



276
Phone: 221-2420

STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101
April 13, 1973

Mr. Richard Benzhofer, Recorder
City Hall 500 4th Ave. NE
Austin, Minnesota 55912

Re: Docket Number A-2255 Ordinance Number 1240

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 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.

Sincerely yours,

MUNICIPAL COMMISSION

A handwritten signature in dark ink, appearing to read "H. Kaibel, Jr.", written over the typed name.

Howard L. Kaibel, Jr.
Executive Secretary

HLK/mg

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

25178

Austin

CERTIFICATE

Richard Benzkofer, City Recorder of the City of Austin, does hereby certify and state:

1. That he is the duly appointed, qualified, and acting Recorder of the City of Austin
2. That as such City Recorder he has charge of all minute, resolution and ordinance books of the City of Austin, and all official records of the City of Austin. That as such City Recorder he also has charge of the corporate seal of the City of Austin, which seal is affixed to this Certificate.
3. That he has compared the document attached to this Certificate with the original document on file in his office and that the attached copy is a full, true, and correct copy of the original Ordinance No. 1240 in all respects.
4. That said Ordinance was duly passed and approved upon the date shown upon the said document and was duly published in the official newspaper of the City of Austin.
5. That all formalities required by the Charter of the City of Austin, or the laws of the State of Minnesota have been complied with in the passage of this (motion) (resolution) (ordinance) and it is now in full force and effect.

Subscribed and sworn to before me this

... 21 day of March ... 19 73

Danell Stey

Notary Public, Mower County, Minn.

My Commission Expires ... 10-19-77

Richard Benzkofer

ORDINANCE NO. 1240

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN TO INCLUDE CERTAIN PLATTED LAND NOT EXCEEDING 200 ACRES ABUTTING THE CITY LIMITS.

WHEREAS, a Petition was filed requesting the annexation of the territory hereinafter described, which Petition was duly presented to the Common Council on the 7th day of August, 1972, and

WHEREAS, the quantity of lands embraced within the area described in the Petition and bounded as described is 28 acres of platted land, no part of which is included within the limits of an incorporated city, village or borough, and

WHEREAS, the Petition was signed by a majority of the owners, and

WHEREAS, a hearing was held on the proposed annexation as required by M. S. A. 414.033 Subd. 5, and 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 City of Austin at the North boundary thereof;

THE COMMON COUNCIL OF THE CITY OF AUSTIN DO ORDAIN:

SECTION 1) The City Council hereby determines, 1) that the annexation will be to the best interests of the City and of the territory affected, 2) that the territory described herein abuts the city limits, and is about to become 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) The corporate limit of the City of Austin are hereby extended to include the platted land described as follows, and the same is hereby annexed to and included within the City of Austin as effectually as if it had originally been a part thereof:

Beginning at the S.E. corner of the S.W. $\frac{1}{4}$ of Section 27, Township 103 North Range 18 West Mower County, Minnesota; thence Northerly on said quarter line a distance of 1199.1 feet to a point that intersects the North line of Elmhurst Addition extended Easterly; thence Westerly along the North line of Elmhurst Addition to the West line of said addition; thence Southerly along the West line of said addition until it intersects the South line of said addition. This point also being on the South line of said $\frac{1}{4}$ Section; thence Easterly along the South line of said addition until it intersects the S. E. corner of the S. W. $\frac{1}{4}$ of said section and the point of beginning, with the following exceptions: Lots 1, 2, 3, 4, and Lot A in Block 4 of Elmhurst Addition. Lot 10 except the North one foot thereof, Lots 11, 12, 13, 14, 15, and Lot 16 except the North 9.1 feet in Block 3 of said addition plus Lots 5, 6, and 7 in Block 4 of said addition plus Lots 1, 2, and 3 except the West 60 feet of Lots 1 and 2 in Block 5 of Elmhurst Addition to the Township of Lansing, Mower County, Minnesota.

SECTION 3) The City Recorder is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Commission, the Secretary of State, the County Auditor and the Township Clerk of Lansing Township.

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SECTION 4) The Ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section 3.

Adopted by the Council this 12th day of March, 1973.

Passed by a vote of Yeas and Nays this 12th day of March, 1973.

YEAS 6

NAYS 0

APPROVED:

Lo J. Redwing
Mayor

ATTEST:

Richard Benekofa
City Recorder

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 19 1973
Arden J. Eshell
Secretary of State