



Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

April 14, 1972

Mr. Homer McClure, Clerk
Village Hall
Magnolia, Minnesota

Re: Docket Number A-2106 Ordinance Number 104

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
Executive Secretary

BR/mg

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

23858

CERTIFICATE OF RECORDING OFFICER

The undersigned duly qualified and acting Clerk of the Village of Magnolia, Minnesota, does hereby certify that the attached Ordinance No. 104, "An Ordinance Extending the Corporate Limits of the Village of Magnolia, Minnesota to Include Certain Unincorporated Unplatted Lands Not Exceeding 200 Acres in Area Abutting Upon the Village Limits," is a true and correct copy of the original Ordinance No. 104, "An Ordinance Extending the Corporate Limits of the Village of Magnolia, Minnesota to Include Certain Unincorporated Unplatted Lands Not Exceeding 200 Acres in Area Abutting Upon the Village Limits" as appears in the records of the Village of Magnolia, Minnesota.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Village on this 14th day of February, 1972.

Thomas McClure
VILLAGE CLERK

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

APR 19 1972

Robert J. Erskine
Secretary of State

ORDINANCE NO. 104

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

WHEREAS, A certain Petition dated November 10, 1971, requesting annexation of the territory hereinafter described was duly presented to the Council on the 16th day of November, 1971; and

WHEREAS, The quantity of land embraced within the area described in the Petition and bounded as described is 11 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 and on behalf of the sole and exclusive owner of all of said lands; 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 abuts upon the village limits on the west boundary thereof;

THE COUNCIL OF THE VILLAGE OF MAGNOLIA, 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 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:

The South 578 feet of the East 829 feet of the Southwest Quarter of Section 11, Township 102 North, of Range 44 West of the 5th P.M., in Magnolia Township, Rock County, Minnesota.

Section 3. Filing. The Village Clerk is hereby directed to file a certified copy 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 14th day of February, 1972.


MAYOR

ATTEST:


CLERK

AFFIDAVIT OF PUBLICATION

State of Minnesota

County of Rock

Irid Bjerk, being duly sworn, on oath says he is and during all the times herein stated has been the Manager of this corporation which publishes and prints the newspaper known as THE ROCK COUNTY STAR-HERALD, 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 equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once each week. (3) Said newspaper has 50 percent 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 percent 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 Luverne in the County of Rock and it has its known office of issue in the City of Luverne 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.

ORDINANCE NO. 104 AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE VILLAGE OF MAGNOLIA, MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LANDS NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE VILLAGE LIMITS.

WHEREAS, A certain Petition dated November 10, 1971, requesting annexation of the territory hereinafter described was duly presented to the Council on the 16th day of November, 1971; and

WHEREAS, The quantity of land embraced within the area described in the Petition and bounded as described is 11 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 and on behalf of the sole and exclusive owner of all of said lands; 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 abuts upon the village limits on the west boundary thereof;

THE COUNCIL OF THE VILLAGE OF MAGNOLIA, 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 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.

The South 378 feet of the East 829 feet of the Southwest Quarter of Section 11, Township 102 North, of Range 44 West of the 5th P.M., in Magnolia Township, Rock County, Minnesota.

Section 3. Filing. The Village Clerk is hereby directed to file a certified copy 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 14th day of February, 1972.

Robert D. Miller MAYOR

ATTEST: Homer McClure CLERK

#238 58

STATE OF MINNESOTA DEPARTMENT OF STATE FILED

APR 19 1972

Arlen J. Erdahl Secretary of State

He further states on oath that the printed

Ordinance #104

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 successive weeks; that it was first

so published on Thursday, the 17 day of

February, 1972 and was thereafter printed

and published on every Thursday to and including

Thursday, the day of 19

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

[Signature]

Subscribed and sworn to before me this 17 day of February 1972

[Signature]

(Notarial Seal)

Notary public, County, Minnesota

My Commission Expires 19

HILDA KRUG Notary Public, Rock Co., Minn. My Commission Expires Dec. 26, 1976