



Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

Dec. 11, 1970

Mr. Erwin Schwartz, Clerk
Village Hall
Cottonwood, Minnesota

Re: Docket Number A-1873 Ordinance Number 70-2

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

Bruce Rasmussen

Bruce Rasmussen
Executive Secretary

BR/mg

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

21968

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

The Village Council of the Village of Cottonwood, Lyon County, Minnesota ordains as follows:

Section 1. A petition has been filed with the Village Council of the Village of Cottonwood, 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 Village of Cottonwood, Minnesota:

"That part of the Southeast Quarter (SE $\frac{1}{4}$) of Section Four (4), Township One Hundred Thirteen (113), Range Forty (40), described as follows: Commencing at a point $8\frac{1}{2}$ rods North of the Southerly line of said Section 4, and $13\frac{1}{3}$ rods West of the Westerly side of Minnesota State Highway 29 as now laid out (which point is also the Southwesterly corner of the tract described in a certain Warranty Deed filed for record in the office of the Lyon County Register of Deeds in Book 89 of Deeds, page 363); thence in a Northerly direction 396 feet; thence in a Westerly direction at right angles to last line a distance of 474.6 feet; thence South 13 degrees West a distance of 250 feet to Cottonwood Lake; thence in a Southeasterly direction along Cottonwood Lake to a point 380 feet Westerly from the point of beginning; thence in an easterly direction to the point of beginning, consisting of 4.34 acres. Including and in addition thereto, an encroachment for road purposes across the Southerly two rods of that part of said Section 4, as follows: Commencing at a point on the Westerly side of the State Highway as now laid out $8\frac{1}{2}$ rods north of the South line of said Section 4; thence running in a Northerly direction along the West line of said highway, a distance of 24 rods; thence due West a distance of $13\frac{1}{3}$ rods; thence South at right angles to last line a distance of 24 rods North of the South line of said Section 4, and thence East to the point of beginning, containing two acres more or less.

and
All that part of the Southeast Quarter of Section Four (4), Township 113, Range 40, Lyon County, Minnesota described as follows: Commencing at a point on the westerly side of the State Highway as now laid out $8\frac{1}{2}$ rods North of the South line of said Section 4; running thence in a northerly direction along the West line of said Highway, a distance of 24 rods; thence due West a distance of $13\frac{1}{3}$ rods; thence South at right angles to the last line a distance of 24 rods to a point $8\frac{1}{2}$ rods North of the South line of said Section 4; and thence East to the point of beginning, containing 2 acres, more or less reserving a strip of land on the south side of said tract 2 rods in width for road purposes.

Section 2. The quantity of land embraced within the foregoing description, and bounded and described, is a 4.00 acres, more or less.

Section 3. The Village Council hereby determines (1) that the Annexation will be to the best interests of the Village of Cottonwood, Minnesota and of the territory affected; and (2) that the territory described herein abuts upon the Village and is so conditioned as properly to be subjected to Village government.

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

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 Village Council this 6th day of October, 1970.

THE VILLAGE COUNCIL OF THE VILLAGE OF COTTONWOOD BY

ATTEST:

Owain W. Schmitt
3

Tom Collins
Mayor

STATE OF MINNESOTA)
) ss
COUNTY OF LYON)

AFFIDAVIT OF MAILING

Ervin N. Schwartz, being duly sworn, deposes and says that he is the duly elected, qualified and acting Village Clerk of the Village of Cottonwood, a municipal corporation.

That attached hereto is a true and correct conformed copy of Ordinance No. 70-2 duly passed and adopted by the Village Council of the Village of Cottonwood at a regular meeting duly held on the 6th day of October, 1970.

That the petition referred to in said Ordinance was duly presented to and accepted by the Village Council at a regular meeting thereof held on the 14th day of August, 1970, and that a complete conformed copy thereof was duly mailed by affiant's attorney (L. R. Christianson, Attorney at Law) at Minnetonka, Minnesota with postage prepaid to each of the following:

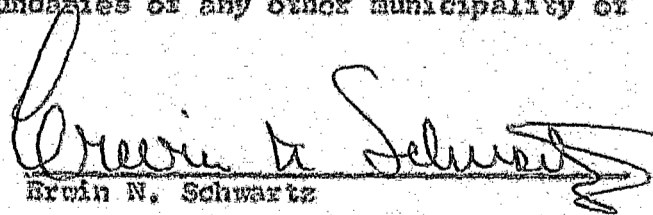
Townboard of Lucas Township
Cottonwood, Minnesota, on July 29, 1970

State of Minnesota
Municipal Commission
610 Capitol Square Building
10th and Cedar Building
Saint Paul, Minnesota 55101 on July 29, 1970

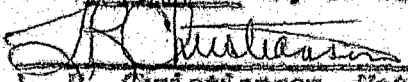
Board of Commissioners of Lyon County
c/o of Mr. Raymond Otto
County Auditor
Court House
Marshall, Minnesota, on July 29, 1970

That no objections, written or oral or otherwise, have been submitted to the Village Council of the Village of Cottonwood by the town board of Lucas 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.


Ervin N. Schwartz

Subscribed and sworn to before me
this 7th day of October, 1970.


L. R. Christianson, Notary Public,
Lyon County, Minnesota
My Commission expires 12-5-76.

#21968
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 17 1970


Secretary of State

21968