

(Published in The Hutchinson Leader on Friday, May 29, 1970)

PUBLICATION NO. 1277

ORDINANCE NO. 366

AN ORDINANCE INCORPORATING CERTAIN LANDS SURROUNDED BY THE CITY OF HUTCHINSON, MINNESOTA AND FORMERLY LOCATED IN THE TOWNSHIP OF HASSAN VALLEY

THE CITY OF HUTCHINSON DOES ORDAIN:

Section I. The following described property owned by Harold Juul is completely surrounded by the City of Hutchinson, Minnesota:

That part of Lot 3 of Auditor's Plat of Section 7 T116N - R 29 W described as follows:

Beginning at the Northwest corner of said Lot 3; thence Southeasterly along the Westerly line of said Lot 3, a distance of 600.0 feet; thence Northeasterly at right angles to said Westerly line to the West bank of the Crow River; thence following said West bank of the Crow River to a point which is 250.00 feet Southeasterly from the North line of Section 7, said point being the intersection of the South Line of the right of way of the Chicago, Milwaukee, St. Paul, and Pacific Railway Company as originally laid out and across said Section 7 and the said West Bank; thence Northwesterly 250.00 feet to the North Line of said Section 7; then West along said North Line 838 feet more or less to the point of beginning; except therefrom the following tracts:

Tract "A" Beginning at the Northwest corner of Lot 3; thence Southeasterly along the Westerly Line, a distance of 190.0 feet; thence deflect to the left 78 degrees - 44'; a distance of 213.58 feet; thence Northwesterly 170.0 feet to a point on the North Line of said Lot 3, said point being 214.58 feet East of said Northwest corner; thence West 214.58 feet to the point of beginning; and the point of beginning; and

Tract "B" Commencing at the Northwest corner of Lot 3; thence Southeasterly along the Westerly Line, 240.0 feet to the point of beginning; thence deflect to the left 90 degrees - 00', a distance of 253.0 feet; thence deflect to the right, a distance of 350.0 feet; thence deflect to the right, a distance of 253.0 feet, to a point on the Westerly line of Lot 3; thence Northwesterly along said Westerly Line, 360.00 feet to the point of beginning.

Section II. MSA, Section 414.033, Subdivision 4 provides that "If the land is completely surrounded by land within the municipal limits, the municipal council may by ordinance declare the land annexed to the municipality, and any such land is deemed to be urban in character."

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

Section IV. This ordinance shall be final and shall take effect and be in force 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.

Adopted by the City Council of Hutchinson, Minnesota this 25th day of May, 1970.

Thomas E. Mealey, City Clerk
Don O. Kost, Mayor

#21605
Affidavit of Publication

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL - 7 1970

STATE OF MINNESOTA,
COUNTY OF McLEOD,) ss.

L. D. Mills, being duly sworn, on oath says he is and during all the times herein stated has been the publisher and printer of the newspaper known as The Hutchinson Leader and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equipment in printed space to at least 900 square inches. (2) Said newspaper is a semi-weekly and is distributed at least twice each week. (3) Said newspaper has 25% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second class matter in its local post-office. (5) Said newspaper purports to serve the City of Hutchinson in the County of McLeod and it has its known office of issue in the City of Hutchinson, in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966, and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the managing officer of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Publication No. 1277

hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for one issue successive weeks; that it was first so published on Friday the 29th day of May 1970 and was thereafter printed and published on every

to and including the day of 1970 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 29th day of May 1970.

L. D. Mills
Janet Cumming
Janet Cumming
Notary Public, McLeod County, Minnesota
My Commission Expires October 27, 1971

(Notarial Seal)

#21605
O.D.

STATE OF MINNESOTA }
County of McLeod } ss.

Printer's Affidavit

Filed this.....day of

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March 31, 1970 and the
conformity with generally
basis consistent with that o

O.D.
#21605

N, LIESER & THORSEN

L. Roland C.P.A.

EQUITY EXHIBIT B

APPROVED
SECRETARY
JUL 29 1970
\$886,927
\$891,340
STATE OF MINNESOTA
DEPT. OF STATE

\$625,383
2,088
4,952
651
111



STATE OF MINNESOTA
MUNICIPAL COMMISSION

610 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101

July 2, 1970

#21605

Mr. Tom Mealey, Adm. Assistant
City Hall 37 Washington Ave. W
Hutchinson, Minnesota

Re: Docket Number A-1826 Ordinance Number 366

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Session Laws 1969, Chapter 1146, Section 12 and the Rules of Procedure.

According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor and Secretary of State in addition to the Municipal Commission.

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Very truly yours,

MUNICIPAL COMMISSION

A handwritten signature in cursive script, appearing to read "Bruce Rasmussen".

Bruce Rasmussen
Secretary

BR/mg

c.c. Secretary of State
County Auditor
Township
Attorney
Municipality