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Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101
Jan. 18, 1974

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

Re: Docket Number A-2517 Ordinance Number 1248

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota 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

26163
FEB 1 1974
JAN 23 1974
SECRETARY OF STATE
CORPORATION DIVISION

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. 1248 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 () () () (ordinance) and it is now in full force and effect.

Subscribed and sworn to before me this

... 11th day of ... January 19.74

..... *Chris L. Anderson*

Notary Public, Mower County, Minn.

My Commission Expires 3/21/80

Richard Benzkofer
.....

ORDINANCE NO. 1248

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND ABUTTING THE CITY OF AUSTIN LIMITS.

WHEREAS, a certain petition dated July 16, 1973, requesting annexation of the territory described herein was duly presented to the Common Council on the 16th day of July, 1973, and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is approximately 13 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 of 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 municipalities whose boundaries abutt upon the land to be annexed.

WHEREAS, the land described hereinafter abuts the city limits on the South boundary thereof,

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF AUSTIN DO ORDAIN:

SECTION 1: The City Council hereby determines that the annexation will be in the best interest of the City and of the territory affected. That the territory described herein abutts the City limits and is urban or suburban in character and that none of the 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 as effectually as if it had originally been a part thereof:

Commencing at a point 33 ft. North and 33 ft. West of the S. E. corner of the N.E. $\frac{1}{4}$ of Section 9, Township 102 North, Range 18 west, Mower County, Minnesota, this point also being the S.E. corner of Outlot 8 situated in the N.E. $\frac{1}{4}$ of Section 9; thence Northerly on the East line of Outlot 8 a distance of 178 ft. to the point of beginning; thence Westerly in a line parallel to the South line of Outlot 8 a distance of 235 ft. this point also being on the West line of Outlot 8; thence Northerly on the West line of said Outlot to the centerline of Turtle Creek; thence Easterly on the centerline of Turtle Creek to the centerline of 12th Street S.W. (State Trunk Highway 105) this line also being the West line of the N.W. $\frac{1}{4}$ of Section 10, Township 102 North, Range 18 West; thence Southerly along said section line to a point 780 ft. North of the S.W. corner of the N.W. $\frac{1}{4}$ of said Section 10; thence Easterly on a line parallel to the South line of said section to the centerline of Turtle Creek; thence Southeasterly on the centerline of Turtle Creek until this line intersects the North line of Outlot 1 located in the S.W. $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 10; thence Easterly on the North line of said Outlot to the N.E. corner of said outlot; thence Southerly on the extension of the East line of Outlot 1 to the S.E. corner of Outlot 5 also located in S.W. $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 10; thence Westerly on an extension of the South line of said Outlot 5 to a point 180 feet East of the West line of said Section 10 this point being on the South line of Outlot 3; thence Southerly on a line parallel to the West line of said Section 10 a distance of 60 feet; thence Westerly on a line parallel to the South line of said Section 10 a distance of 180 feet to the West line of Section 10 this line also being the East line of the N.E. $\frac{1}{4}$ of Section 9; thence Southerly on said

section line to a point 211 feet North of the S.E. corner of the N.E. 1/4 of said Section 9; thence Westerly on a line parallel to the South line of said Section 9 a distance of 33 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 Austin Township Clerk, the County Auditor, Register of Deeds, Austin Utilities and Secretary of State.

SECTION 4: This ordinance takes effect upon its passage and publication and filing of these certified copies as directed in Section 3.

Passed by a vote of Yeas and Nays this 7th day of January, 1974.

YEAS 7

NAYS 0

APPROVED:

Les J Redwing
Mayor

ATTEST:

Richard Benzler
City Recorder



#20163
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 23 1974
Arden J. Edsall
Secretary of State