

Ord # 66 #2

L. L. DUXBURY, JR.
LAWYER

17110

L. L. DUXBURY, JR.
WILLIAM V. VON ARX

274 SOUTH KINGSTON STREET
CALEDONIA, MINNESOTA
TELEPHONE 724-3376

July 8, 1964

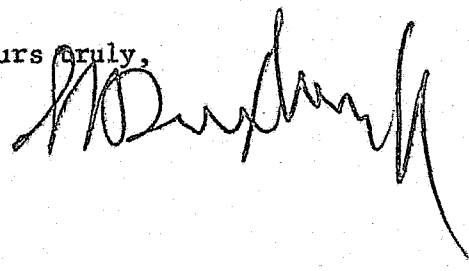
Honorable Joseph L. Donovan
Secretary of State
State Capitol
St. Paul 1, Minnesota

Dear Sir:

RE: INDEPENDENT SCHOOL DISTRICT NO. 300 - VILLAGE OF
LA CRESCENT ANNEXATION PETITION 7054

In compliance with paragraph 3 of Rule XVI of the Municipal Commission of the State of Minnesota adopted pursuant to the provisions of Section 414.03, Minnesota General Statutes as amended, I am enclosing herewith for filing in your office copy of petition by Independent School District No. 300 for the annexation of certain land described therein to the Village of La Crescent, Minnesota, to which petition copy is attached certification as to the filing of the original petition with the Village Council of the Village of La Crescent, Minnesota, on July 6, 1964, certification as to the filing of a copy of the petition with the Town Board of the Town of La Crescent in Houston County on July 6, 1964, and certification as to the filing of a copy of the petition with the two above mentioned certifications with the County of Houston on July 8, 1964.

Yours truly,



LLDjr:LG

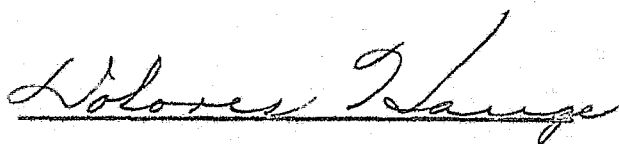
Enclosure

#2
Petition

STATE OF MINNESOTA
SS.
COUNTY OF HOUSTON

I, the undersigned, Dolores Hauge, being the duly qualified and acting County Auditor of the County of Houston in the State of Minnesota, hereby certify that on the 8 day of July, 1964 there was filed with the Board of County Commissioners of said County of Houston a copy of a petition for annexation to the Village of La Crescent, Minnesota, by Independent School District No. 300 to which were attached a certification by Roger C. Ulrich as Village Clerk of the Village of La Crescent, Minnesota, that the original of said petition had been filed with the Village Council of the Village of La Crescent, Minnesota, on the 6 day of July, 1964, and also a certification by Roy Walters as Clerk of the Town Board of the Town of La Crescent in said County of Houston that a copy of said petition had been filed with the Town Board of said Town of La Crescent on the 6 day of July, 1964, a true, correct and complete copy of which petition and of both of which certifications is hereto attached, and that said copy of said petition with said certifications is now on file in the office of the County Auditor of said County of Houston.

WITNESS, My hand officially as such County Auditor and the seal of said County this 8 day of July, 1964.

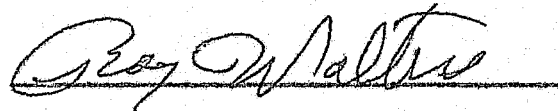


Dolores Hauge, County Auditor
Houston County, Minnesota

STATE OF MINNESOTA
SS.
COUNTY OF HOUSTON

I, the undersigned, Roy Walters, being the duly qualified and acting Clerk of the Town of La Crescent in the County of Houston and State of Minnesota, do hereby certify that a copy of a petition for annexation to the Village of La Crescent, Minnesota, by Independent School District No. 300, a true, correct and complete copy of which petition is hereto attached, was filed with the Town Board of said Town of La Crescent on the 6 day of July, 1964, pursuant to the provisions of Subdivision 2 of Section 414.03, Minnesota General Statutes as amended, and is now on file in my office as the Clerk of said Town.

WITNESS, My hand officially as such Town Clerk, said Town having no seal, this 6 day of July, 1964.

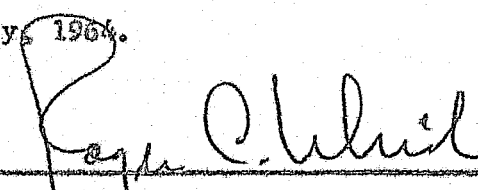


Roy Walters, Town Clerk
Town of La Crescent

STATE OF MINNESOTA
SS.
COUNTY OF HOUSTON

I, the undersigned, Roger C. Ulrich, being the duly qualified and acting Village Clerk of the Village of La Crescent, Minnesota, do hereby certify that on the 6 day of July, 1964 the original signed petition for annexation to the Village of La Crescent, Minnesota, by Independent School District No. 300, a true, correct and complete copy of which petition is hereto attached, was filed with the Village Council of the Village of La Crescent, Minnesota, pursuant to the provisions of Subdivision 2 of Section 414.03, Minnesota General Statutes as amended, and is now on file in my office as the Village Clerk of said Village of La Crescent.

WITNESS, My hand officially as such Village Clerk and the seal of said Village of La Crescent this 6 day of July, 1964.



Roger C. Ulrich, Village Clerk
La Crescent, Minnesota

PETITION FOR ANNEXATION

TO THE VILLAGE OF LA CRESCENT, MINNESOTA

TO THE HONORABLE VILLAGE COUNCIL
VILLAGE OF LA CRESCENT, MINNESOTA:

The petitioner Independent School District No. 300 for its petition to your honorable body respectfully represents and states:

1. The petitioner Independent School District No. 300 is a duly organized independent school district under the laws of the State of Minnesota.
2. The petitioner is the absolute owner of the fee simple title to the following described tract of land situate in the Town of La Crescent in the County of Houston and State of Minnesota, to-wit:

That part of the west half of the northwest quarter and of the northwest quarter of the southwest quarter, all in Section 15, Township 104 North of Range 4 West of the Fifth Principal Meridian, described as commencing at the northwest corner of the northwest quarter of said Section 15, running thence south 89 degrees 11 minutes east 425.5 feet along the north line of said Section 15, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21 degrees 45 minutes east 667.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence south 22 degrees 49 minutes east 626 feet, thence south 79 degrees 18 minutes west 210 feet, thence south 8 degrees 42 minutes east 265.6 feet, thence south 37 degrees 52 minutes east 90 feet to the north bank of Pine Creek, thence along said north bank south 62 degrees 03 minutes west 515 feet, thence south 34 degrees 16 minutes west 375 feet, thence south 70 degrees 28 minutes west 300 feet, thence north 60 degrees 02 minutes west 175 feet more or less to the west line of said Section 15, thence north 0 degrees 25 minutes west 3030 feet along the west line of said Section 15 to the point of beginning; except the two following described portions thereof:

1. That part thereof described as commencing at the northwest corner of the northwest quarter of said Section 15, thence south 89 degrees 11 minutes east 421.5 feet, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21 degrees 45 minutes east 667.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence south 22 degrees 49 minutes east 214 feet to an iron pipe which is the point of beginning of the excepted tract to be described, continuing thence south 22 degrees 49 minutes east 412 feet, thence south 79 degrees 18 minutes west 210 feet, thence south 8 degrees 42 minutes east 265.6 feet, thence south 37 degrees 52 minutes east 90 feet, thence south 62 degrees 03 minutes west 403.3 feet, thence north 8 degrees 18 minutes east 890.16 feet, thence north 70 degrees 58 minutes east 182.4 feet to the point of beginning of said excepted tract;
2. That part thereof described as commencing at the northwest corner of the northwest quarter of said Section 15 as the point of beginning of the excepted tract to be described, running thence south 89 degrees

11 minutes east 425.5 feet along the north line of said Section 15, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence north 13 degrees 57 minutes east 290.8 feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21 degrees 45 minutes east 687.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence west in a straight line 960 feet more or less to a point on the west line of said Section 15, thence north along the west line of said Section 15 to the point of beginning of said excepted tract.

3. The above described tract of land owned by the petitioner is unplatted and does not exceed 200 acres in area; said tract of land abuts the Village of La Crescent, Minnesota, an incorporated municipality under the laws of the State of Minnesota, and is not included in any other municipality; the boundaries of no other municipality abut upon the boundaries of said tract of land.

4. Said tract of land was acquired by the petitioner as part of a site for a new high school for said District, and it is the intention of the petitioner to use said tract as part of a new high school site on which a new high school facility is being constructed.

5. The annexation of said tract of land to said Village of La Crescent will be to the best interest of the Village of La Crescent and of the territory affected.

6. The School Board of Independent School District No. 300 adopted a resolution on the 10th day of June, 1964 determining to petition for the annexation of this tract of land to the Village of La Crescent and directing the Chairman of the School Board and the School District Clerk to execute this petition for that purpose, a true, correct and complete copy of which resolution is hereto attached and marked Exhibit A.

7. This petition is made pursuant to the provisions of Subdivision 2 of Section 614.03, Minnesota General Statutes as amended.

WHEREFORE, Independent School District No. 300 hereby petitions your honorable body to have the above described tract of land owned by the petitioner included within, annexed to and made a part of the Village of La Crescent, Minnesota.

Dated June 16, 1964.

INDEPENDENT SCHOOL DISTRICT NO. 300

By

Kevin L. Valtor

Its Chairman

And

L. R. Hurion

Its Clerk

State of Minnesota
 ss.
County of Houston

On this 16th day of June, 1964, before me, a Notary Public within and for said County, personally appeared Irvin L. Yoiter and L. I. Marlon, to me personally known, who, being each by me duly sworn did say that they are respectively the Chairman of the School Board and the School District Clerk of Independent School District No. 300, a duly organized independent school district under the laws of the State of Minnesota, the petitioner named in the foregoing petition, that they are the persons who make the foregoing petition on behalf of said petitioner as such officers thereof, that they have read said petition and 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 it to be true, and that said petition was signed by them in behalf of said Independent School District No. 300 by authority of its School Board.

Irvin L. Yoiter

L. I. Marlon

Subscribed and sworn to before me this 16th day of June, 1964.

L. E. Joerg

(Notarial Seal)

L. E. Joerg, Notary Public
Houston County, Minnesota
My commission expires May 11, 1966

RESOLUTION DETERMINING TO PETITION FOR ANNEXATION
OF LAND TO VILLAGE OF LA CRESCENT, MINNESOTA

BE IT RESOLVED, By the School Board of Independent School District No. 300
as follows:

1. This school district is the absolute owner of the fee simple title to
the following described tract of land situate in the Town of La Crescent in the County
of Houston, State of Minnesota, to-wit:

That part of the west half of the northwest quarter and of the northwest
quarter of the southwest quarter, all in Section 15, Township 106 North
of Range 4 West of the Fifth Principal Meridian, described as commencing
at the northwest corner of the northwest quarter of said Section 15,
running thence south 89 degrees 11 minutes east 425.5 feet along the north
line of said Section 15, thence south 1 degree 40 minutes west 60 feet,
thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees
57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 403 feet,
thence south 21 degrees 45 minutes east 687.8 feet, thence south 23 degrees
02 minutes east 190 feet, thence south 22 degrees 49 minutes east 626 feet,
thence south 79 degrees 18 minutes west 210 feet, thence south 8 degrees
42 minutes east 265.6 feet, thence south 37 degrees 52 minutes east 90 feet
to the north bank of Pine Creek, thence along said north bank south 62
degrees 08 minutes west 515 feet, thence south 34 degrees 16 minutes west
375 feet, thence south 70 degrees 28 minutes west 300 feet, thence north 60
degrees 02 minutes west 175 feet more or less to the west line of said
Section 15, thence north 0 degrees 25 minutes west 3030 feet along the west
line of said Section 15 to the point of beginning; except the two following
described portions thereof:

1. That part thereof described as commencing at the northwest corner
of the northwest quarter of said Section 15, thence south 89 degrees
11 minutes east 421.5 feet, thence south 1 degree 40 minutes west 60
feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13
degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes
east 403 feet, thence south 21 degrees 45 minutes east 687.8 feet,
thence south 23 degrees 02 minutes east 190 feet, thence south 22 degrees
49 minutes east 214 feet to an iron pipe which is the point of beginning
of the excepted tract to be described, continuing thence south 22 degrees
49 minutes east 412 feet, thence south 79 degrees 18 minutes west 210
feet, thence south 8 degrees 42 minutes east 265.6 feet, thence south
37 degrees 52 minutes east 90 feet, thence south 62 degrees 08 minutes
west 403.3 feet, thence north 8 degrees 58 minutes east 890.16 feet,
thence north 70 degrees 58 minutes east 182.4 feet to the point of beginning
of said excepted tract;

2. That part thereof described as commencing at the northwest corner
of the northwest quarter of said Section 15 as the point of beginning
of the excepted tract to be described, running thence south 89 degrees
11 minutes east 425.5 feet along the north line of said Section 15,
thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees
11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8
feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21
degrees 45 minutes east 687.8 feet, thence south 23 degrees 02 minutes
east 190 feet, thence west in a straight line 960 feet more or less to
a point on the west line of said Section 15, thence north along the west
line of said Section 15 to the point of beginning of said excepted tract.

2. The above described tract of land is unplatted and does not exceed 200
acres in area; said tract of land abuts the Village of La Crescent, Minnesota, an

incorporated municipality under the laws of the State of Minnesota, and is not included in any other municipality; and the boundaries of no other municipality abut upon the boundaries of said tract of land.

3. Said tract of land was acquired by this District as part of a site for a new high school for said District pursuant to authorization by the voters of said District at a public election held in and for the District on the 10th day of July, 1962.

4. At a special election held in and for said District on the 20th day of August, 1963, the voters of said District authorized the issuance of the general obligation bonds of the District in an amount not exceeding \$1,500,000 for the purpose of constructing, furnishing and equipping a high school for the District; it is the intention of the District to construct on the above described tract of land a new high school facility pursuant to said authorization of the voters of the District.

5. It is hereby determined and declared that this District shall petition the Village Council of the Village of La Crescent, Minnesota, to have the above described tract of land owned by the District included within, annexed to and made a part of said Village of La Crescent pursuant to the provisions of Subdivision 2 of Section 414.03, Minnesota General Statutes as amended; the Chairman of the School Board and the School District Clerk are hereby authorized and directed to make a petition to said Village of La Crescent on behalf of and in the name of this School District accordingly.

Adopted June 10, 1964.

Ervin L. Veitor

Chairman

Attest: L. I. Harlos
School District Clerk

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O.D.

Petition

Doc # 2

La Crescent

Call

Minnesota Municipal Commission
51 State Office Building
St. Paul 1, Minnesota

October 29, 1964

Mr. L. L. Durbury, Jr.
Attorney at Law
27 1/2 South Kingston Street
Caledonia, Minnesota

Dear Mr. Durbury:

The Minnesota Municipal Commission acknowledges receipt of your ordinance No. 64 and filing fee in accordance with Minn. Stat. 1961, Section 214.03, Subd 2 as amended by Laws 1963, Chap 107, Sec. 8, and the Rules of Procedure of the Municipal Commission to annex unincorporated property.

The Commission finds that all the requirements of the Municipal Commission Act have been met and accepted the ordinance for filing on October 29, 1964.

If there is any future correspondence or reference to this ordinance, please refer to Packet Number A-666.

Cordially,

Irving E. Johnson
Secretary

cc: Secretary of State
County Auditor
La Crescent Village Clerk
Township Clerk

ORDINANCE NO. 66

AN ORDINANCE ANNEKING TO THE VILLAGE OF LA CRESCENT
IN HOUSTON COUNTY, MINNESOTA, TERRITORY ABUTTING ON
SAID VILLAGE PURSUANT TO THE PROVISIONS OF SECTION
414.03, MINNESOTA GENERAL STATUTES AS AMENDED

The Village Council of the Village of La Crescent, Houston County,
Minnesota, ordains as follows:

1. Independent School District No. 300, a duly organized school district under the laws of the State of Minnesota, as the sole owner of the real estate hereinafter described, duly petitioned the Village Council of this Village to have said real estate annexed to and included within said Village.
2. Said real estate abuts on said Village, is not included in any other municipality, is unplatted and does not exceed 200 acres in area.
3. The annexation of said real estate to said Village will be to the best interest of said Village, of said real estate, and of the territory affected thereby.
4. Pursuant to the provisions of Section 414.03, Minnesota General Statutes as amended, it is hereby declared that the real estate hereinafter described is hereby annexed to, included within and made a part of the Village of La Crescent in Houston County, Minnesota, said real estate being situate in said County of Houston and described as follows, to-wit:

That part of the west half of the northwest quarter and of the northwest quarter of the southwest quarter, all in Section 15, Township 104 North of Range 4 West of the Fifth Principal Meridian, described as commencing at the northwest corner of the northwest quarter of said Section 15, running thence north 89 degrees 11 minutes east 425.5 feet along the north line of said Section 15, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21 degrees 45 minutes east 687.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence south 22 degrees 49 minutes east 626 feet, thence south 79 degrees 18 minutes west 210 feet, thence south 8 degrees 42 minutes east 265.6 feet, thence south 37 degrees 52 minutes east 90 feet to the north bank of Pine Creek, thence along said north bank south 62 degrees 03 minutes west 515 feet, thence south 34 degrees 16 minutes west 375 feet, thence south 70 degrees 28 minutes west 300 feet, thence north 60 degrees 02 minutes west 175 feet more or less to the west line of said Section 15, thence north 0 degrees 25 minutes west 3030 feet along the west line of said Section 15 to the point of beginning; except the two following described portions thereof:

1. That part thereof described as commencing at the northwest corner of the northwest quarter of said Section 15, thence south 89 degrees 11 minutes east 421.5 feet, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 403 feet, thence south 21 degrees 45 minutes east 687.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence south 22 degrees 49 minutes east 214 feet to an iron pipe which is the point of beginning of the excepted tract to be described, continuing thence south 22 degrees 49 minutes east 412 feet, thence south 79 degrees 18 minutes west 210 feet, thence south 8 degrees 42 minutes east 265.6 feet, thence south 37 degrees 52 minutes east 90 feet, thence south 62 degrees 03 minutes west 403.3 feet, thence north 8 degrees 53 minutes east 890.16 feet, thence north 70 degrees 53 minutes east 182.4 feet to the point of beginning of said excepted tract;

2. That part thereof described as commencing at the northwest corner of the northwest quarter of said Section 15 as the point of beginning of the excepted tract to be described, running thence south 89 degrees 11 minutes east 425.5 feet along the north line of said Section 15, thence south 1 degree 40 minutes west 60 feet, thence north 89 degrees 11 minutes west 10 feet, thence south 13 degrees 57 minutes east 298.8 feet, thence south 16 degrees 42 minutes east 409 feet, thence south 21 degrees 45 minutes east 687.8 feet, thence south 23 degrees 02 minutes east 190 feet, thence west in a straight line 960 feet more or less to a point on the west line of said Section 15, thence north along the west line of said Section 15 to the point of beginning of said excepted tract.

5. This ordinance shall become effective upon its passage and adoption and publication as provided by law and its filing as provided by Chapter 414, Minnesota General Statutes as amended.

Passed and adopted by the Village Council of the Village of La Crescent, Minnesota, this 19th day of August, 1964.

William J. Mohler

Mayor

Attest: Roger C. Ulrich

Clerk

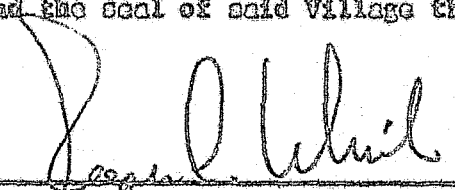
17110
STATE OF MINNESOTA
DEPARTMENT OF STATE
P U L L E D
OCT 5 1964
Joseph L. Anderson
Secretary of State

STATE OF MINNESOTA
SS.
COUNTY OF HOUSTON

I, the undersigned Roger C. Ulrich, being the duly qualified and acting Village Clerk of the Village of La Crosse, Minnesota, do hereby certify and attest that:

- (1) As such officer, I have the legal custody of the original record from which the attached and foregoing extract was transcribed;
- (2) I have carefully compared said extract with said original record;
- (3) I find said extract to be a true, correct and complete copy from the original minutes of a meeting of the Village Council of said Village held on the 19th day of August, 1964 of an ordinance duly passed and adopted by said Village Council at said meeting relating to the annexation to said Village of certain land owned by Independent School District No. 300; and
- (4) Said meeting was duly held pursuant to due call and notice thereof as required by law and said ordinance remains in full force and effect and has not been modified or rescinded.

WITNESS, My hand as such Village Clerk and the seal of said Village this 21st day of August, 1964.



Roger C. Ulrich
Village Clerk

17110
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
OCT 5 1964


Secretary of State