

BEFORE THE DIRECTOR OF THE OFFICE OF
STRATEGIC AND LONG RANGE PLANNING
OF THE STATE OF MINNESOTA

IN THE MATTER OF THE ORDERLY ANNEXATION) A M E N D E D
AGREEMENT BETWEEN THE CITY OF AUSTIN AND)
THE TOWN OF AUSTIN PURSUANT TO MINNESOTA) ORDER
STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Austin and the Town of Austin; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Austin pursuant to M.S. 414.0325, Subd. 1; and

WHEREAS, M.S. 414.0325, M.S. 414.11, and M.S. 414.12 states that in certain circumstances the Director of the Office of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on March 16, 2001, the Director of the Office of Strategic and Long Range Planning has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the resolution to the City of Austin, Minnesota, the same as if it had originally been made a part thereof:

~~That part of the Northwest Quarter of the Southeast Quarter of Section 10, Township 102 North, Range 18 West, Mower County Minnesota, and All of Block 1, and Lots 1, 2, 3, 4, Block 2, Rosenthal Addition, and that part of Sixteenth Avenue SW, formerly River Drive, and Greenwich Street described as follows:~~

~~Beginning at the northwest corner of said Northwest Quarter of the Southeast Quarter; thence on an assumed bearing of North 89 degrees 29 minutes 24 seconds East along the north line of said Northwest Quarter of the Southeast Quarter 756.17 feet to the~~

~~intersection with the northerly extension of the east line of Lot 4, said Block 2; thence South 00 degrees 58 minutes 36 seconds East along said northerly extension and along the east line of said Lot 4, Block 2 a distance of 182.83 feet to the south line of said Block 2; thence South 89 degrees 29 minutes 24 seconds West along the south lines of said Block 2 and Block 1 and a distance of 748.25 feet, to the westerly right of way line of Fourth Street SW, formerly Kenwood Avenue; thence North 17 degrees 42 minutes 30 seconds West along said westerly right of way line of Fourth Street SW a distance of 32.44 feet; thence Northerly a distance of 3.44 feet, along said westerly right of way of Fourth Street SW on a tangential curve concave to the east having a central angle of 00 degrees 12 minutes 56 seconds, a radius of 914.67 feet, and a chord bearing of North 17 degrees 36 minutes 02 seconds West to the west line of said Southeast Quarter; thence North 00 degrees 54 minutes 34 seconds West along said west line 148.71 feet to the point of beginning.~~

~~Said tract includes parts of 4TH Street SW, 16TH Avenue SW, and Greenwich Street.~~

~~Together with all that part of the Northwest Quarter, Southeast Quarter, Section 10, Township 102 North, Range 18 West, Mower County, Minnesota; described as follows:~~

~~Commencing at the northwest corner of the Northwest Quarter of the Southeast Quarter; thence South 00 degrees 54 minutes 34 seconds East a distance of 478.10 feet, on an assumed bearing on the west line of said Northwest Quarter, Southeast Quarter; thence North 89 degrees 05 minutes 26 seconds East a distance of 119.60 feet, to a point hereinafter referred to as Point A; thence North 82 degrees 22 minutes 26 seconds East a distance of 300.00 feet; thence North 89 degrees 37 minutes 56 seconds East a distance of 93.00 feet; thence South 00 degrees 21 minutes 01 seconds East a distance of 846.61 feet; thence South 05 degrees 39 minutes 34 seconds East a distance of 124.05 feet; thence South 25 degrees 56 minutes 26 seconds West a distance of 159.80 feet; thence North 35 degrees 05 minutes 34 seconds West a distance of 562.40 feet; thence North 04 degrees 17 minutes 26 seconds East a distance of 378.20 feet; thence North 52 degrees 50 minutes 34 seconds West a distance of 113.40 feet, to the point of beginning; thence North 15 degrees 50 minutes 52 seconds East a distance of 174.15 feet, to said Point A; thence South 89 degrees 05 minutes 26 seconds West a distance of 74.27 feet, to the west right of way line of Fourth Street SW, formerly Kenwood Avenue, on a nontangential curve, concave to the west with a central angle of 10 degrees 44 minutes 21 seconds, a radius of 832.98 feet, and a chord bearing of South 07 degrees 58 minutes 28 seconds West; thence South 76 degrees 06 minutes 26 seconds East a distance of 49.79 feet, to the point of beginning; subject to highway easement on the westerly most side thereof.~~

AMENDED ORDER IS AS FOLLOWS:

That part of the Northwest Quarter of the Southeast Quarter of Section 10, Township 102 North, Range 18 West, Mower County Minnesota, and All of Block 1, and Lots 1, 2, 3, 4, Block 2, Rosenthal Addition, and that part of Sixteenth Avenue SW, formerly River Drive, and Greenwich Street described as follows:

Beginning at the northwest corner of said Northwest Quarter of the Southeast Quarter; thence on an assumed bearing of North 89 degrees 29 minutes 24 seconds East along the north line of said Northwest Quarter of the Southeast Quarter 758.41 feet to the intersection with the northerly extension of the east line of Lot 4, said Block 2; thence South 00 degrees 58 minutes 36 seconds East along said northerly extension and along the east line of said Lot 4, Block 2 a distance of 182.83 feet to the south line of said Block 2; thence South 89 degrees 29 minutes 24 seconds West along the south lines of said Block 2 and Block 1 and a distance of 748.25 feet, to the westerly right-of-way line of Fourth Street SW, formerly Kenwood Avenue; thence North 17 degrees 42 minutes 30 seconds

West along said westerly right-of-way line of Fourth Street SW a distance of 32.44 feet; thence Northerly a distance of 3.44 feet, along said westerly right-of-way of Fourth Street SW on a tangential curve concave to the east having a central angle of 00 degrees 12 minutes 36 seconds, a radius of 914.67 feet, and a chord bearing of North 17 degrees 36 minutes 02 seconds West to the west line of said Southeast Quarter; thence North 00 degrees 54 minutes 34 seconds West along said west line 148.71 feet to the point of beginning.

Said tract includes parts of 4TH Street SW, 16TH Avenue SW, and Greenwich Street.

Together with all that part of the Northwest Quarter, Southeast Quarter, Section 10, Township 102 North, Range 18 West, Mower County, Minnesota; described as follows:

Commencing at the northwest corner of the Northwest Quarter, Southeast Quarter, of said Section 10; thence South 00 degrees 54 minutes 34 seconds East a distance of 478.10 feet, on an assumed bearing on the west line of said Northwest Quarter, Southeast Quarter; thence North 89 degrees 05 minutes 26 seconds East a distance of 119.60 feet; thence North 82 degrees 22 minutes 26 seconds East a distance of 300.00 feet; thence North 89 degrees 37 minutes 56 seconds East a distance of 93.00 feet; thence South 00 degrees 21 minutes 01 seconds East a distance of 846.61 feet; thence South 05 degrees 39 minutes 34 seconds East a distance of 31.09 feet, to the south line of said Northwest Quarter, Southeast Quarter; thence North 89 degrees 24 minutes 05 seconds East a distance of 48.60 feet, on the south line of said Northwest Quarter, Southeast Quarter, to the center of the Red Cedar River; thence North 22 degrees 58 minutes 23 seconds East a distance of 3.03 feet, on the centerline of the Red Cedar River to the point of beginning; thence North 01 degrees 53 minutes 29 seconds West a distance of 1004.44 feet; thence South 89 degrees 07 minutes 11 seconds West a distance of 498.22 feet, to a point on the west right-of-way line of Fourth Street SW, formerly Kenwood Avenue; thence Northerly a distance of 131.23 feet, on said west right-of-way line of Fourth Street SW, formerly Kenwood Avenue, on a nontangential curve, concave to the west with a central angle of 09 degrees 01 minutes 36 seconds, a radius of 832.98 feet, and a chord bearing of North 13 degrees 11 minutes 42 seconds West; thence North 17 degrees 49 minutes 27 seconds West a distance of 3.37 feet, to a point on the westerly extension of the south line of Rosenthal Addition, as the same is platted and recorded in the office of the County Recorder of Mower County, Minnesota; thence North 89 degrees 29 minutes 24 seconds East a distance of 1303.93 feet, on the south line of said Rosenthal Addition and westerly extension thereof, to a point on the east line of said Northwest Quarter, Southeast Quarter; thence South 00 degrees 55 minutes 32 seconds East a distance of 658.40 feet, on the east line of said Northwest Quarter, Southeast Quarter, to the center of the Red Cedar River; thence North 79 degrees 54 minutes 47 seconds West a distance of 127.92 feet, on the center of said Red Cedar River; thence South 87 degrees 50 minutes 27 seconds West a distance of 182.14 feet, on the center of said Red Cedar River; thence South 69 degrees 11 minutes 58 seconds West a distance of 235.11 feet, on the center of said Red Cedar River; thence South 41 degrees 02 minutes 03 seconds West a distance of 153.44 feet, on the center of said Red Cedar River; thence South 22 degrees 58 minutes 23 seconds West a distance of 322.25 feet, on the center of said Red Cedar River, point of beginning; subject to highway easement on the westerly-most side thereof.

Said tract contains 14.53 acres more or less, which includes 0.20 acres of Fourth Street SW right-of-way.

IT IS FURTHER ORDERED: That the effective date of this order is March 16, 2001.

Dated this 26th day of April, 2001.

For the Director of the Office of Strategic
and Long Range Planning
658 Cedar Street - Room 300
St. Paul, MN 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

Amended order dated this 18th day of
November, 2002.

For the Acting Director of the Office of
Strategic & Long Range Planning
658 Cedar Street – Room 300
St. Paul, Minnesota 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments