

RESOLUTION NO. 2010-19

Whereas, the Mike and Cindy Weber (hereinafter the "Webers") own property within the City of Wells (hereinafter the City) legally described on the attached Exhibit A, which contains approximately ____ acres (hereinafter the "Property"); and

Whereas, the Webers have filed with the City and the Director of Strategic and Long Range Planning (hereinafter the "Director") and the Chief Administrative Law Judge (hereinafter the "Judge") a petition requesting detachment of the Property from the City (hereinafter the "Petition") pursuant to Minn. Stat. 414.06, attached hereto as Exhibit B; and

Whereas, attached hereto as Exhibit C and C-1 is a map showing the boundaries of the City before and after the detachment, if the same is granted by the Director and/or the Judge; and

Whereas, the Webers are the fee owners of all the Property contained in the Petition; and

Whereas, the Petition has attached to it, the boundaries of the Property, along with the location and description of the buildings thereon; and

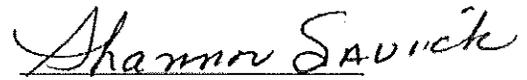
Whereas, based upon the Petition filed, the attachments thereto and the knowledge of the City, the Property is rural in character, and not currently developed for urban residential, commercial or industrial use and detachment will not unreasonably affect the symmetry of the City's boundaries; and

Whereas, based upon the submission and request by Webers, the City is amenable to having the Property detached from the City;

NOW, THEREFORE, the City Council of the City of Wells hereby resolves:

1. Recitals. The foregoing recitals are hereby declared to be the findings of the Council and made a part of this Resolution.
2. Detachment Request. Pursuant to Minn. Stat. 414.06, subd. 2 the City requests that the Property be detached from the City of Wells without hearing and that the Judge enter an order granting the detachment forthwith.

Adopted by the Wells City Council this 9 day of August, 2010.


Mayor

Attest: 
City Clerk

LEGAL 1 – PID R30.008.1090

A tract of land in the Southeast Quarter of the Northwest Quarter of Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota described as follows:

Beginning at the Southeast Corner of the Northwest Quarter Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota; thence South 90 degrees 00 minutes 00 seconds West (assumed bearing) along the South line of the Northwest Quarter a distance of 392.70 feet to an iron pipe survey marker; thence North 00 degrees 20 minutes 38 seconds West along the east line of a tract deeded to Orville J. Meyer and recorded and described in the office of the Faribault County Recorder in Document No. 239651 a distance of 160.00 feet to an iron pipe survey marker; thence continuing North 0 degrees 20 minutes 38 seconds West along the east line of said Meyer tract a distance of 59.00 feet to an iron pipe survey marker; thence North 90 degrees 00 minutes 00 seconds East a distance of 392.33 feet to the East line of the Northwest Quarter; thence South 00 degrees 26 minutes 32 seconds East along the East line of the Northwest Quarter a distance of 219.00 feet to the point of beginning.

EXCEPTING THEREFROM the following described Tract:

Commencing at the Southeast Corner of the Northwest Quarter Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota; thence South 90 degrees 00 minutes 00 seconds West (assumed bearing) along the South line of the Northwest Quarter a distance of 231.00 feet to the point of beginning; thence continuing South 90 degrees 00 minutes 00 seconds West along the South line of the Northwest Quarter a distance of 161.70 feet to an iron pipe survey marker; thence North 00 degrees 20 minutes 38 seconds West a distance of 160.00 feet to an iron pipe survey marker; thence North 90 degrees 00 minutes 00 seconds East a distance of 161.43 feet to a line lying parallel with and 231.00 feet West of the East line of the Northwest Quarter; thence South 00 degrees 26 minutes 32 seconds East parallel with the East line of the Northwest Quarter a distance of 160.00 feet to the point of beginning.



LEGAL 2 – PID R30.008.1100

A tract of land in the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Eight (8), Township One Hundred Three (103) North, Range Twenty-four (24) West of the Fifth Principal Meridian described as follows, to-wit:

Commencing at a point on the East line of said Northwest Quarter (NW $\frac{1}{4}$) which point is 219 feet North of the Southeast corner thereof the same being the point of beginning; thence North 90 degrees 00 minutes 00 seconds West (assumed bearing) 392.33 feet to an iron pipe survey marker; thence North 0 degrees 20 minutes 38 seconds West 120 feet; thence North 90 degrees 00 minutes 00 seconds East (assumed bearing) 392.33 feet to a point on the East line of said Northwest Quarter (NW $\frac{1}{4}$), which point is 120 feet North of the point of beginning; thence South along the East line of the said Northwest Quarter (NW $\frac{1}{4}$) to the point of beginning.

LEGAL 3 – PID R30.008.1170

A tract of land in the Northeast Quarter of the Southwest Quarter (NE ¼ SW ¼) of Section Eight (8), Township One Hundred Three (103) North, Range Twenty-four (24) West, in Faribault County, Minnesota and described as follows:

Commencing at the Northeast corner of the Southwest Quarter (SW ¼) of Section Eight (8), Township One Hundred Three (103) North, Range Twenty-four (24) West, Faribault County, Minnesota; thence South 90°00'0'' West (assumed bearing) along the North line of the Southwest Quarter (SW ¼) a distance of 217.81 feet to the point of beginning; thence continuing South 90°00'0'' West (assumed bearing) along the North line of the Southwest Quarter (SW ¼) a distance of 109 feet; thence South 00° 26'32'' East a distance of 200.00 feet; thence North 90°00'00'' East a distance of 109 feet; thence North 00°26'32'' West a distance of 200.00 feet to the point of beginning. Said tract containing 5 acres, more or less.

LEGAL 4 – PID R30.008.1080

A TRACT OF LAND IN THE Southeast Quarter of the Northwest Quarter of Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota described as follows:

Commencing at the Southeast Corner of the Northwest Quarter Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota; thence South 90 degrees 00 minutes 00 seconds West (assumed bearing) along the South line of the Northwest Quarter a distance of 231.00 feet to the point of beginning; thence continuing South 90 degrees 00 minutes 00 seconds West along the south line of the Northwest Quarter a distance of 161.70 feet to an iron pipe survey marker; thence North 00 degrees 20 minutes 38 seconds West a distance of 160.00 feet to an iron pipe survey marker; thence North 90 degrees 00 minutes 00 seconds East a distance of 161.43 feet to a line lying parallel with and 231.00 feet West of the East line of the Northwest Quarter; thence South 00 degrees 26 minutes 32 seconds East parallel with the East line of the Northwest Quarter a distance of 160.00 feet to the point of beginning.

Said tract contains 0.593 acres.

LEGAL 5 – PIDs R30.450.0320 & R30.008.1160

The West 27 feet of Lot Two (2) Block Four (4) in Moja Subdivision of Wells, Faribault County, Minnesota, according to the plat on file and of record in the office of the Faribault County Recorder together with a second tract of land in the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota, described as follows:

Beginning at the Northeast corner of the Southwest Quarter of Section 8, Township 103, North, Range 24 West in Faribault County, Minnesota; thence South 90 degrees, 00 minutes, 00 seconds, West (assumed bearing) along the North line of the Southwest Quarter, a distance of 217.81 feet; thence South 0 degrees 26 minutes, 32 seconds East a distance of 200.00 feet to an iron pipe survey marker; thence North 90 degrees 00 minutes, 00 seconds East a distance of 217.81 feet to an iron pipe survey marker on the East line of the Southwest Quarter; thence North 0 degrees, 26 minutes, 32 seconds, West along the East line of the Southwest Quarter a distance of 200.00 feet to the point of beginning. Said second tract contains 1.000 acres.

The total area of the two described tracts is 1.087 acres.

LEGAL 6 – PID R30.008.1180

A TRACT OF LAND IN THE Northeast Quarter of the Southwest Quarter of Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota described as follows:

Commencing at the Southeast corner of the Southwest Quarter of Section 8, Township 103 North, Range 24 West in Faribault County, Minnesota; thence North 0 degrees 26 minutes 32 seconds West (assumed bearing) along the East line of the Southwest Quarter a distance of 1637.26 feet to the point of beginning; thence continuing North 0 degrees 26 minutes 32 seconds West along the East line of the Southwest Quarter a distance of 799.97 feet to the southeast corner of a tract of land contracted to Michael and Cindy Stenzel Weber and recorded and described in the office of the Faribault County Recorder in Document No. 287374; thence South 90 degrees 00 minutes 00 seconds West along the south line of said Weber tract a distance of 217.81 feet to the southwest corner of said Weber tract; thence South 0 degrees 26 minutes 32 seconds East a distance of 799.97 feet to an iron pipe survey marker; thence North 90 degrees 00 minutes 00 seconds East a distance of 217.81 feet to the point of beginning.

Said tract contains 4.000 acres.

PETITION FOR DETACHMENT OF PROPERTY IN THE CITY OF WELLS,
FARIBAULT COUNTY, MINNESOTA

Whereas, the undersigned own property within the City of Wells (hereinafter the City) legally described on the attached Exhibit A, consisting of approximately ____ acres (hereinafter the Property); and

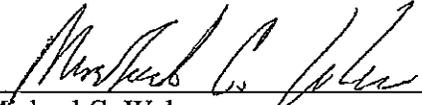
Whereas, the boundaries of the Property, along with the location and description of the buildings on the Property are shown on the attached Exhibit B; and

Whereas, the Property is exclusively owned in fee by the undersigned as joint tenants, and no other persons or entities are required to join in this petition for detachment of the Property from the City of Wells; and

Whereas, Minn. Stat. 414.06 allows for detachment of property from cities upon the filing of a petition, and, if accompanied by a Resolution of the city in which the property is located, may be done without hearing; and

Whereas, the Property is currently being used as a rural residence, with a shop building on it, and has not been developed for urban residential, commercial or industrial use;

NOW, THEREFORE, the undersigned Michael C. Weber and Cindy M. Weber hereby petition and request that Director of Strategic Long Range Planning and/or the Chief Administrative Law Judge Order the detachment of the Property from the City of Wells without hearing pursuant to Minn. Stat. 414.06, and that said Order be effective immediately upon signing.



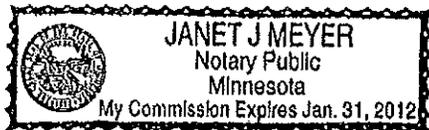
Michael C. Weber



Cindy M. Weber

STATE OF MINNESOTA)
)ss.
COUNTY OF Blue Earth)

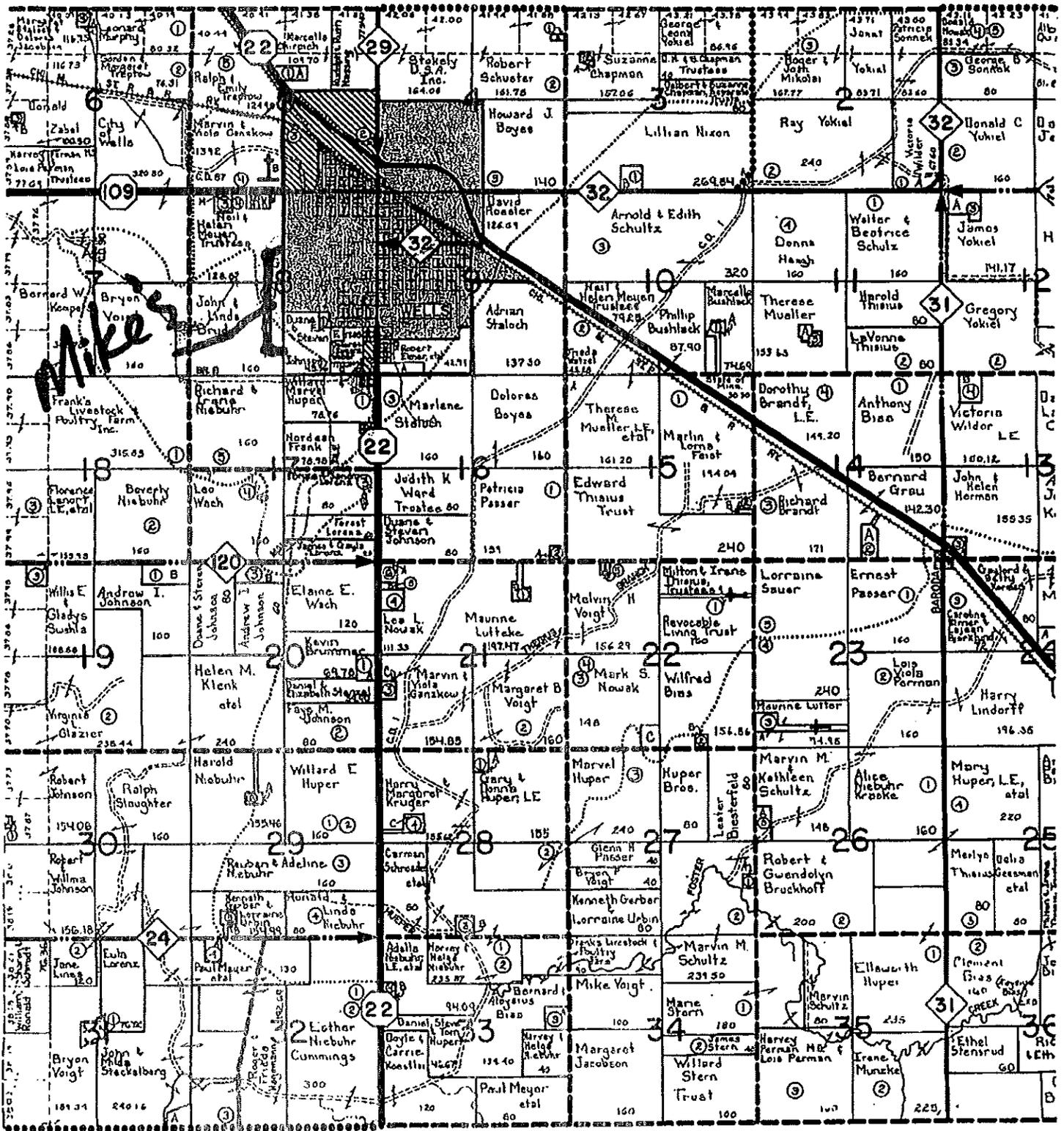
The foregoing instrument was acknowledged before me this 10 day of August, 2010 by Michael C. Weber and Cindy M. Weber, husband and wife.





Notary Public





SEE SMALL TRACT OWNERS FOLLOWING TOWNSHIP MAPS

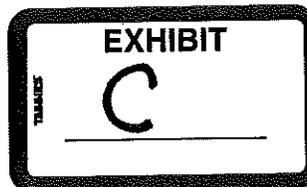
WENDLAND LAW OFFICE

825 East Second Street
 P.O. Box 247
 Blue Earth, MN 56013
 Phone (507) 626-2196

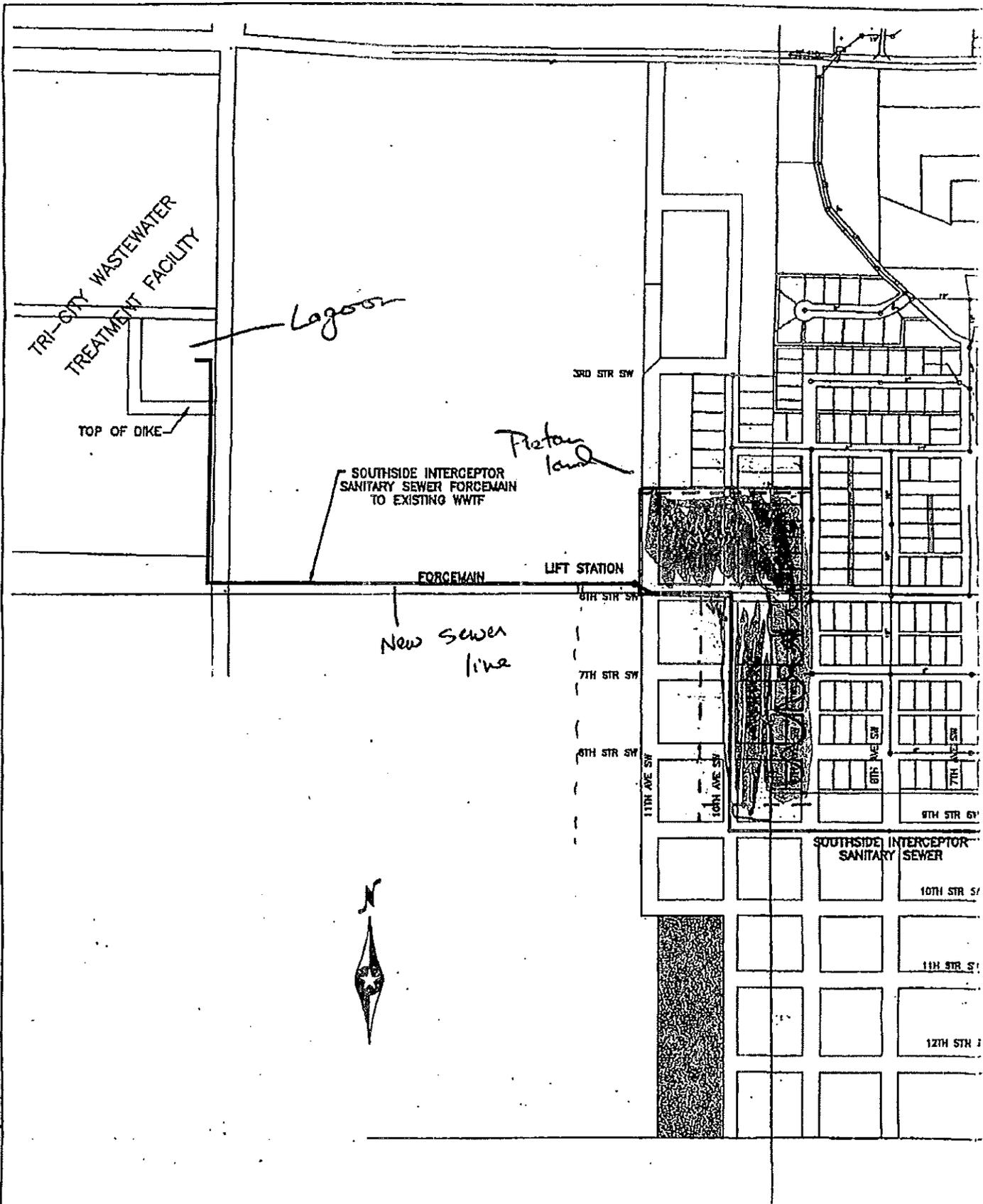


WATERSHEAD

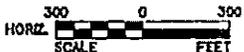
CO TILE



WOODBAGO CITY	DELAVAN	LURA	W
VERONA	PRESCOTT	DARREN	W
JO DAVISS	BLUE EARTH CITY	EMERALD	B
PLOT	ELMORE	ROWE	C



11-18-2003 8:40 am



I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION, OR REPORT WAS PREPARED BY ME OR UNDER MY CLOSE SUPERVISION AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF OREGON.

WILLIAM SAYRE
 REG. NO. 6888 DATE NOV. 17, 2003

EXHIBIT
C-1



CITY OF WELLS
MINNESOTA

PLAT MAP

