

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

Ciel

April 30, 1965

Mr. William G. Meyer
Elrosa City Attorney
Melrose, Minnesota

Dear Mr. Meyer:

SUBJECT: ELROSA ANNEXATION A-726

The Municipal Commission acknowledges receipt of your Ord. No. 10 and filing fee in accordance with Minn. Stat. 1961, Sec. 414.03, Subd. 2 as amended by Laws 1963, Chap 807, Sec. 3 and the Rules of Procedure of the Commission to annex unincorporated property.

The Commission finds that all the requirements of the Commission Act have been met and accepted the ordinance for filing on April 30, 1965.

Cordially,

MUNICIPAL COMMISSION

Irving R. Keldsen
Irving R. Keldsen
Secretary

cc: Secretary of State
County Auditor
Township Clerk

#1510

ORDINANCE NO. 10

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE VILLAGE OF ELROSA, STEARNS COUNTY, MINNESOTA, TO INCLUDE CERTAIN UNINCORPORATED, UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE VILLAGE LIMITS.

WHEREAS, a certain Petition, dated December 4, 1964, requesting annexation of the territory herein described, was duly presented to the Council on the 8th day of December, 1964; and

WHEREAS, the quantity of land embraced within the area described in the Petition and bounded as described, is approximately one and four tenths (1.4) acres of unplatted land, no part of which is included within the limits of an incorporated city, village, or borough; and

WHEREAS, the Petition was signed by all of the owners; and

WHEREAS, no objections of the annexation have been received from the town board, the county board, or the governing body of any municipality, whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the Petition as Tract 1 abuts upon the Village of Elrosa, at the Northeasterly boundary, and the land described in the Petition as Tract 2 abuts upon the Village of Elrosa at the Southeasterly boundary thereof;

The Council of the Village of Elrosa, Minnesota, ordains:

Section 1: The Village Council hereby determines (1) that the annexation will be to the best interests of the village and of the territory affected; (2) that the territory described herein abuts upon the village limits and is or is about to become urban or suburban in character; and (3) that none of said territory is now included within the limits of any city, village, or borough.

Section 2: Territory Annexed. The corporate limits of the village are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the village as effectually as if it had originally been a part thereof:

Tract 1:

A part of the Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Ten (10); Township One Hundred Twenty-four (124) North, Range Thirty-four (34) West, Stearns County, Minnesota, described as follows:

Beginning at the Southeast corner of "REIN'S ADDITION" to the Village of Elrosa, Stearns County, Minnesota, according to the recorded plat on record in the Office of the Register of Deeds of said County; Thence East One Hundred Nineteen and Twenty-five Hundredths (119.25) feet to the Point of Beginning of the tract herein described; Thence continuing East Two Hundred Seventy-six and Five Tenths (276.50) feet; Thence running North 01 $^{\circ}$ 2' East One Hundred Forty (140) feet to a point; Thence West Two Hundred Seventy-six and Five Tenths (276.50) feet to a point; thence South 01 $^{\circ}$ 2' West One Hundred Forty (140) feet to the point of beginning. Also, that part of the North Half of First Avenue, also known as C. S. A. H. No. 13, lying between the extended Easterly and Westerly lines of the tract above described. (The South Half of said roadway lying within the Village Limits of Elrosa, Minnesota.)

Tract 2:

That part of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), of Section Ten (10), in Township One Hundred Twenty-four (124) North, of Range Thirty-four (34) West, described as follows: Beginning at the Southwest Corner of Block Two (2) of Loehr's Second Addition to the Village of Elrosa, Stearns County, Minnesota; thence running South along the East Line of Robert Street for a distance of 60 Feet to a point of intersection with the South Line of Third Avenue; thence running Easterly on the South Line of said Third Avenue for a distance of 130 Feet to the point of beginning; thence running South a distance of 120 Feet in a line parallel with the East Line of Robert Street; thence Easterly at right angles a distance of 75 Feet; thence running Northerly in a line parallel to the East Line of Robert Street, a distance of 120 Feet to a point of intersection with the South Line of Third Avenue; thence Westerly along the South Line of Third Avenue, a distance of 75 Feet to the point of beginning, all in Stearns County, Minnesota, and situated in Stearns County, Minnesota.

Also, that part of the South Half of Third Avenue lying between the extended Easterly and Westerly lines of the tract above described. (The North Half of said roadway lying within the Village Limits of Elrosa, Minnesota.)

Section 3: Filing. The village clerk is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Commission, the Secretary of State, and the County Auditor.

Section 4: Effective Date. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 3.

Adopted by the council this 3 day of Feb, 1965.

Stanley J. Schmidt
Mayor

ATTEST:

Joseph Habeeb
Clerk

STATE OF MINNESOTA)
COUNTY OF STEARNS) ss.
VILLAGE OF ELROSA)

I, the Village Clerk, in and for said Village of Elrosa, do hereby certify that I have compared the foregoing with the original ordinance on file in my office, and the same is a true and correct copy thereof, and of the whole thereof.

Dated at Elrosa, Minnesota, this

3 day of Feb, 1965.

Joseph Habeeb
Village Clerk

17510
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY - 5 1965
Joseph A. Bremer
Secretary of State

ORDINANCE NO. 10

An Ordinance Extending the Corporate Limits of the Village of Elrosa, Stearns County, Minnesota, to Include Certain Unincorporated, Unplatted Land Not Exceeding 200 Acres in Area, Abutting Upon the Village Limits.

WHEREAS, a certain Petition, dated December 4, 1964, requesting annexation of the territory herein described, was duly presented to the Council on the 8th day of December, 1964; and

WHEREAS, the quantity of land embraced within the area described in the Petition and bounded as described is approximately one and four-tenths (1.4) acres of unplatted land, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the Petition was signed by all of the owners; and WHEREAS, no objections to the annexation have been received from the town board, the county board, or the governing body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the Petition as Tract 1 abuts upon the Village of Elrosa, at the northeasterly boundary, and the land described in the Petition as Tract 2 abuts upon the Village of Elrosa at the southeasterly boundary thereof;

The Council of the Village of Elrosa, Minnesota, ordains:

Section 1: The Village Council hereby determines (1) that the annexation will be to the best interests of the village and of the territory affected; (2) that the territory described herein abuts upon the village limits and is or is about to become urban or suburban in character; and (3) that none of said territory is now included within the limits of any city, village, or borough.

Section 2: Territory Annexed. The corporate limits of the village are hereby extended to include the unplatted land described as follows, and the same is hereby annexed to and included within the village as effectually as if it had originally been a part thereof:

Tract 1: A part of the Southwest Quarter of the North

feet in a line parallel with the East line of Robert Street; thence easterly at right angles a distance of 75 feet; thence running northerly in a line parallel to the East line of Robert Street, a distance of 120 feet to a point of intersection with the South line of Third Avenue; thence westerly along the South line of Third Avenue, a distance of 75 feet to the point of beginning, all in Stearns County, Minnesota, and situated in Stearns County, Minnesota.

Also, that part of the South Half of Third Avenue lying between the extended Easterly and Westerly lines of the tract above described. (The North Half of said roadway lying within the village limits of Elrosa, Minnesota.)

Section 3: Filing. The village clerk is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Commission, the Secretary of State, and the County Auditor.

Section 4: Effective Date. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 3.

Adopted by the Council this 3rd day of February, 1965.

STANLEY J. SCHMIDT, Mayor.

Attest:

JOSEPH FABER, Clerk.

State of Minnesota,)
County of Stearns,) ss.
Village of Elrosa)

I, the Village Clerk in and for said Village of Elrosa, do hereby certify that I have compared the foregoing with the original ordinance on file in my office, and the same is a true and correct copy thereof, and of the whole thereof.

Dated at Elrosa, Minnesota, this 3rd day of February, 1965.

JOSEPH FABER, Village Clerk.

AFFIDAVIT OF PUBLICATION

I, the undersigned, duly sworn, on oath says that he is, and during all the time hereinbefore stated, the publisher of the newspaper known as The Belgrade Tribune of the facts hereinafter stated: that for more than one year herein of the Ordinance No. 10

hereinafter described, said newspaper was printed and published in the county of Stearns, state of Minnesota, on and during all said time said newspaper has been printed in its known office of publication within the village from the place as above stated and in newspaper format and in sufficient space to at least 400 running inches of single column publication and employing skilled workmen and material for preparing and printing the same; that the newspaper devoted to local news of interest to the community to serve has been done in its known office of publication in its makeup not less than twenty-five per cent of its content to local news of interest to the community it published said time it has not wholly duplicated any other newspaper entirely made up of patents, plate matter and advertising and near its said place of publication to the extent of (240) copies regularly delivered to paying subscribers in its local postoffice; and that there has been no change of the facts, showing the name and location of said newspaper, and the conditions constituting its qualifications as a

Ordinance No. 10

hereto attached said newspaper, and was printed and published therein each week for 2 successive weeks; that it was published on the 18th day of March, 1965,

and that the following is a printed copy of the lower portion of the composition and publication of said notice, to-wit:

before me this 18th day of March, 1965, H. G. BORGARDING, Notary Public, Stearns County, Minnesota. My commission expires 1965.

Ernest P. Dettle
before me this 18th day of March, 1965, H. G. BORGARDING, Notary Public, Stearns County, Minnesota. My commission expires 1965.

H. G. BORGARDING, Notary Public, Stearns County, Minn. My Commission Expires Sept. 13, 1968.

#17510

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY - 5 1965

Joseph L. Blomquist
Secretary of State