

CITY OF

Marshall
Minnesota

OFFICE OF CITY CLERK
PHONE 532-4390

September 25, 1963

State of Minnesota
Secretary of State
St. Paul, Minnesota

Gentlemen;

Enclosed find certified copy of 'petition for annexation of certain land to the City of Marshall, Minnesota.' The property proposed for annexation is to be called Nielsen's Third Addition.

We understand that this petition is to be filed with the Commission, Secretary of State and County Auditor of Lyon County for a period of 30 days. If no objection has been entered during this period the council may adopt the ordinance annexing this property.

Thank you.

Very truly yours,

L. W. Mannion
L. W. Mannion
City Clerk

ord #294

#16638

PETITION FOR ANNEXATION OF CERTAIN LAND TO THE CITY OF MARSHALL, MINNESOTA

TO THE COMMON COUNCIL OF THE CITY OF MARSHALL, MINNESOTA:

Your Petitioners, Lloyd A. Chaput and Margaret Chaput, husband and wife and Niels L. Nielsen and Lucille Nielsen, husband and wife respectfully represent:

I.

The Petitioners, Lloyd A. Chaput and Margaret Chaput, are the owners in fee simple of the following described real estate and that the Petitioners, Niels L. Nielsen and Lucille Nielsen, are the owners of a mortgage covering that certain tract of land abutting the incorporated City of Marshall, Minnesota, which is described as follows:

That part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9, T 111 N-R41 W of the 5th Principal Meridian in Lyon County, Minnesota, described as follows: Beginning on the west line of Section 9, T 111 N-R 41 W, at a point 324 feet south of the NW corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 9; thence S 80 degrees, 30 minutes E and along the south line of Block 2, Nielsen's Second Addition, Marshall, Minnesota, a distance of 592 feet; thence N 9 degrees, 03 minutes E, 120 feet; thence S 80 degrees, 30 minutes E, 66 feet; thence S 9 degrees, 03 minutes W, 444 feet; thence N 80 degrees, 30 minutes W, 658 feet to the west line of said Section 9; thence N 9 degrees, 03 minutes E and along the west line of said Section 9, 324 feet to the point of beginning.

II.

That the territory above described is suitable for annexation to the City of Marshall, Minnesota, and is so conditioned as properly to be subject to City Government, contains 5.08 acres.

III.

That Petitioners desire to have said tract of land annexed to the City of Marshall in accordance with Chapter 807, Laws 1963.

WHEREFORE, Your Petitioners respectfully request that the premises above described be annexed to the City of Marshall pursuant to Chapter 807, Laws 1963.

/s/ Lloyd A. Chaput
Lloyd A. Chaput

/s/ Margaret Chaput
Margaret Chaput

/s/ Niels L. Nielsen
Niels L. Nielsen

/s/ Lucille Nielsen
Lucille Nielsen

STATE OF MINNESOTA

SS

COUNTY OF LYON

Niels L. Nielsen, Lucille Nielsen, Lloyd A. Chaput and Margaret Chaput, each for himself or herself, being duly sworn, says that they are the owners above specified of the real estate above described and that they are the persons who made and filed the foregoing petition; That they have read the said Petition and that they know the contents thereof, and that the same is true of their own knowledge except as to those matters therein stated on information and belief, and as to those matters they believe the same to be true.

/s/ Lloyd A. Chaput
LLOYD A. CHAPUT

/s/ Margaret Chaput
MARGARET CHAPUT

/s/ Niels L. Nielsen
NIELS L. NIELSEN

/s/ Lucille Nielsen
LUCILLE NIELSEN

Subscribed and sworn to before me
this 5th day of August, 1963.

/s/ Don S. Molter
NOTARY PUBLIC
Don S. Molter
Notary Public, Lyon County, Minn.
My Commission Expires Sept. 16, 1966.

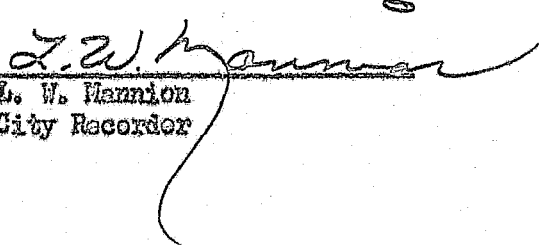
STATE OF MINNESOTA }

COUNTY OF LYON }

ss.

The undersigned, being the duly qualified and acting City Recorder of the City of Marshall, Minnesota, hereby certifies and attests that the attached is a true and correct copy of 'petition for annexation of certain land to the City of Marshall, Minnesota' as presented to the City and on file in my office, for land proposed for annexation by the petitioners, Lloyd A. Chaput, Margaret Chaput, Niels L. Nielson and Lucille Nielson.

Such petition was duly received and filed by me on the 3rd day of September, 1963.


L. W. Hannion
City Recorder

(SEAL)

Carl Olson

November 26, 1963

Mr. L. W. Mannion
City Clerk - City Hall
Marshall, Minnesota

Dear Mr. Mannion:

The Minnesota Municipal Commission acknowledges receipt of your Ordinance No. 294 and filing fee in accordance with Minnesota Statutes 1961, Section 414.03, Subdivision 2 as amended by Laws 1963, Chapter 807, Section 8.

The Commission finds that all the requirements of the Municipal Commission Act have been met and accepted the Ordinance for filing on November 26, 1963.

If there is any future correspondence or reference to this ordinance, please refer to Docket Number A-547.

Cordially,

MUNICIPAL COMMISSION

Irving R. Keldsen
S e c r e t a r y

cc: ✓ Secretary of State
County Auditor
Clk. Lake Marshall Township

STATE OF MINNESOTA)
COUNTY OF LYON) ss

AFFIDAVIT OF MAILING

L. W. Mannion, being duly sworn, deposes and certifies that he is the duly elected, qualified and acting City Clerk of the City of Marshall, a municipal corporation.

That attached hereto is a true and correct conformed copy of Ordinance No. 294 duly passed and adopted by the Common Council and approved by the Mayor of said City on November 18, 1963.

That the petition referred to in said ordinance was duly presented to the Common Council on September 3, 1963 and that a completely conformed /^{certified} copy thereof was duly mailed by affiant at Marshall, Minnesota with postage prepaid, to each of the following:

Erving Friend,
Chairman of Lake Marshall Township,
Lyon County, Minnesota, addressed to him at
Marshall, Minnesota on October 15, 1963;

Minnesota Municipal Commission, addressed to it at
827 Plymouth Building
Minneapolis 3, Minnesota on September 25, 1963;

G. Oscar Carlson
County Auditor of Lyon County, Minnesota, addressed to him at
Marshall, Minnesota on September 25, 1963.

That no objections, written or otherwise, have been submitted to the Common Council of the City of Marshall by the town board of Lake Marshall Township, or the county board of Lyon County.

That the real estate described in said petition and the attached ordinance does not abut upon the boundaries of any other municipality of the State of Minnesota.

Subscribed and sworn to before me
this 19 day of November, 1963.

Ruth Mork
L. W. Mannion

RUTH MORK
Notary Public, Lyon County, Minn.
My Commission Expires Sept. 24, 1969

L. W. Mannion

#16638
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 2 1963
Joseph L. Larson
Secretary of State

ORDINANCE NO. 294

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MARSHALL TO INCLUDE CERTAIN UNPLATTED LAND NOT EXCEEDING TWO HUNDRED ACRES.

The Common Council of the City of Marshall do ordain as follows:

Section 1. A petition has been filed with the Common Council of the City of Marshall, Minnesota by the sole owners of the following described real estate in the County of Lyon, State of Minnesota, to have such land included within the City of Marshall, Minnesota:

That part of SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9, T 111 N-R41 W of the 5th Principal Meridian in Lyon County, Minnesota, described as follows: Beginning on the west line of Section 9, T 111 N-R 41 W, at a point 324 feet south of the NW corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 9; Thence S 80 degrees, 30 minutes E and along the south line of Block 2, Nielsen's Second Addition, Marshall, Minnesota a distance of 592 feet; thence N 9 degrees, 03 minutes E, 120 feet; thence S 80 degrees, 30 minutes E, 66 feet; thence S 9 degrees, 03 minutes W, 444 feet; thence N 80 degrees, 30 minutes W, 658 feet to the west line of said Section 9; thence N 9 degrees, 03 minutes E and along the west line of said Section 9, 324 feet to the point of beginning.

Section 2. The quantity of land embraced within the foregoing description, and bounded as described, is 5.08 acres, more or less.

Section 3. The Common Council hereby determines (1) that the annexation will be to the best interests of the City of Marshall, Minnesota and of the territory affected; and (2) that the territory described herein abuts upon the City and is so conditioned as property to be subjected to City government.

Section 4. Therefore, the City of Marshall, Minnesota hereby ordains and declares that the property hereinbefore described be and the same is hereby annexed to, and included in, the City of Marshall, Minnesota, as effectually as if it had originally been a part thereof.

Section 5. This ordinance shall be final and shall take effect and be in force from and after filing certified copy thereof with the Minnesota Municipal Commission, the County Auditor and the Secretary of State, and from and after its passage and publication.

Passed and adopted by the Common Council this 18th day of November, 1963.

THE COMMON COUNCIL;

By

Sam P. Pomeroy
President

ATTEST:

/s/ L. W. Mannion

City Recorder

I hereby approve the foregoing Ordinance this 18th day of November, 1963.

/s/ C. F. McGuigan
Mayor

#16638
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 2 1963
James L. Henneman
Secretary of State