

DEPARTMENT MUNICIPAL COMMISSION

STATE OF MINNESOTA

TO : Ciel Dion "

*Office Memorandum*

FROM : Pat Lundy .

DATE: 5-4-65 ✓

SUBJECT: LA CRESCENT ANNEXATION A-598

The Municipal Commission found that all the requirements of the Commission Act had been met for Ord. No. 64 and filed the La Crescent annexation on April 21, 1964.

#17508

RECEIVED

MAY 5 - 1965  
SECRETARY OF STATE  
CORPORATION DIVISION

ORDINANCE NO. 64

AN ORDINANCE ANNEXING 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 of Section 15 in 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 as the point of beginning of the tract of land 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 place of beginning.

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 6th day of April, 1964.

William J. Mishler

Mayor

Attest: Roger C. Ulrich

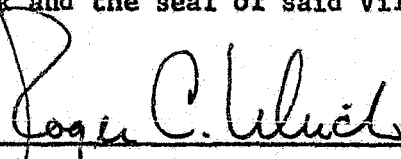
Clerk

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 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 6th day of April, 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 6th day of April, 1964.

  
Roger C. Ulrich  
Village Clerk

#17508  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAY - 5 1965

  
Secretary of State

*Petition  
Ord #64*

*#1*

L. L. DUXBURY, JR.  
LAWYER

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

274 SOUTH KINGSTON STREET  
CALEDONIA, MINNESOTA  
TELEPHONE 724-3376

February 5, 1964

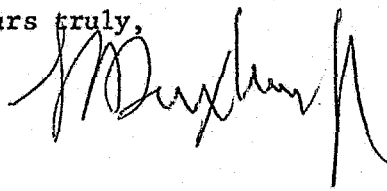
Honorable Joseph L. Donovan  
Secretary of State  
State Capitol  
St. Paul 1, Minnesota

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 to the Village of La Crescent, Minnesota, to which is attached certification as to the filing of the original petition with the Village Council of the Village of La Crescent, certification as to the filing of a copy of the petition with the Town Board of the Town of La Crescent in Houston County, Minnesota, and certification as to the filing of a copy of the petition with the County of Houston. The statute itself does not appear to require the filing of these papers in the office of the Secretary of State, but the rules adopted by the Commission appear to contain this requirement and, therefore, these are being filed in compliance with that rule of the Commission.

Yours truly,



LLDjr:LG

STATE OF MINNESOTA  
SS.  
COUNTY OF HOUSTON

I, the undersigned, Shirley Tollefson, being the duly qualified and acting Deputy County Auditor of the County of Houston in the State of Minnesota, hereby certify that on the 5th day of February, 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 3rd day of February, 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 3rd day of February, 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 Deputy County Auditor and the seal of said County this 5th day of February, 1964.

*Shirley Tollefson*

Shirley Tollefson, Deputy County Auditor  
Houston County, Minnesota

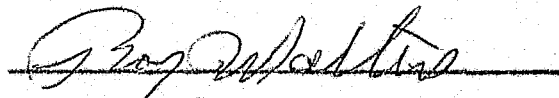
#17508  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAY - 5 1965

*James A. Olson*  
Secretary of State

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 3rd day of February, 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 (~~and the seal of said Town of La Crescent~~) (said Town having no seal) this 5<sup>th</sup> day of February, 1964.

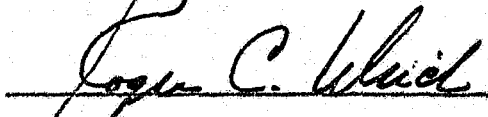


Roy Walters, Town Clerk  
Town of La Crescent

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 3rd day of February, 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 5th day of February, 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 of Section 15 in 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 as the point of beginning of the tract of land 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 place of beginning.

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 a site for a new high school for said school district, and it is the intention of the petitioner to construct thereon a new high school facility.

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 7th day of January, 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 414.03, 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 January 7, 1964.

INDEPENDENT SCHOOL DISTRICT NO. 300

By

Irvin L. Yeiter  
Its Chairman

And

L. I. Harlos  
Its Clerk

State of Minnesota  
ss.  
County of Houston

On this 28th day of January, 1964, before me, a Notary Public within and for said County, personally appeared Irvin L. Yeiter and L. I. Harlos, 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. Yeiter

L. I. Harlos

Subscribed and sworn to before me this 28th day of January, 1964.

(Notarial Seal)

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

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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 of Section 15 in  
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 as the point of beginning of the tract of  
land 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 place of beginning.

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 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 \$1,400,000 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 404.03, 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 January 7, 1964.

Irvin L. Yeiter

Chairman

Attest: L. I. Harlos  
School District Clerk

EXHIBIT A

#17508  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAY - 5 1965

Joseph L. Johnson  
Secretary of State