line of said East One-Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17), said point being 157.80 feet West of the Southeast corner of said Section Seventeen (17), thence continuing North $01^{\circ} 45' 09''$ West, 2,186.66 feet to a point on a 1,482.69 foot radius curve concave southwesterly, thence Northwesterly along said curve 458.97 feet, central angle $17^{\circ} 44' 10''$ to a point on the North line of said East One-Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$) of Section Seventeen (17), and the point of beginning, said tract of land previously described as "A part of the East One-Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$), Section Seventeen (17), Township One Hundred Seven (107) North, Range Fourteen (14) West being a strip of land 100 feet wide and being 50 feet in width on each side of the centerline of the main track (now removed) of the Chicago and Northwestern Railway Company, (formerly the Rochester and Northern Railway Company), as said main track was originally located. Also a strip of land 100 feet wide extending across the East One-Half of the Northeast Quarter ($E\frac{1}{2} NE\frac{1}{4}$), Section Twenty (20); and the Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4} NW\frac{1}{4}$), Section Twenty-One (21),

EXHIBIT "A" Continued

all in Township One Hundred Seven (107) North, Range Fourteen (14) West, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Chicago and Northwestern Railway Company as said main track was originally located and established."; Also the Northwest Quarter (NW $\frac{1}{4}$) of Section Sixteen (16) in Township One Hundred Seven (107) North, Range Fourteen (14) West; and also the North One-Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Sixteen (16) in Township One Hundred Seven (107) North, Range Fourteen (14) West, except the parts thereof within the Plat of "TONGEN'S FIRST SUBDIVISION" and "PENNINGTON BUSINESS PARK" and except the part thereof conveyed by deed in Book 330, Page 250, which is on record at the office of the Olmsted County Recorder.

AND

A strip of land 100 feet in width extending from the South line of the Southeast Quarter (SE $\frac{1}{4}$) of Section Seventeen (17), over and across the East One-Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Twenty (20); the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), and part of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-One (21), Township One Hundred Seven (107) North, Range Fourteen (14) West, Olmsted County, Minnesota, lying northerly of the Northerly line of the Old County State Aid Highway No. 4, as located on August 11, 1972, said strip of land being 50 feet in width on each side of the center line of the main track (now partially removed) of the Wisconsin, Minnesota, and Pacific Railroad Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Sections Twenty (20) and Twenty-One (21), excepting therefrom the Westerly Twenty-Five (25) feet of the above described strip of land which lies northerly of the northerly line of the new County State Aid Highway No. 4 (which new County State Aid Highway No. 4 is located north of the Old County State Aid Highway No. 4 as located on August 11, 1972), all being in Township One Hundred Seven (107) North, Range Fourteen (14) West, Olmsted County, State of Minnesota.

AND

Beginning at the Southwest corner of the North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), Section Sixteen (16), Township One Hundred Seven (107), Range Fourteen (14), thence North along the West line thereof 585.55 feet, thence East parallel with the South line of said North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) 84 feet, thence deflect to the right at an angle of 91° 04' and run southerly to the south line of said North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), thence West on the South line to the place of beginning.

ALL BEING IN OLNSTED COUNTY, STATE OF MINNESOTA.

EXCEPTING THEREFROM THOSE PARCELS OF THE ABOVE WHICH HAVE BEEN PREVIOUSLY ANNEXED AND ARE DESCRIBED AS FOLLOWS:

A parcel of land being in the Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty (20) and the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-One (21), all being in Township One Hundred Seven (107) North, Range Fourteen (14) West of the Fifth Principal Meridian, Olmsted County, Minnesota, described as follows: Beginning at the Northeast Corner of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Sixteen (16); thence westerly along the North line of said Southwest Quarter (SW $\frac{1}{4}$) to its intersection with a line parallel with 1211 feet westerly from the East line said Southwest Quarter (SW $\frac{1}{4}$); thence southerly through said Southwest Quarter (SW $\frac{1}{4}$) of said Section Sixteen (16), 1211 feet westerly from said East line of said Southwest Quarter (SW $\frac{1}{4}$) to its intersection with a line which is 800 feet northwesterly from and parallel with a line which begins in the East line of said Southwest Quarter (SW $\frac{1}{4}$) of Section

EXHIBIT "A" Continued

Sixteen (16) at a point 450 feet northerly from the Southeast corner of said Southwest Quarter (SW $\frac{1}{4}$) and ends in the South line of North One-Half of North One-Half of Northwest Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$) of said Section Twenty-One (21) at a distance of 1700 feet westerly from the Southeast corner of said North One-Half of North One-Half of Northwest Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Twenty-One (21), which line will be hereinafter referred to as "Line A"; thence southwesterly along said line which is 800 feet northwesterly from and parallel with said "Line A" to its intersection with the North line of said Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-One (21); thence westerly along said North line of Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-One (21) and along the North line of Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty (20) to its intersection with the former Chicago and Northwestern Transportation Company westerly right of way line; thence southerly along said westerly Transportation Company right of way line to its intersection with the northerly right of way line of County State Aid Highway 4; thence Easterly along said Northerly right of way line of County State Aid Highway 4 to its intersection with a line parallel with and 200 feet easterly from said westerly Transportation Company right of way line; thence northerly along said line parallel with and 200 feet easterly from said Transportation Company right of way line to its intersection with a line westerly from and at right angles to the East line of Northeast Quarter (NE $\frac{1}{4}$) of said Section Twenty (20) at the Southwest corner of said North One-Half of North One-Half of Northwest Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Twenty-One (21); thence easterly to said Southwest corner; thence continue Easterly along said South line of said North One-Half of North One-Half of Northwest Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$) to its intersection with said "Line A"; thence northeasterly along said "Line A" to its intersection with the East line of said Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16) at a point 450 feet northerly from the Southeast corner of said Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16); thence northerly along the East line of Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16) to the point of beginning.

Beginning at the Northeast corner of Block One (1) in "Pennington's Business Park" (said line being also the South line of North Half of Northeast Quarter (NE $\frac{1}{2}$ NE $\frac{1}{4}$), and for purposes of this description has an assumed bearing of 90° 00' 00" West); thence North 90° 00' 00" West, 158.97 feet; thence Northwesterly 500.00 feet to the Northeast corner of Lot One (1), Block One (1), "Program Park First Subdivision"; thence South 36° 16' 35" East, 577.36 feet to the point of beginning.

A parcel of land bounded on the West by the easterly right-of-way line of Minnesota Trunk Highway 52; bounded on the South by the North line of "Program Park First Subdivision"; bounded on the East by a prolongation northwesterly of the easterly boundary line of "Program Park First Subdivision", and bounded on the North by the North line of said North One-Half of Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$).

A parcel of land being in the Northwest Quarter (NW $\frac{1}{4}$) of Section Sixteen (16), Township One Hundred Seven (107) North, Range Fourteen (14) West of the Fifth Principal Meridian, Olvested County, Minnesota, described as follows: Beginning at the Northeast corner of said Northwest Quarter (NW $\frac{1}{4}$), thence westerly along the North line of said Northwest Quarter (NW $\frac{1}{4}$) to its intersection with the line parallel with and 1211 feet westerly from the East line of said Northwest Quarter (NW $\frac{1}{4}$); thence southerly through said Northwest Quarter of (NW $\frac{1}{4}$) of Section Sixteen (16) on said line parallel with and 1211 feet westerly from said East line of the Northwest Quarter (NW $\frac{1}{4}$) to its intersection with the South line of said Northwest Quarter (SW $\frac{1}{4}$); thence Easterly along said South line 1211 feet to the Southeast corner of said Northwest Quarter (NW $\frac{1}{4}$) of Section Sixteen (16); thence Northerly along the East line of said Northwest Quarter (NW $\frac{1}{4}$) of Section Sixteen (16) to the point of beginning. Also a parcel of land bounded on the West by the West line of the North One-Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Sixteen (16), Township One Hundred Seven (107) North, Range Fourteen (14) West of the Fifth Principal Meridian, and bounded on the South by the North line of Tongen's Second Subdivision and bounded on the North and East side by the westerly right of way line of Minnesota Trunk Highway 52.

A-122-11 Rochester

55 ST. N.W.

KING'S RUN

KING'S RUN

CASCADE
RIDGE

PROGRAM
PARK
FIRST

TONGEN'S
SUBDIVISION
REYNOLD'S

MN DOT

PENNINGTON BUSINESS
PARK 2
U.S. 52 NORTH


41ST ST.

41ST AVE. N.W.

EXISTING CITY LIMITS

1" = 1000'

INTERNATIONAL
BUSINESS MACHINING
CORPORATION

 PROPERTY PROPOSED
FOR ORDERLY ANNEXATION

IBM