

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA  
MUNICIPAL COMMISSION

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

Feb. 21, 1975

Ms. Bernice Graner, Clerk  
City Hall  
Kellogg, Minnesota 55945

Re: Docket Number A-2653 Ordinance Number dated 1-13-75

Dear Sir:

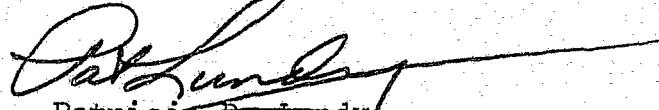
The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414 and the Rules of Procedure.

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

27702

**AN ORDINANCE RELATING  
TO THE ANNEXATION OF  
CERTAIN REAL  
PROPERTY BY THE  
CITY OF KELLOGG**

Section 1. The City of Kellogg  
Ordains:

Section 2. The City Council of the  
City of Kellogg, Wabasha County,  
Minnesota, having before it a  
Petition for Annexation of certain  
real property, and having  
considered said Petition, finds as  
follows:

(1) The Petition for Annexation  
was duly filed by Richard E.  
Hartert and Ruth M. Hartert,  
Husband and Wife, with the Clerk  
of this Municipality, with the Clerk  
of the Town of Greenfield, County  
of Wabasha, State of Minnesota, and  
Auditor of the County of Wabasha,  
State of Minnesota, and the  
Municipal Commission of the State  
of Minnesota.

(2) That Richard E. Hartert and  
Ruth M. Hartert, Husband and Wife,  
are all of the property owners of the  
real property proposed for  
annexation.

(3) That the real property in  
question is described as follows,  
to-wit:

Commencing at the North One  
Quarter corner of Section Twenty  
Seven (27), Township One Hundred  
Ten (110), Range Ten West (10);  
Thence run South along the  
centerline of "East" Street for a  
distance of Twelve Hundred Eighty  
Seven feet (1287'); Thence  
deflecting Ninety Degrees to the  
West for a distance of Thirty Three  
feet (33'); for a place of beginning;  
Thence continuing West on the last  
described line for a distance of One  
Hundred Seventy point five feet  
(170.5'); Thence deflect Ninety  
Degrees to the South One Hundred  
Twenty-four point five feet (124.5');  
Thence deflect Ninety Degrees to  
the East One Hundred Seventy point  
five feet (170.5'); Thence deflect  
Ninety Degrees to the North One  
Hundred Twenty-four point five feet  
(124.5') to the place of beginning.

Said parcel containing "One Half  
Acre" more or less.

(4) That said Petition was filed  
pursuant to Minn. Stat. 414.033,  
Subd. 5.

(5) That the property proposed  
for annexation lies within an  
unincorporated area, abuts upon  
the City limits of the City of Kellogg  
and is not included within any other  
Municipality.

(6) That the real property  
proposed for annexation does not  
exceed 200 acres in area,  
unplatted.

(7) The Petition for Annexation is  
now pending before the Municipal  
Commission of the State of  
Minnesota as Docket Number A-  
2653.

(8) That the Town of Greenfield  
or other parties permitted or  
authorized by law to object to this  
proposed annexation have not done  
so within the time permitted by  
Statute or Rule of the Municipal  
Commission.

(9) That the Town of Greenfield  
has executed a Waiver of the  
Statutory Waiting Period for  
Annexation by Ordinance under  
Minn. Stat. 414.033, Subd. 5.

(10) That it is in the best  
interests of the City of Kellogg and  
the affected territory proposed for  
annexation that the real property  
heretofore described be annexed by  
and to the City of Kellogg.

Section 3. The real property  
described in Section 2. (3) is hereby  
annexed to the City of Kellogg, said  
annexation to be effective with the  
filing of this Ordinance with the  
Municipal Commission of the State  
of Minnesota, the County Auditor of  
Wabasha County, Minnesota, the  
Clerk of the Town Board of  
Greenfield, Wabasha County,  
Minnesota, and the Secretary of  
State of the State of Minnesota, and  
publication hereof as provided by  
law.

Enacted by said City Council and  
Dated this 13 day of January, 1975,  
at Kellogg, Minnesota.

BY VICTOR HOLLAND, MAYOR  
ATTEST: BERNEICE GRANER,  
Clerk  
STATE OF MINNESOTA  
COUNTY OF WABASHA, ss  
CITY OF KELLOGG

**CERTIFICATE OF  
ENACTMENT**

Councilman Hager introduced  
the attached ORDINANCE  
RELATING TO THE ANNEXATION  
OF CERTAIN REAL PROPERTY  
BY THE CITY OF KELLOGG at a  
duly convened meeting of the City  
Council of the City of Kellogg,  
Wabasha County, Minnesota, on  
January 13, 1975, and moved for the  
adoption thereof.

The City Council, having heard  
and considered said Ordinance,  
Councilman Smith seconded the  
adoption of said Ordinance.

Upon the call of the vote thereon,  
the following results were had:  
AYES: Holland, Hager, Larson,  
Smith, Miller; NAYS: None;  
ABSTAINING: None.

The Ordinance was then declared  
enacted.

VICTOR HOLLAND  
Mayor  
ATTEST: BERNEICE GRANER  
Clerk  
January 23, 1975

AN ORDINANCE RELATING TO  
THE ANNEXATION OF  
CERTAIN REAL PROPERTY BY THE  
CITY OF KELLOGG

Section 1. The City of Kellogg Ordains:

Section 2. The City Council of the City of Kellogg, Wabasha County, Minnesota, having before it a Petition for Annexation of certain real property, and having considered said Petition, finds as follows:

- (1) The Petition for Annexation was duly filed by Richard E. Hartert and Ruth M. Hartert, Husband and Wife, with the Clerk of this Municipality, with the Clerk of the Town of Greenfield, County of Wabasha, State of Minnesota, and Auditor of the County of Wabasha, State of Minnesota, and the Municipal Commission of the State of Minnesota.
- (2) That Richard E. Hartert and Ruth M. Hartert, Husband and Wife, are all of the property owners of the real property proposed for annexation.
- (3) That the real property in question is described as follows, to-wit:

Commencing at the North One Quarter corner of Section Twenty Seven (27), Township One Hundred Ten (110), Range Ten West (10); Thence run South along the centerline of "East" Street for a distance of Twelve Hundred Eighty Seven feet (1287'); Thence deflecting Ninety Degrees to the West for a distance of Thirty Three feet (33'); for a place of beginning; Thence continuing West on the last described line for a distance of One Hundred Seventy point five feet (170.5'); Thence deflect Ninety Degrees to the South One Hundred Twenty-four point five feet (124.5'); Thence deflect Ninety Degrees to the East One Hundred Seventy point five feet (170.5'); Thence deflect Ninety Degrees to the North One Hundred Twenty-four point five feet (124.5') to the place of beginning.

Said parcel containing "One Half Acre" more or less.

- (4) That said Petition was filed pursuant to Minn. Stat. 414.033, Subd. 5.
- (5) That the property proposed for annexation lies within an

unincorporated area, abuts upon the City limits of the City of Kellogg and is not included within any other Municipality.

- (6) That the real property proposed for annexation does not exceed 200 acres in area, unplatted.
- (7) The Petition for Annexation is now pending before the Municipal Commission of the State of Minnesota as Docket Number A-2653.
- (8) That the Town of Greenfield or other parties permitted or authorized by law to object to this proposed annexation have not done so within the time permitted by Statute or Rule of the Municipal Commission.
- (9) That the Town of Greenfield has executed a Waiver of the Statutory Waiting Period for Annexation by Ordinance under Minn. Stat. 414.033, Subd. 5.
- (10) That it is in the best interests of the City of Kellogg and the affected territory proposed for annexation that the real property heretofore described be annexed by and to the City of Kellogg.

Section 3. The real property described in Section 2.(3) is hereby annexed to the City of Kellogg, said annexation to be effective with the filing of this Ordinance with the Municipal Commission of the State of Minnesota, the County Auditor of Wabasha County, Minnesota the Clerk of the Town Board of Greenfield, Wabasha County, Minnesota, and the Secretary of State of the State of Minnesota, and publication hereof as provided by law.

Enacted by said City Council and Dated this 13 day of January, 1975, at Kellogg, Minnesota.

BY

Victor Holland  
Victor Holland, Mayor

ATTEST:

Berneice Graner  
Berneice Graner, Clerk

# 27702  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
FEB 26 1975  
Secretary of State

STATE OF MINNESOTA )  
County of Wabasha ) ss.

CITY OF KELLOGG

CERTIFICATE OF ENACTMENT

Councilman W. C. Johnson introduced the attached ORDINANCE RELATING TO THE ANNEXATION OF CERTAIN REAL PROPERTY BY THE CITY OF KELLOGG at a duly convened meeting of the City Council of the City of Kellogg, Wabasha County, Minnesota, on August 13, 1973, and moved for the adoption thereof.

The City Council, having heard and considered said Ordinance, Councilman John A. ... seconded the adoption of said Ordinance.

Upon the call of the vote thereon, the following results were had:

Ayes: Hollander, Johnson, Larson, ...

Nays: ...

Abstaining: ...

The Ordinance was then declared ... enacted.

Victor Holland  
Victor Holland, Mayor

ATTEST: Berneice Graner  
Berneice Graner, Clerk

STATE OF MINNESOTA )  
County of Wabasha )

ss.

CITY OF KELLOGG

CERTIFICATION

I, Bernice Graner, Clerk of the City of Kellogg, in said County and State, hereby Certify I have made careful examination and comparison of the attached copy of Annexation Ordinance with the original thereof, filed in my Office and under my custody and control, and find said copy to be a true, correct, complete and exact copy of the original thereof.

Dated this 13<sup>th</sup> day of January, 1975, under my hand at Kellogg, Minnesota.

Bernice Graner  
City Clerk