

279-93

REC'D BY  
MMB NOV 22 1993

BEFORE THE  
MINNESOTA MUNICIPAL BOARD

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IN THE MATTER OF THE DESCRIPTION OF	)	
AN UNINCORPORATED AREA IN HIGH FOREST	)	
TOWNSHIP AS IN NEED OF ORDERLY	)	JOINT RESOLUTION FOR
ANNEXATION AND CONFERRING JURISDICTION	)	ORDERLY ANNEXATION
OVER SAID AREA IN THE MINNESOTA	)	
MUNICIPAL BOARD PURSUANT TO MINNESOTA	)	
STATUTES §414.0325.	)	

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WHEREAS, the City of Rochester desires the immediate annexation to the City of Rochester that property described in the attached Exhibit A situated in the Town of High Forest, County of Olmsted, State of Minnesota; and

WHEREAS, the City of Rochester and the Town of High Forest, for the purpose of avoiding a dispute over the annexation of the property described in said petition, desire to enter into a joint resolution approving the immediate annexation of said property.

NOW, THEREFORE, BE IT RESOLVED by the City of Rochester and the Town of High Forest:

1. The property which is situated in the Town of High Forest, County of Olmsted, State of Minnesota and which is described on the attached Exhibit A is designated as in need of orderly annexation pursuant to Minnesota Statutes §414.0325, as it may be amended from time to time.

2. The Town of High Forest hereby withdraws any objections filed and agrees to not file any objections with the Minnesota Municipal Board concerning the City of Rochester's desire or request to annex any of the property described on the attached Exhibit A and hereby consents to the immediate annexation to the City of Rochester of all said property, subject to the terms and conditions of this resolution. The Town of High Forest further agrees that if it has filed any objections with the Minnesota Municipal Board to the annexation to the City of any of the property described in attached Exhibit A, the filing of this Joint Resolution with the Minnesota Municipal Board shall constitute sufficient notice of the withdrawal of the objections.

3. The Town of High Forest and the City of Rochester agree that, upon adoption and execution of this resolution by both parties and upon acceptance by the Municipal Board, jurisdiction is conferred upon the Minnesota Municipal Board as to the various provisions in this Joint Resolution.

4. The Town of High Forest and the City of Rochester agree that no consideration by the Municipal Board is necessary. Upon receipt of this Joint Resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall, within thirty days, order the annexation in accordance with the terms of this Joint Resolution.

5. Pursuant to the provisions of Minnesota Statutes §414.0325, subd. 5, the parties agree that the City of Rochester may extend its planning and land use controls to all property designated for orderly annexation.

6. Pursuant to the provisions of Minnesota Statutes §414.036, the City of Rochester agrees to pay the Town of High Forest a sum of money in 1994, 1995, and 1996. The sum to be paid shall equal the amount of taxes levied by the Town of High Forest in 1993 (pursuant to its 1993 tax rate) upon the property annexed as part of this Joint Resolution.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 1<sup>st</sup> DAY OF Nov., 1993.

Nancy B. Selby  
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Carol A. Gumm  
CITY CLERK

APPROVED THIS 2<sup>nd</sup> DAY OF Nov., 1993.

Nancy B. Selby  
Acting MAYOR OF SAID CITY

(Seal of the City of  
Rochester, Minnesota)

PASSED AND ADOPTED BY THE TOWN OF HIGH FOREST, MINNESOTA,  
THIS 2<sup>nd</sup> DAY OF Nov, 1993.

[Signature]  
CHAIRMAN OF TOWN BOARD

ATTEST: Therilyn Dwokey  
TOWN CLERK

Exhibit A

All those parts of Township 105 North, Range 14 West, Olmsted County, Minnesota, described as follows:

That part of the South Half of the Southwest Quarter of Section 4, described as follows:

Beginning at the southwest corner of said Section 4; thence northerly along the west line thereof, 1286.0 feet; thence easterly at a deflection angle of 90 degrees 01 minute to the right, 1316.7 feet; thence northerly at right angles, 17.85 feet to the northwest corner of the Southeast Quarter of the Southwest Quarter of said Section 4; thence easterly along the north line of said Southeast Quarter of the Southwest Quarter, 1321.0 feet to the east line of said Southwest Quarter; thence southerly along said east line, 1311.55 feet to the southeast corner of said Southwest Quarter; thence westerly along the south line of said Southwest Quarter, 2642.3 feet to the point of beginning;

ALSO:

All of Section 9;

ALSO:

That part of the South Half of the South Half of Section 10, lying westerly of the centerline of the southbound lane of Trunk Highway No. 63;

ALSO:

All of the Northwest Quarter, and that part of the East Half of Section 15, described as follows:

Beginning at the northwest corner of the Northeast Quarter of said Section 15; thence easterly, along the north line thereof, 1851.8 feet to the centerline of the southbound lane of Trunk Highway No. 63; thence continue easterly, along said north line, 51.9 feet; thence southerly, parallel with said centerline, 346.6 feet; thence easterly, parallel with the north line of said Northeast Quarter, 821.1 feet to the east line of said Northeast Quarter; thence southerly, along said east line, 1533.1 feet; thence southeasterly, at a deflection angle of 56 degrees 13 minutes to the left, to the northwesterly right-of-way line of the Chicago Great Western Railway Company (now abandoned); thence southwesterly, along said right-of-way line, to the west line of the Northeast Quarter of the Southeast Quarter of said Section 15; thence northerly, along said west line, 890.37 feet; thence northwesterly, at a deflection angle of 39 degrees 24 minutes to the left, 38.35 feet to the easterly right-of-way line of Trunk Highway No. 63; thence northeasterly, along said right-

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of-way line, 97.47 feet to the north line of the Southeast Quarter of said Section 15; thence westerly, along said north line, to the southwest corner of the Northeast Quarter of said Section 15; thence northerly along the west line of said Northeast Quarter, 2628.6 feet to the point of beginning.

ALSO:

The East Half of Section 16.

Containing in all 1500 acres more or less.



FOR: ROCK F  
SERV

PART OF  
TOWNSHIP 105 NORTH  
RANGE 14 WEST

1500 AC.  
AIRPORT PROP

McGH  
CONS  
PLAN  
LAND  
ROCH

PREPARED: 1-21-93

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MMR  
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