



Phone 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

March 12, 1971

Mr. Edward J. Loula, Recorder-Treas.
City Hall
Montgomery, Minnesota

Re: Docket Number A-1849 Ordinance Number 125

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

22381

ORDINANCE NO. 125

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MONTGOMERY TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS.

WHEREAS, Milton Bauer is the sole owner of the following described tract of land situated in Le Sueur County, Minnesota;

All that part of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 9-111-23 lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad Right of Way containing 30.50 acres of land,
and,

The East 27 acres of that part of the SW $\frac{1}{4}$ of Section 9-111-23 lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad right of way, more particularly described as that part of the East 1058.30 feet of the East one-half of the SW $\frac{1}{4}$ of Section 9-111-23 lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad right of way,
and,

WHEREAS, a certain petition of Milton Bauer dated May 20, 1970, requesting annexation of the territory above described was duly presented to the Council of the City of Montgomery on the 25th day of May, 1970; and,

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is 57.50 acres more or less of unplatted land, no part of which is included within the limits of an incorporated city;
and,

WHEREAS, the petition was signed by the sole owner of said property and the land described in the petition abuts upon the city limits at the west boundary thereof; and,

WHEREAS, copies of the Annexation Petition covering the above described property have been filed with the Minnesota Municipal Commission, the County Board of Commissioners of Le Sueur County and the Town Board of Montgomery Township and said Town Board has waived its right to object to this annexation by waiver dated June 6, 1970, and no objection has been received from the Le Sueur County Board of Commissioners, and,

WHEREAS, no hearing was required to be held by the governing body of the City of Montgomery, Minnesota, inasmuch as the petition was signed by the sole owner of all of the land involved; and,

WHEREAS, the City Council hereby determines that this property is so located and conditioned as to be properly subject to municipal government, is about to become urban or suburban in character and that annexation of same would be in the best interests of the city and the above described property;

NO THEREFORE, THE COMMON COUNCIL OF THE CITY OF MONTGOMERY, MINNESOTA, DOES ORDAIN:

SECTION I.

That the following described property lying in Le Sueur County, to-wit:

All that part of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 9-111-23 lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad Right of Way containing 30.50 acres of land,

and,

The East 27 acres of that part of the SW $\frac{1}{4}$ of Section 9-111-23 lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad Right of Way, more particularly described as that part of the East

1058.30 feet of the East one-half of the SW $\frac{1}{4}$ of Section 9-111-23
lying North of the Chicago, Milwaukee, St. Paul & Pacific Railroad
Right of Way, and all situated in Le Sueur County, Minnesota

which lies outside of the corporate limits of the City of Montgomery,
Minnesota be and is hereby annexed to the City of Montgomery, Minnesota,
and the corporate limits of the said City of Montgomery are hereby extended
to include the above described unplatte lands as effectually as if it had
originally been a part thereof.

SECTION II.

This Ordinance shall be in effect upon its passage, publication and
posting and upon filing of certified copies of said ordinance with the
Minnesota Municipal Commission, the Town Clerk of Montgomery Township, the
Le Sueur County Auditor, the Secretary of State of the State of Minnesota
and the Register of Deeds of Le Sueur County.

ADOPTED BY THE COUNCIL THIS 27TH DAY OF JULY, 1970.

James L. Kraha
President of the Council of the City
of Montgomery

ATTEST:

EDWARD J. Louka
City Recorder of the City of Montgomery

Approved this 27 day of JULY 1970.

Francis C. Wiskocil
Mayor of the City of Montgomery

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 1 9 1971
Arden J. Erdahl
Secretary of State

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STATE OF MINNESOTA
ss
COUNTY OF LE SUEUR

I, the undersigned, being duly qualified and acting Recorder of the City of Montgomery, Minnesota, being first duly sworn, depose and state that I have carefully compared the attached copy of Ordinance No. 125 passed by the City Council of the City of Montgomery, Minnesota at a regular Session, July 27, 1970, with the original on file in my office and I find the same is a full, true and complete copy thereof.

Witness my hand as such Recorder, and the Corporate seal of the City of Montgomery this 27th day of July, 1970.

Edward J. Laska
Recorder, City of Montgomery

Subscribed and sworn to before
me this 27th day of July, 1970.

Joseph F. Pany
Joseph F. Pany, Notary Public
Le Sueur County, Minnesota
My Comm. expires May 29, 1974.