



Phone: 224-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

June 8, 1973

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

Re: Docket Number A-2335 Ordinance Number 1241

Dear Sir:

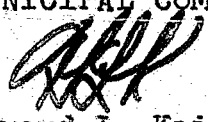
The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 and the Rules of Procedure.

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


Howard L. Kaibel, Jr.
Executive Secretary

HLK/mg

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

RECEIVED

JUN 21 1973

SECRETARY OF STATE
CORPORATION DIVISION

25334

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. 1241 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)~~ (ordinance) and it is now in full force and effect.

Subscribed and sworn to before me this
.. 14th .. day of .. May .. 1973.
.. *Paul Stuy* ..
Notary Public, Mower County, Minn.
My Commission Expires .. 12-19-77 ..

Richard Benzkofer
.....

ORDINANCE NO. 1241

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN TO INCLUDE CERTAIN UNPLATTED 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 15th day of January, 1973, and

WHEREAS, the quantity of lands embraced within the area described in the Petition and bounded as described is 88 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 all the owners, 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 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 limits of the City of Austin are hereby extended to include the unplatted 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:

Commencing at the S. E. corner of the S. W. $\frac{1}{4}$ of Section 26, Township 103 North Range 18 West, Mower County, Minnesota; thence Westerly on the South line of said $\frac{1}{4}$ section a distance of 331.4 feet to the West right of way line of the Chicago, Milwaukee, St. Paul, and Pacific Railroad; thence Northerly on said West railroad right of way a distance of 33 feet to the point of beginning; thence Northerly on the same line to the South line of the $N\frac{1}{2}$ of the $N\frac{1}{2}$ of said Section 26; thence Westerly on the South line of the $N\frac{1}{2}$ of the $N\frac{1}{2}$ of said section to the centerline of the Cedar River; thence Northeasterly on the Center line of the Cedar River until it intersects the West right of way of said railroad this point being in the $NE\frac{1}{4}$ of the $SW\frac{1}{4}$ of Section 23 T-103-N, R-18-W; thence Southeasterly along the West right of way of said railroad until it intersects the North line of said Section 26; thence Easterly along the North line of said section a distance of 446.75 feet. This point also being on the North South $\frac{1}{4}$ line of Said Section 26; thence Southerly on said $\frac{1}{4}$ line a distance of 1326 feet to the South line of the $N\frac{1}{2}$ of the $N\frac{1}{2}$ of said Section 26; thence Westerly on said South line a distance of 33 feet; thence Southerly

on a line parallel to the $\frac{1}{4}$ line of Section 26 a distance of 2,132.8 feet; thence westerly at a deflection angle to the right of 90° until this line intersects the East right of way line of said railroad; thence Southerly on the East right of way of said railroad to a point 33 feet North of the South line of said Section 26; thence Westerly at a deflection angle to the right of 90° a distance of 100 feet to the point of beginning.

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.

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 16th day of April, 1973.

Passed by a vote of Yeas and Nays this 16th day of April, 1973.

YEAS 6

NAYS 0

APPROVED:

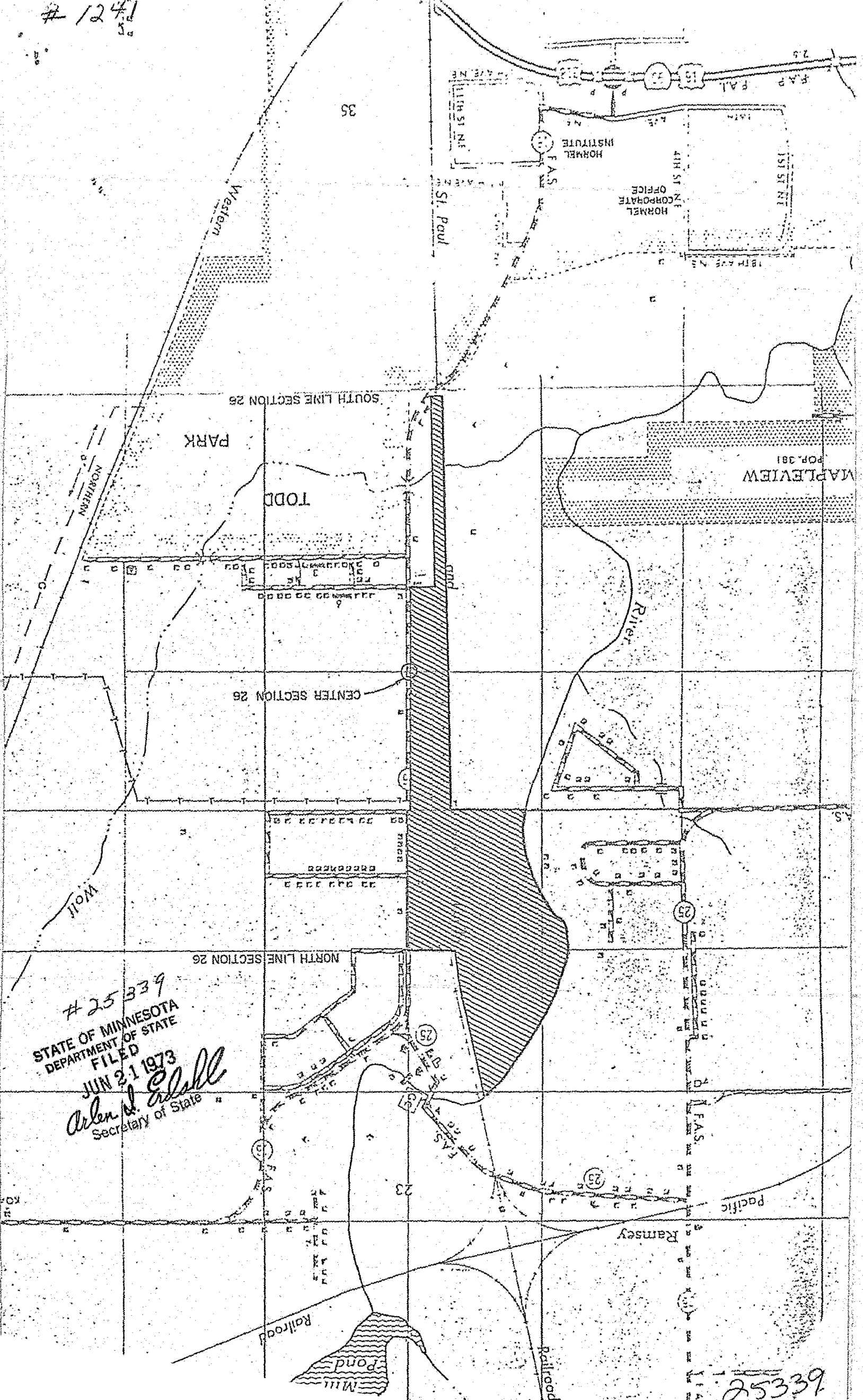
L. J. Hedley

ATTEST:

Richard Benz

#25339
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 21 1973
Arlen J. Erdahl
Secretary of State

1241



25339
 STATE OF MINNESOTA
 DEPARTMENT OF STATE
 FILED
 JUN 21 1973
Arden A. Glahn
 Secretary of State

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