

ORDINANCE NO. 137

AN ORDINANCE ANNEXING UNINCORPORATED LANDS IN THE TOWN OF HOKAH, HOUSTON COUNTY, MINNESOTA, TO THE CITY OF HOKAH, PURSUANT TO MINNESOTA STATUTES 414.033, SUBD 2(1), PERMITTING ANNEXATION BY ORDINANCE

The City Council of the City of Hokah, Houston County, Minnesota, hereby ordains:

SECTION I. that the unincorporated lands described in Section IV are currently located within the town of Hokah, Houston County, Minnesota.

SECTION II. That said lands are urban or suburban in character or about to become so, said lands being recreational land whereon no persons reside, hence to that extent the annexation does not result in change of the population of the City.

SECTION III. Said lands are owned by the City of Hokah, abut the existing corporate limits of the City of Hokah, are un-platted, and consist of approximately 5 acres.

SECTION IV. Said lands are legally described as follows:

All that part of Outlot 15 of the original plat of the City (formerly Village) of Hokah as the same is on file and of record in the Office of the county Recorder in and for Houston County, Minnesota described as commencing 115 feet Southeasterly from the most easterly corner of Lot 1 of Block "G" of said Plat at a point on the common boundary of said Outlot 15 and First Street, thence Southwesterly parallel to the Southeasterly boundary of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of said Block "G" to a point on the Southeasterly extension of the common boundary line between Lots 10 and 11 of said Block "G" which point is 115 feet Southeasterly of the Southwesterly corner of said Lot 10, thence continue on extended common boundary line southeasterly to the Southerly boundary of Outlot 15, sometimes referred to as the water line of former Thompson Mill Pond, thence Northeasterly along said Southerly boundary of Outlot 15 to the Southwesterly boundary of First Street, thence Northwesterly along said Southwesterly boundary of First Street to the point of beginning.

Beginning at the Southeast corner of the Northeast Quarter of the Northwest Quarter of Section 5 in township 103 North of Range 4 West of the 5th PM, running thence West 87 feet, thence North 27 degrees 38 minutes West 371 feet, thence south 61 degrees 4 minutes West 195 feet, thence North 35 degrees 8 minutes West 233 feet to a point in the center of the south end of the Bridge over Thompson Creek (which last described point is south 35 degrees 48 minutes East 547.5 feet from the Northwest Corner of the Village Hall in the City [formerly Village] of Hokah situate on lot 15 of the Original Plat of Hokah as the same is of record in the Office of the county Recorder [formerly Register of Deeds] in and for said County of Houston), thence North 41 degrees 42 minutes East 372

feet, thence North 68 degrees 32 minutes East 336 feet, thence North 36 degrees 32 minutes East 133 feet, thence South 37 degrees 13 minutes East 459 feet, thence South 1 degree 2 minutes West 124 feet, thence South 68 degrees 52 minutes West 136 feet, thence South 86 degrees 4 minutes West 293 feet, thence South 550 feet more or less to the forty line, thence West 78 feet to the point of beginning.

Beginning at the Southeast corner of the Northeast Quarter of the Northwest Quarter of Section 5 in Township 103 North of Range 4 West of the 5th PM running thence West 87 feet, thence North 27 degrees 38 minutes West 371 feet, thence South 61 degrees 4 minutes West 195 feet, thence north 35 degrees 8 minutes West 233 feet to a point in the center of the east end of the bridge over Thompson Creek, which is the point of commencement of the real estate intended to be described and conveyed hereby, running thence North 41 degrees 42 minutes East 172 feet, thence North 68 degrees 32 minutes East 336 feet, thence North 36 degrees 32 minutes East 133 feet, thence South 67 degrees 13 minutes East 459 feet to a point on the old water edge of Lake Como as said lake existed on July 1, 1901, thence Northerly and Northwesterly along the old water edge to the South line of the Southwest Quarter of the Southeast Quarter of Section 32 in Township 104 North of Range 4 West of the 5th PM, thence northwesterly to the centerline of Thompson Creek on a direct line to the most easterly corner of Lot 25 of Clark W Thompson's Subdivision of Millblock, Hokah, according to the plat thereof on record in the Office of the county Recorder (formerly Register of Deeds) in and for said County of Houston, thence Southerly along the center line of said Thompson Creek to the centerline of the bridge over said Creek mentioned above, thence Southeasterly to the point of beginning.

EXCEPT that part thereof described as follows, to-wit: Commencing at a point South 35 degrees 48 minutes East of the northwesterly Corner of Lot 15 in Block E of the Original Plat of Hokah as the same is on file and of record in the Office of the County Recorder (formerly Register of Deeds) in and for said County of Houston, which point is the point of intersection of the centerline of First Street in said City (formerly Village) of Hokah with the centerline of Thompson Creek, running thence North 35 degrees 08 minutes West 175 feet to the point where said line intersects the projected fence line of a fence, thence along said projected line fence and said fence in a Northeasterly direction approximately 350 feet to a tree, thence from said tree in a Northwesterly direction in a straight line toward the Southwest corner of Lot 10 Block E of the Original Plat of Hokah to the center of said Thompson creek, thence Southwesterly along the center of said creek to the place of beginning; together with the right to and easement for the use of any and all spring waters from a spring and storage tank now located on lands owned by the parties of the first part and lying Southeasterly of the tract of land hereby conveyed.

SECTION V. That the aforescribed lands are hereby duly annexed to the City of Hokah.

SECTION IX. the City Administrator is hereby directed to forthwith file copies of this ordinance with the Office of Administrative Hearings, the Secretary of State, Houston County Recorder and the Houston County Auditor.

SECTION X. This ordinance shall become effective and said land duly annexed to the City of Hokah upon the due passage and enactment hereof, approval by the Office of Administrative Hearings and publication of this Ordinance according to law.

Passed and enacted this 6th day of December, 2005.

Approved:

Mike Walsh, Jr. – Mayor

Attest:

Renee A. Mierau – City Clerk