

ORDINANCE NO. 138

AN ORDINANCE ANNEXING UNINCORPORATED LANDS IN THE TOWN OF HOKAH, HOUSTON COUNTY, MINNESOTA, TO THE CITY OF HOKAH, HOUSTON COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES 414.033, SUBD 2(3), PERMITTING ANNEXATION BY ORDINANCE.

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

SECTION I. That all of the owners of the lands to be annexed hereinafter described executed the Petition for annexation and that said 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 agricultural 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 abut the existing corporate limits of the City of Hokah, are un-platted, and consist of approximately 17.4 acres.

SECTION IV. Said lands are legally described as follows:

See Exhibit "A" attached hereto.

SECTION V. That no Notice of Intention to Annex to had been given 60 days prior to this petition since the lands the subject matter of this Petition have been on the City of Hokah real property tax list for many years next preceding the date of this Petition and that for the same reason the City of Hokah has not given the 30 day notice to the undersigned petitioner that the cost of electric utility service may change if the lands are annexed.

SECTION VI. The property taxed payable on the lands hereby annexed as aforestated have already, for many years past, been paid to the City of Hokah under the assumption that said lands were/are within the corporate limits of the City of Hokah, but said lands were historically inundated by Lake Como, and were not a part of either the original plat of Hokah or any subsequent plat, the official corporate city limits of the City of Hokah having been established by the State legislature, Special Laws, Chapter IX, Section 2, Laws of Minnesota 1871.

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

SECTION VIII. The City Clerk is hereby directed to forthwith file copies of this ordinance with the Office of Administrative Hearings, Minnesota Boundary Adjustment Unit, The Secretary of State, the Town of Hokah, Houston County Recorder and the Houston County Auditor.

SECTION IX. 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, Minnesota Boundary Adjustment Unit and publication of this Ordinance according to law.

Passed and enacted this 3rd day of January, 2006

Approved:

Mike Walsh, Jr, Mayor

Attest:
Renee A. Mierau
City Clerk.

EXHIBIT A
PROPERTY DESCRIPTION

That part of the Northwest Quarter of Section 5, township 103 North, Range 4 West, Houston County, Minnesota, described as follows:

Commencing at the northeast corner of said Northwest Quarter;
Thence S 00 degrees 03 minutes 30 seconds E, assumed bearing, along the east line of said Northwest Quarter 1326.57 feet to the southeast corner of the Northeast Quarter of the Northwest Quarter of said Section 5;
Thence North 89 degrees 08 minutes 24 seconds West 478.70 feet along the south line of said Northeast Quarter of the Northwest Quarter to the centerline of County State Aid Highway 1 8 and the point beginning of the land to be described;
Thence continuing North 89 degrees 08 minutes 24 seconds West along said south line 151.85 feet.
Thence South 32 degrees 32 minutes 20 seconds West 114.10 feet;
Thence South 45 Degrees 00 minutes 00 seconds west 109.60 feet;
Thence South 51 degrees 31 minutes 31 seconds West 86.14 feet;
Thence South 77 degrees 49 minutes 35 seconds West 307.80 feet;
Thence North 84 degrees 09 minutes 38 seconds West 51.14 feet;
Thence North 71 degrees 24 minutes 34 seconds West 74.64 feet;
Thence North 87 degrees 48 minutes 35 seconds West 83.81 feet;
Thence North 81 degrees 51 minutes 34 seconds West 177.91 feet;
Thence North 76 degrees 42 minutes 35 seconds West 131.65 feet;
Thence North 12 degrees 43 minutes 05 seconds West 88.66 feet to the point of beginning of a meander line lying southerly and easterly of the centerline of Thompson's Creek;
Thence north 54 degrees 00 minutes 21 seconds East along said meander line 163.61 feet;
Thence North 75 degrees 06 minutes 08 seconds East along said meander line 148.94 feet
Thence North 81 degrees 50 minutes 41 seconds East along said meander line 537.40 feet
Thence North 74 degrees 07 minutes 58 seconds East along said meander line 172.39 feet
Thence North 60 degrees 52 minutes 29 seconds East along said meander line 132.83 feet
Thence North 40 degrees 08 minutes 39 seconds West along said meander line 138.23 feet
Thence North 04 degrees 32 minutes 39 seconds West along said meander line 138.23 feet
To the centerline of County State Aid Highway 1 8 and the end point of said meander line;
Thence South 33 degrees 35 minutes 58 seconds East along said centerline 40.00 feet;
Thence southerly along said centerline 213.88 feet along a tangential curve concave to the west having a central angle of 40 degrees 38 minutes 16 seconds and a radius of 301.55 feet;
Thence South 07 degrees 02 minutes 18 seconds West along said centerline 180.95 feet to the point of beginning.

Also, all lands lying between said meander line and the centerline of said Thompson Creek and lying between the projection of the most westerly line of said above described parcel and the projection of the centerline of County Sate Aid Highway 18.

All of the above containing 8.4 acres more or less being subject to the right-of-way of County State Aid Highway 18 along the Easterly side thereof.

Together with,

That part of the Northeast Quarter of the Northwest Quarter and the northwest Quarter of the Northeast Quarter, Section 5, Township 103 North, Range 4 West, Houston County, Minnesota, described as follows:

Beginning at the northeast corner of said Northeast Quarter of the northwest Quarter;

Thence South 89 degrees 49 minutes 45 seconds West, assumed bearing, along the north line of said northeast Quarter of the Northwest Quarter 197.18 feet;

Thence South 08 degrees 01 minutes 21 seconds West 13.03 feet;

Thence South 22 degrees 00 minutes 55 seconds West 105.71 feet;

Thence South 34 degrees 19 minutes 18 seconds West 110.49 feet;

Thence South 19 degrees 42 minutes 50 seconds West 181.76 feet;

Thence South 47 degrees 03 minutes 24 seconds West 204.10 feet;

Thence South 21 degrees 40 minutes 03 seconds West 44.60 feet;

Thence South 37 degrees 04 minutes 53 seconds West 102.41 feet;

Thence South 23 degrees 04 minutes 21 seconds West 102.28 feet to the centerline of County State Aid Highway 18;

Thence South 33 degrees 35 minutes 58 seconds East along said centerline 152.50 feet to the point of beginning of a meander line lying northerly and westerly of the centerline of Thompson's Creek;

Thence North 30 degrees 24 minutes 12 seconds East along said meander line 98.25 feet

Thence North 34 degrees 51 minutes 24 seconds along said meander line 140.01 feet;

Thence North 52 degrees 17 minutes 46 seconds East along said meander line 156.68 feet

Thence North 68 degrees 18 minutes 17 seconds East along said meander line 146.08 feet

Thence North 84 degrees 27 minutes 29 seconds East along said meander line 140.15 feet

Thence North 56 degrees 14 minutes 30 seconds East along said meander line 106.89 feet

Thence North 29 degrees 44 minutes 16 seconds East along said meander line 87.65 feet;

Thence North 04 degrees 08 minutes 38 seconds East along said meander line 113.01 feet

Thence North 30 degrees 50 minutes 16 seconds East along said meander line 169.85 feet

Thence North 08 degrees 16 minutes 32 seconds East along said meander line 60.68 feet;

Thence North 17 degrees 15 minutes 37 seconds West along said meander line 51.88 feet

to the north line of said Northwest Quarter of the Northeast Quarter and the end point of said meander line;

Thence South 89 degrees 25 minutes 02 seconds West along said north line 199.23 feet to the point of beginning.

Also, all lands lying between said above meander line and the centerline of said Thompson's Creek and lying between the projection of the centerline of County State Aid Highway 18 and the projection of the north line of said Northwest Quarter of the Northeast Quarter.

Containing 7.5 acres more or less being subject to the right-of-way of County State Aid Highway 18 along the southwesterly side thereof.

Together with,

That part of the Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 32, Township 104 North, Range 4 West, Houston County, Minnesota, described as follows:

Beginning at the southeast corner of said Southeast Quarter of the Southwest Quarter; thence South 89 degrees 49 minutes 45 seconds West, assumed bearing, along the south line of said Southeast Quarter of the Southwest Quarter 197.18 feet;

Thence North 08 degrees 01 minutes 21 seconds East 85.93 feet;
Thence North 23 degrees 29 minutes 17 seconds East 114.16 feet;
Thence North 71 degrees 07 minutes 39 seconds East 56.28 feet;
Thence South 76 degrees 35 minutes 47 seconds East 90.50 feet;
Thence South 64 degrees 11 minutes 31 seconds East 134.46 feet;
Thence North 42 degrees 05 minutes 11 seconds East 30.56 feet;
Thence South 53 degrees 53 minutes 05 seconds East 16.96 feet to the point of beginning of a meander line lying westerly of Thompson's Creek;
Thence South 16 degrees 58 minutes 57 seconds East along said meander line 144.85 to south line of said Southwest Quarter of the Southeast and the end point of said meander line;
Thence South 89 degrees 25 minutes 02 seconds West along said south line 199.23 feet to the point of beginning.

Also, all lands lying between said above meander line and the centerline of said Thompson's Creek and lying between the projection of the south line of said Southwest Quarter of the Southeast Quarter the projection of the most northeasterly line of said above described parcel.

Containing 1.5 acres more or less.