



Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

June 14, 1972

Mr. Allen E. Svendsen, Clk.-Treas.
Village Hall
Tyler, Minnesota

Re: Docket Number A-2069 Ordinance Number 55

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

Howard L. Kaibel, Jr.
Executive Secretary

BR/mg

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

24083

MAR 3 1 1972

Special Meeting
January 18, 1972

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA }
COUNTY OF LINCOLN } SS

A special meeting of the Village Council of the Village of Tyler, Minnesota, was held at the Council Rooms in said Village of the 18th day of January, 1972, at 7:00 o'clock P.M., with all members present except Beck and...

The purpose of the meeting was to conduct a hearing on the petition on file in the office of the Village Clerk asking that certain tracts of real estate in Section 10, Township 109, Range 44 be annexed to and incorporated in the Village of Tyler. The petition was examined and was found to have been signed by a majority of the owners of the property sought to be annexed. Evidence was submitted that a copy of the petition was filed with Minnesota Municipal Commission and had been assigned Docket Number A-2069, and further that copies of the petition had been mailed to the Chairman of the Town Board of Hope Township and also to the County Auditor of Lincoln County, all on September 13, 1971.

It was moved that the petition be amended to correct certain errors and omissions and the amendments were stated in detail. The council was advised that the proposed amendments were mailed to the Minnesota Municipal Commission, the Town Board Chairman of Hope Township and to the County Auditor of Lincoln County on September 23, 1971, together with notice that a motion to amend the petition at this hearing would be made to conform to the facts. The proposed amendments to the petition were as follows:

As to tract No. 8, there should be added "and the North 90 feet of Lot Two (2) of Block One (1) of said Danebod Addition". The same owner owns both tracts and it was intended that both tracts be included in the annexation.

The petition should be amended as to Tract No. 37 so as to include only the East 100 feet of the South 70 feet of the North 145 feet of Lot One (1), Block Three (3), Auditor's First Subdivision.

Tract No. 42 should be amended to describe only the East Half (E1/2) of Lot Six (6) of Block One (1) of Auditor's First Subdivision.

Tract No. 43 should be amended to describe Lot Five (5) and the West Half (W1/2) of Lot Six (6) of Auditor's First Subdivision.

The Village Clerk submitted proof that notice of the hearing was mailed to each property owner affected on December 9, 1971. The Village Council found that more than 60 days had elapsed since the filing of copies of the petition with the various governmental agencies as required by law, and that there had been no objection to the petition for annexation.

A number of property owners were present and were heard, but there was no objection to the annexation in accordance with the petition filed and as amended.

UPON MOTION the proposed amendments to the petition unanimously were adopted.

Councilman Cyril Beck then proposed the following ordinance and moved its adoption:

ORDINANCE NO. 55

AN ORDINANCE to annex certain properties as described in the Petition on file in the office of the Clerk, of the Village of Tyler, Minnesota, as amended, and to incorporate said properties into the Village of Tyler, Minnesota.

Be it ordained by the Village Council of the Village of Tyler, Minnesota, as follows:

That all of the real property described in the petition for annexation filed in the office of the Village Clerk of the Village of Tyler, Minnesota, on the 7th day of September, 1971, as amended by order of said Village Council on January 18, 1972, and as described in the copy of said Petition, as so amended, on file in the office of Minnesota Municipal Commission under Docket No. A-2069, be, and the same hereby is, incorporated, in and annexed to the said Village of Tyler, Minnesota.

Dated January 19, 1972.
Councilman Les Thomsen seconded the motion and the motion passed by the unanimous vote of the council members present.

Therkel Jorgensen, Mayor
Allen R. Svendsen, Clerk-Treasurer

Marlin D. Thompson, 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 Tyler Journal-Herald and has full knowledge of the facts herein stated as follows:

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.

Said newspaper is a weekly and is distributed at least once each week.

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.

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.

Said newspaper purports to serve the Village of Tyler in the County of Lincoln and it has its known office of issue in the Village of Tyler 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 publisher of said newspaper or persons in his employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed.

Said newspaper files a copy of each issue immediately with the State Historical Society.

Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below.

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 publisher 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 clipping hereto attached as part hereof as cut from the columns of said newspaper, and was printed and published therein

in the English language, once each week, for 1 successive weeks;

that it was first so published on Wednesday the 22 day of

March 19 72 and was thereafter printed and published on every

to and including 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-8 Pt.
abcdefghijklmnopqrstuvwxyz-6 Pt.

Marlin D. Thompson
Publisher, Tyler Journal-Herald

Subscribed and sworn to before me this 30th day of March, 1972

E. T. MCEVOY
Notary Public, Lincoln County, Minn.
My Commission Expires Apr. 1, 1978

E. T. McEvoy
Notary Public, Lincoln County, Minnesota
My commission expires 19

Certificate of Measurement

certify that the legal notice entitled Village Council Proceedings

as published in the Tyler Journal-Herald

measures as follows:

folios straight composition	1	times @ 1.30	\$ 23.10
folios extra composition	1	times @ .60	\$ 3.60
Total			\$ 27.00

TES:
\$1.80 per folio
\$3.00 per folio
\$4.20 per folio
position; 60 cents
.1 for first insertion.

24083
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUN 22 1972

Arden J. Edsall
Secretary of State

Marlin D. Thompson
Publisher, Tyler Journal-Herald