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Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

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

Nov. 16, 1973

Mr. James Trueman, Clk.-Treas.
Village Hall 210 Main St.
Cold Spring, Minnesota 56320

Re: Docket Number A-2451 Ordinance Number 101

Dear Sir:

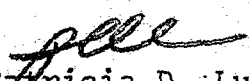
The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 and the Rules of Procedure.

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


Patricia D. Lundy
Asst. Executive Secretary

PDL/mg

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

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SECRETARY OF STATE
CORPORATION DIVISION

J. J. WILLENBRING
STEPHEN LICKTEIG

Cold Spring

Office Tel. 685-3677

WILLENBRING & LICKTEIG

ATTORNEYS
18 Third Avenue North
COLD SPRING, MINNESOTA 56320

October 10, 1973

Secretary of State
State Capitol
St. Paul, Minnesota 55101

Dear Sir:

Re: Annexation to the Village of Cold Spring

Enclosed herewith please find a certified copy of Extract of Minutes of Meeting of the Village Council of the Village of Cold Spring, Stearns County, Minnesota, at which the annexation ordinance was passed. A copy of the ordinance is included in the minutes, filed with you pursuant to the requirements of M.S.A. 414.033, Subd. 7.

Very truly yours,

WILLENBRING & LICKTEIG

By

Stephen Lickteig
Stephen Lickteig

SL:JAS

Enc.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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Arden J. Edsall
Secretary of State

EXTRACT OF MINUTES OF A REGULAR MEETING
OF THE VILLAGE COUNCIL OF THE VILLAGE
OF COLD SPRING, STEARNS COUNTY, MINNESOTA

A regular meeting of the Village Council of the Village of Cold Spring, Stearns County, Minnesota, was held at the Village Hall in said Village on Tuesday, the 16th day of October, 1973, commencing at 7:00 P. M.

The following members were present: Mayor August J. Duren, Councilmen Ronald Thul, Norbert Guggenberger, and Al Wolters.

and the following were absent: Councilman Tony Frank.

Village Attorney Stephen Lickteig reported that he had served notice of petition for annexation of land to the village, which had been submitted to the council by Myron C. Johnson, President of Cold Spring Brewing Company, by mailing copies of the petition, on July 13, 1973, to the Stearns County Board of Commissioners, addressed to Arnold Hinnenkamp, Stearns County Auditor; the Wakefield Town Board, addressed to Leander Hansen, Clerk of Wakefield Township; and to the Minnesota Municipal Commission, and that no objection to the petition had been filed by any of said bodies, with either the Mayor, Clerk or the Village Attorney, and that the Village Attorney had received acknowledgment from the Minnesota Municipal Commission stating the petition was in order.

Thereupon, Councilman Ronald Thul introduced the following resolution and moved its adoption:

RESOLUTION ADOPTING AN ORDINANCE EXTENDING THE VILLAGE OF
COLD SPRING TO INCLUDE UNPLATTED LANDS ABUTTING UPON THE
VILLAGE LIMITS AND ASSIGNING ZONING CLASSIFICATIONS.

BE IT RESOLVED by the Village Council of the Village of Cold Spring,
Minnesota, the following ordinance is hereby adopted as Ordinance No. 101,
the Mayor and Clerk are hereby authorized to sign the same, and the Clerk is
directed to make arrangements for publication of the same in the COLD SPRING
RECORD, to-wit:

ORDINANCE NO. 101

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE VILLAGE OF COLD SPRING
TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LANDS NOT EXCEEDING 200 ACRES
IN AREA ABUTTING THE VILLAGE LIMITS AND ASSIGNING ZONING CLASSIFICATIONS.

WHEREAS, a certain petition, dated July 3, 1973, requesting annexation of
the territory hereinafter described was duly presented to the council on the 10th
day of July, 1973; and

WHEREAS, the quantity of land embraced in the area described in the petition
and bounded as described is approximately 1.88 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 of said land; and

WHEREAS, no objections to the annexation have been received from the Town
Board of Wakefield Township, the Stearns County Board of Commissioners, or the
Minnesota Municipal Commission, said bodies having due notice as provided by
statute, and more than sixty (60) days having elapsed since said notice was
provided; and

WHEREAS, the land described in the petition abuts the village limits at the
northwest boundary thereof,

NOW THEREFORE, THE COUNCIL OF THE VILLAGE OF COLD SPRING, MINNESOTA,
ORDAINS:

Section 1. The Village Council hereby determines: (1) that the annexation will
be in the best interests of the village and of the territory affected; (2) that the territory
described herein abuts upon the village 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. Territory Annexed. The corporate limits of the Village of Cold Spring 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:

That part of the North Half of Section 15, Township 123 North, Range 30 West, Stearns County, Minnesota, described as follows:

Beginning at a point 120 feet north of the Northeast corner of Brewery Addition, which Northeast corner of Brewery Addition is marked by an iron monument; thence North along the East line of the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 15, Township 123 North, of Range 30 West, for a distance of 306.0 feet to a point 33.0 feet East of the Southeast corner of a ten acre tract of land owned and used by the Church of St. Boniface for cemetery purposes, (which tract is described on page 195 of Book 46 of Deeds in the office of the Register of Deeds in and for Stearns County, Minnesota); thence running West along the South line of said cemetery tract for a distance of 685.73 feet; thence South 0° 12' East a distance of 306.0 feet, to THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED; thence South a distance of 120.75 feet, more or less, to the Northwest corner of Brewery Addition; thence Easterly along the north line of Brewery Addition a distance of 684.50 feet to the Northeast corner of Brewery Addition; thence North along the East line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, Township 123 North, of Range 30 West, for a distance of 120.0 feet; thence West 684.50 feet, more or less, to the place of beginning, said tract containing 1.88 acres, more or less.

Section 3. Zoning Classification. The area annexed as described in Section 2 of this ordinance is hereby classified as One and Two Family Residence District as defined in the Village of Cold Spring Zoning Ordinance (Ordinance #93) and the Zoning Administrator is hereby directed to amend the Official Zoning Map to display the annexed area and the zoning classification.

Section 4. Filing. The Village Clerk is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Commission, the Secretary of State, the Stearns County Auditor, and the Clerk of the Township of Wakefield.


Section 5. Effective Date. This ordinance takes effect upon its passage, publication, and the filing of the certified copies as directed in Section 4.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Al Wolters, and upon vote being taken thereon the following voted in favor thereof: August J. Duren, Ronald Thul, Norbert Guggenberger, Al Wolters, and the following voted against the same: None whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
COUNTY OF STEARNS) ss
)
VILLAGE OF COLD SPRING)

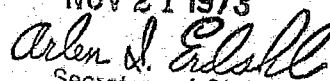
I, the undersigned, being the duly qualified and acting Village Clerk of the Village of Cold Spring, Minnesota, hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the Village Council held October 16, 1973, with the original thereof on file in my office, and the same is a full, true, and correct transcript therefrom insofar as the same relate to the annexation of abutting land to the Village of Cold Spring.

WITNESS my hand and the corporate seal of the Village of Cold Spring this 16th day of October, 1973.


Village Clerk
Village of Cold Spring, Minnesota

(Seal)

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DEPARTMENT OF STATE
FILED

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Secretary of State