

State of Minnesota, }
COUNTY OF HENNEPIN, }

ss.

COUNTY AUDITORS OFFICE

ROBERT F. FITZSIMMONS

I, ~~ROBERT F. FITZSIMMONS~~, Auditor of the above County, do hereby certify that
I have compared the papers writing, to which this certificate is attached, with the original.....

1. Petition for the incorporation of the Village of Spring
Park;

2. Resolution approving the petition and setting a time for
election and appointing judges of the election;

3. Notice of election on the incorporation of the Village of
Spring Park;

4. Affidavit of posting the notices of election; and

5. Election certificate and return of election judges;

as the same appears of record and on file in the said County Auditor's office, at the Court House in said
Hennepin County, Minnesota, and find the same to be true and correct copy thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
the seal of said County, at the City of Minneapolis, this 21st
day of August A. D. 1951.

300-1000

11585

Robert F. Fitzsimmons
County Auditor.

By

J. J. Thompson

Deputy

PETITION FOR INCORPORATION
OF SPRING PARK

TO THE BOARD OF COUNTY COMMISSIONERS
OF HENNEPIN COUNTY, MINNESOTA:

We, the undersigned, being all qualified voters and residents of the territory hereinafter described who have resided continuously within the territory proposed to be incorporated for at least two years prior to the date of this petition, and being at least twenty-five in number, do hereby petition and request the Board of County Commissioners of Hennepin County, Minnesota, to call an election, fixing the time and place therefor, for the determination of whether or not the land embraced within the boundaries set forth below shall be incorporated as a village, pursuant to Chapter 119 of the Laws of 1949 of the State of Minnesota.

The territory proposed to be incorporated is situated in the County of Hennepin and State of Minnesota, and its boundaries and description are as follows:

All that part of Sections 17, 18, 19, and 20, Township 117, Range 23, described as follows, to-wit: Commencing at a point in the center line of the channel between Spring Park Bay and Black Lake at the east end of said channel; thence westerly along the center line of said channel to the center line of County Road No. 125; thence northerly along the center line of said County Road No. 125 to the center line of County Road No. 7 as formerly laid out; thence northeasterly along the center line of County Road No. 7 as formerly laid out to a point in a line parallel with and distant sixty-six feet easterly at right angles from the westerly line of Lot 1, "Coronado Park," Lake Minnetonka, Hennepin County, Minnesota, and said line extended; thence northerly along said parallel line and along same extended to the northerly line of Warren Avenue; thence westerly along said northerly line of Warren Avenue to the southwesterly corner of Lot 22, Block 12, Townsite of Langdon Park; thence northerly along the westerly line of said Lot 22 to the low water mark of West Arm, Lake Minnetonka; thence northeasterly along the low water mark of West Arm, Lake Minnetonka, to the northwesterly end of the northeasterly line of Lot 20, Togo Park, Lake

Minnetonka; thence southeasterly along the northeasterly line of said Lot 20 and the same extended to the center line of County Road No. 51; thence northeasterly along the center line of County Road No. 51 to the point of intersection of said center line with the extension of the northeasterly line of Lot 31, Togo Park; thence southeasterly along said extension of said line of Lot 31, Togo Park, and along said line extended to the center line of Togo Place Road; thence northeasterly and easterly along said center line of Togo Place Road to its intersection with the extended line of the northerly end of the easterly line of Lot 45, Togo Park; thence southerly along the easterly line of said Lot 45, Togo Park and extensions to the center line of Togo Park Way; thence easterly along said center line of Togo Park Way to its intersection with the westerly line of Lot 10, Block 10, Townsite of Langdon Park; thence south along the westerly line of said Lot 10, Block 10, and said line extended to the southerly line of the right of way of the Great Northern Railway; thence westerly along the southerly line of the right of way of the Great Northern Railway to the northeasterly corner of Lot 4, Block 5, Streater's Spring Park Addition; thence southerly along the easterly line of said Lot 4, Block 5, to the southeasterly corner of said lot; thence southerly to the northeasterly corner of Lot 4, Block 4, Streater's Spring Park Addition; thence southerly along the easterly line of said Lot 4, Block 4, and along said line extended to the low water mark of Spring Park Bay, Lake Minnetonka; thence westerly and southerly along the low water mark of Spring Park Bay, Lake Minnetonka, to the point of beginning.

The territory proposed to be incorporated lies wholly within Hennepin County, consists of approximately eighty-two and one-half (82½) acres, be the same more or less, and includes land which has been platted into lots and blocks in the manner provided by law, which plats have been duly and legally made and certified according to the laws of this state and filed in the office of the Register of Deeds or Registrar of Titles of the County of Hennepin, Minnesota, and unplatted lands adjoining such platted area which are so conditioned as properly to be subjected to village government. None of said territory is included within the limits of any incorporated municipality.

The number of actual residents in the territory proposed to be incorporated is 221, as shown by the census list attached and made a part hereof showing the buildings in the area used for residences and the number of people living in each, which census list shows the results of a census of the resident population of the area duly taken by three voters residing within the area proposed to be incorporated, said census having been begun July 20, 1951, and completed July 20, 1951, all as more fully appears from the verification hereto.

The proposed name of the village is SPRING PARK.

This petition is supplementary to that certain Petition for Incorporation of Spring Park dated October 1, 1949, filed October 3, 1949, in the office of the County Auditor of Hennepin County, with the Clerk of the Board of County Commissioners, presented to the Board of County Commissioners of Hennepin County on October 4, 1949, and now pending before said Board, and to that certain Petition for Incorporation of Spring Park dated May 1, 1951, filed May 2, 1951, in the office of the County Auditor of Hennepin County, with the Clerk of the Board of County Commissioners, presented to the Board of County Commissioners of Hennepin County on May 8, 1951, and also now pending before said Board. The purpose of this petition is to provide a petition of current date and an up-to-date census in order to remove any possibility of objection to said incorporation proceedings by reason of the passage of time.

Dated at Spring Park, Minnesota, this 20th day of July, 1951.

PETITIONERS' SIGNATURES

Mrs. Evelyn Kullberg

~~Mrs. Olive Kullberg~~

Pat Kullberg

~~Axel Kullberg~~

PETITIONERS' SIGNATURES
(Continued)

Conrad Johnson

Lyla Walton

Elizabeth Johnson

Herbert Myhre

John F. Bahr

Wm. Moe "Sr."

Terry J. Bahr

W. L. Moe

R. Graber

Mrs. W. L. Moe

Iola Graber

Fred Walton

Neva Mattson

E. L. Breslauer

Louis I. Libor

Byrd Breslauer

Eunice Payne

Shirley J. Walton

Joyce Danielsen

Donald E. Walton

E. L. Danielsen

Bernice Groves

Hilda Danielsen

Loyal Groves

C. W. Walton

Alice Larson

Jane A. Walton

F. J. Talbot

Charles J. Walton

Carl Wickland

H. M. Smith

Mrs. C. Wickland /

Al Loberg

Mrs. H. M. Smith

Mrs. L. M. McFarland

Mrs. H. M. Myhre

STATE OF MINNESOTA)
(ss
COUNTY OF HENNEPIN)

VERIFICATION

HILDA M. DANIELSEN, HILDEGARD G. MYHRE and
E. L. BRESLAUER, three of the persons who signed the fore-
going petition, being first duly sworn, each for himself
deposes and says that he was one of the persons who took the
census referred to in the foregoing petition, that the same
was accurately taken, that it was begun on July 20, 1951, and
completed on July 20, 1951, that the same is a census of the
resident population of the area described above, that the
attached census list shows the buildings in the area used
for residences and the number of people living in each, and
that all the statements in the foregoing petition are true.

HILDA M. DANIELSEN

HILDEGARD G. MYHRE

E. L. BRESLAUER

Subscribed and sworn to before
me this 21 day of July, 1951.

/s/ Robert W. Dygert

(NOTARIAL SEAL)

ROBERT W. DYGERT
Notary Public, Hennepin County, Minn.
My Commission Expires Feb. 26, 1954.

CENSUS LIST
OF RESIDENT POPULATION

We, the undersigned three qualified voters residing within the area described in the petition to which this list is attached, do hereby certify that the following is a true and complete list of all buildings within said area used for residence purposes and of the number of persons living in each building:

<u>LOCATION OF BUILDING</u>	<u>NUMBER OF PERSONS LIVING THEREIN</u>
<u>Del Otero Avenue</u>	
Graeber, Ralph	4
Bahr, John	4
Mace, Earl	2
<u>Highway No. 7</u>	
Kulberg, Pat - Cafe and residence	4
Johnston, Rex	4
Johnson, Donald	2
Johnson, Conrad	2
Welf, Chas.	2
Kulberg, Axel	2
Como, N. C.	2
<u>Northern Avenue</u>	
Sprague, Don	3
Swanson, Victor	1
Paulson, Lester	2
Darien, Joe	2
Sohns, Harold	3
Schmelling, M. A.	3
Schmelling, S. E.	1
Schaum, Bill	3
Nelson, Gust	1
Jorgenson, Rupert	3
Reed, Wayne	5
<u>County Road 125</u>	
Backlund, A. O.	4
<u>Mapleton and Hazeldell Avenues</u>	
Walton, Chas. Jr.	4
Walton, Don	2
Norton, Nel	1
Dunn, Marty	1
Erickson, Susanna	1
Libor, Louis	1
Gilbertson, G.	5

CENSUS LIST OF RESIDENT POPULATION CONTINUED

<u>LOCATION OF BUILDING</u>	<u>NUMBER OF PERSONS LIVING THEREIN</u>
<u>Mapleton and Hazeldell Avenues (Cont'd)</u>	
Harlson, Bert	1
Heimann, Louis	2
Erickson, Frank	2
Chetland, D.	2
Roberts, Marvin	10
<u>Toga Park Way</u>	
Al Loberg	1
Schmidt, Gerrit	3
<u>Toga Park Road</u>	
McCormick, James A.	2
Chermak, Frank C.	5
Platt, James M.	1
<u>Highway 51</u>	
Lind, B	2
Starr, E. W.	2
MacFarland	5
E. L. Danielsen	3
Reiter, Bert	1
Altieri, Arthur	2
Smith, Willard	2
Poppler, Kermit	2
Myhre, H. M.	2
Myhre, Jack	4
Lenmark, Jerry	5
Parsons, Forest	4
Moe, Wm. Sr.	1
Moe, Wm. Jr.	2
James, Howard	1
Langhoff, Gustaf	3
Kannapin, K. C.	2
Wolff, Richard	2
Smith, Howard	6
Mellin, Jack	5
Karanda, Mrs. Jess	4
Peterson, Jerry	2
Kirsky, Elmer	2
Payne, O. E.	8
Wickland, Carl	2
O'Connell, Chas.	4
Burak, Bob	4
Lindquist, Carl	2
Collins, John	1

CENSUS LIST OF RESIDENT POPULATION CONTINUED

<u>LOCATION OF BUILDING</u>	<u>NUMBER OF PERSONS LIVING THEREIN</u>
<u>Highway 51 (Cont'd)</u>	
Breslauer, E. L.	2
Eidem, Mrs. Martin	3
Forstman, Ed.	2
Elam, J.	6
Walton, Fred	2
Talbot, Frank	1
Walton, Chas. Sr.	3
Schwartzkof, Frank	1
Wilcox, Van	2
Johnson, Adolph	1
Anderson, Mrs. Rena	<u>4</u>
Total	221

Hilda M. Danielson

Hildegard G. Myhre

E. L. Breslauer

Census Takers

STATE OF MINNESOTA) ss.
COUNTY OF HENNEPIN)

HILDA M. DANIELSEN, HILDEGARD G. MYHRE, and
E. L. BRESLAUER, being duly sworn, depose and say each for
himself that the statements contained in the foregoing certi-
ficate are true.

Hilda M. Danielson

Hildegard G. Myhre

E. L. Breslauer

Subscribed and sworn to before me
this 21 day of July, 1951.

/s/ Robert W. Dygert

ROBERT W. DYGERT
Notary Public, Hennepin County, Minn.
My Commission Expires Feb. 26, 1954.

Commissioner Ainsworth offered the following resolution, and moved its adoption:

WHEREAS, a certain petition, dated July 20, 1951, requesting that an election be held on the question of incorporation of certain territory described therein as the Village of Spring Park, Minnesota, was duly filed with the Clerk of this Board on the 21st day of July, 1951, and duly presented to this Board on the 24th day of July, 1951, and

WHEREAS, said petition supplements two prior petitions requesting that an election be held on the question of incorporating the same, identical territory as the Village of Spring Park, which prior petitions were dated October 1, 1949, filed October 3, 1949, and presented October 4, 1949, and dated May 1, 1951, filed May 2, 1951, and presented May 8, 1951, respectively, upon which prior petitions this Board was unable to act by reason of a purported annexation to Mound involving part of the territory, and

WHEREAS, said annexation to Mound, on July 20, 1951, was held to be invalid by the Supreme Court of the State of Minnesota, which Court, by Writ of Ouster, has ordered the Village of Mound ousted of any jurisdiction over the territory involved in said annexation, and

WHEREAS, the petition now before this Board, dated July 20, 1951, is in proper form and it appears therefrom that the same was signed by the requisite number of qualified persons and that the territory described therein contains a resident population of 221 persons;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Hennepin, Minnesota

1. Said petition is hereby approved and an election hereby called and directed to be held on the 18th day of August, 1951, at the Plumadore building, on Highway No. 51, next to L and R Cafe, within the territory described in said petition, at which election all qualified voters residing within the territory described by said petition may vote for or against the incorporation of said territory as the Village of Spring Park, Minnesota; and the polls at said election shall be open from 11:00 o'clock a.m. until 7:00 o'clock p.m. of said day.

2. Hildegard C. Myhre, Joyce Danielson and John F. Bahr, all of Spring Park, Minnesota, all residing within said territory, are hereby appointed to be the judges at said election, and they shall conduct the same, so far as practicable, in accordance with the laws regulating the election of town officers.

RESOLVED FURTHER, that the County Auditor cause notice of said election to be given in the manner prescribed by law.

The question was on the adoption of the resolution, and the roll being called, there were 3 Yeas and No Nays, as follows:

Ainsworth	Yea
Christensen	Absent
Hanson	Yea
Scott	Absent
Chairman Matthews	Yea

Resolution adopted.

NOTICE OF ELECTION ON INCORPORATION OF SPRING PARK

NOTICE IS HEREBY GIVEN that in accordance with a certain petition dated July 20, 1951, a copy of which is attached hereto, and a resolution of the Board of County Commissioners of the County of Hennepin, Minnesota, duly adopted on the 24th day of July, 1951, an election will be held at Spring Park, Minnesota, at the Plumadore building on Highway No. 51, next to L and R Cafe, within the territory described in said petition, on the 18th day of August, 1951, at which time and place all qualified voters residing within the territory described in said petition may vote for or against the incorporation of said territory as the Village of Spring Park, Minnesota, and that the polls will be open at said time and place from 11 o'clock A.M. until 7 o'clock P.M. of said day.

BOARD OF COUNTY COMMISSIONERS
OF HENNEPIN COUNTY, MINNESOTA

By Robert F. Fitzsimmons
County Auditor

By T. J. Thompson, Deputy

STATE OF MINNESOTA)
(ss
COUNTY OF HENNEPIN)

AFFIDAVIT OF POSTING

E. L. BRESLAUER, being first duly sworn on oath deposes and says that on the 27th day of July, 1951, he posted true and correct copies of the Petition for Incorporation of the Village of Spring Park and Notice of Election on incorporation of Spring Park, the originals of which are on file in the office of the County Auditor in and for said county, and copies of which are attached hereto, at each of the following places:

Tank's Grocery - Former Highway No. 7

Delo Cafe - Highway No. 7

L & R Cafe - Highway No. 51

all of said places being within the territory described in said petition and three of the most public places therein.

E. L. Breslaue

Subscribed and sworn to before
me this 18th day of August, 1951.

Robert W. Dygert

ROBERT W. DYGERT
Notary Public, Hennepin County, Minn.
My Commission Expires Feb. 26, 1954.

ELECTION CERTIFICATE
and
RETURN OF ELECTION JUDGES

We, the undersigned judges of election, certify that we have canvassed the ballots cast at an election held at the Plumadore Building on Highway No. 51, next to L and R. Cafe, of Spring Park, Minnesota, in the Township of Orono, County of Hennepin, Minnesota, on the 18th day of August, 1951, from 11:00 o'clock a.m. until 7:00 o'clock p.m., the time and place specified in the election notice to vote for or against incorporation of the proposed Village of Spring Park, Minnesota, and that at such election there were 87 votes cast for incorporation and 19 votes cast against incorporation.

/s/ Joyce Danielson

/s/ Hildegard C. Myhre

F.
/s/ John/Bahr

Judges of Election

STATE OF MINNESOTA)
(ss
COUNTY OF HENNEPIN)

Hildegard C. Myhre, Joyce Danielson and John/Bahr, all of Spring Park, Minnesota, each being duly sworn, deposes and says, each for himself, that the statements contained in the foregoing certificate and return are true.

/s/ Joyce Danielson

/s/ Hildegard C. Myhre

/s/ John/Bahr

Subscribed and sworn to before
me this 18th day of August, 1951.

(Seal) /s/ Robert W. Dygert

ROBERT W. DYGERT
Notary Public, Hennepin County, Minn.
My Commission Expires Feb. 26, 1954.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 20 1951

Secretary of State

11585