

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA  
MUNICIPAL BOARD

Suite 165 Metro Square  
7th & Robert Streets  
St. Paul, Minnesota 55101

November 12, 1976

Mr. James W. Crosby  
City Administrator  
100 Sibley Street  
Hastings, Minnesota 55033

Re: Docket Number A-2553 Ordinance Number 43-B  
Hastings Sieben Property

Ladies and Gentlemen:

The Minnesota Municipal Board 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, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Sincerely yours,

MUNICIPAL BOARD

Handwritten signature of Patricia D. Lundy in cursive.

Patricia D. Lundy  
Assistant Executive Secretary

PDL:es

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

30098

ORDINANCE NO. 43-B SECOND SERIES

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

WHEREAS, a petition has been received, requesting annexation to the City of Hastings of the property described in said petition, which petition was filed:

By Aloysius P. Sieben and Lucille Sieben regarding the North half of the Northeast Quarter of Section 4, Township 114, North, Range 17 West except Powers Place and except Sieben's First Addition, containing 58.42 acres, more or less, according to Government Survey:

WHEREAS, the quantity of land embraced within said petition is less than 200 acres, unplatted land, no part of which is included within the limits of an incorporated city or borough; and

WHEREAS, the petition was signed by the sole owner of the property; and

WHEREAS, no objections to the annexation has been filed with the Minnesota Municipal Board according to advices from the Minnesota Municipal Board, nor has an objection to the annexation been received by the City of Hastings from the Town Board or the governing body of any other municipality; and

WHEREAS, said parcel abuts upon the southerly limits of the City of Hastings;

NOW, THEREFORE;

The City Council of the City of Hastings in Dakota County, Minnesota, does ordain:

Section 1. The City Council hereby determines (1) that the annexation will be to the best interest of the City and of the territory affected; (2) that the territory described in the petition abuts upon the City limits of the City of Hastings, and is about to become urban or suburban in character; (3) that none of said property is now included within the limits of any city or borough.

Section 2. Territory Annexed. The corporate limits of the City

of Hastings is hereby extended to include unplatted lands described as follows, and the same is hereby annexed to include within the City as effectually as if it had originally been a part thereof:

The North half of the Northeast Quarter of Section 4, Township 114 North, Range 17 West except Powers Place and except Sieben's First Addition, containing 58.42 acres, more or less, according to Government Survey.

Section 3. Filing. The City Clerk is hereby directed to file a certified copy of this ordinance with the Minnesota Municipal Board, the Secretary of State, the Town Clerk of Marshan Township and the County Auditor of Dakota County.

Section 4. Effective Date. This ordinance takes effect upon its passage and publication and the filing of the certified copy as directed in Section 3.

Adopted by the City Council this 19th day of July, 1976.

/s/ Walter E. Petersen  
Walter E. Petersen, Mayor

ATTEST:

/s/ Wallace H. Erickson  
Wallace H. Erickson, City Clerk

ATTEST:

James W. Cosby  
James W. Cosby, City Administrator

#30098  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
NOV 16 1976  
*James W. Cosby*  
Secretary of State

AFFIDAVIT OF PUBLICATION

State of Minnesota } SS.  
County of Dakota

LEGAL NOTICE

ORDINANCE NO. 43-B SECOND SERIES  
AN ORDINANCE EXTENDING THE CORPORATE LIMITS  
OF THE CITY OF HASTINGS TO INCLUDE CERTAIN UN-  
INCORPORATED UNPLATTED LAND ABUTTING UPON  
THE CITY LIMITS.

WHEREAS, a petition has been received, requesting annexation  
to the City of Hastings of the property described in said petition,  
which petition was filed:

By Aloysius P. Sieben and Lucille Sieben regarding the  
North half of the Northeast Quarter of Section 4, Township  
114, North, Range 17 West except Powers Place and except  
Sieben's First Addition, containing 58.42 acres, more or less,  
according to Government Survey;

WHEREAS, the quantity of land embraced within said petition  
is less than 200 acres, unplatted land, no part of which is included  
within the limits of an incorporated city or borough; and

WHEREAS, the petition was signed by the sole owner of the  
property; and

WHEREAS, no objections to the annexation has been filed with  
the Minnesota Municipal Board, according to advices from the Min-  
nesota Municipal Board, nor has an objection to the annexation been  
received by the City of Hastings from the Town Board or the govern-  
ing body of any other municipality; and

WHEREAS, said parcel abuts upon the southerly limits of the  
City of Hastings;

NOW, THEREFORE:

The City Council of the City of Hastings in Dakota County,  
Minnesota, does ordain:

Section 1. The City Council hereby determines (1) that the  
annexation will be to the best interest of the City and of the territory  
affected; (2) that the territory described in the petition abuts upon the  
City limits of the City of Hastings, and is about to become urban  
or suburban in character; (3) that none of said property is now in-  
cluded within the limits of any city or borough.

Section 2. Territory Annexed. The corporate limits of the City  
of Hastings is hereby extended to include unplatted lands described  
as follows, and the same is hereby annexed to include within the  
City as effectually as if it had originally been a part thereof:

The North half of the Northeast Quarter of Section 4, Town-  
ship 114, North, Range 17 West except Powers Place and  
except Sieben's First Addition, containing 58.42 acres, more  
or less, according to Government Survey.

Section 3. Filing. The City Clerk is hereby directed to file a  
certified copy of this ordinance with the Minnesota Municipal Board,  
the Secretary of State, the Town Clerk of Marshan Township, and the  
County Auditor of Dakota County.

Section 4. Effective Date. This ordinance takes effect upon its  
passage and publication and the filing of the certified copy as direct-  
ed in Section 3.

Adopted by the City Council this 19th day of July, 1976.

Walter E. Petersen, Mayor

ATTEST:

Wallace H. Erickson, City Clerk

ATTEST:

James W. Cosby, City Administrator

(Sept. 16, 1976)

I, \_\_\_\_\_, being duly sworn, on oath says he is and during

\_\_\_\_\_ publisher and printer of

\_\_\_\_\_ NEWS GAZETTE, and has full knowledge of the facts herein  
and that the same is printed in the English language in newspaper format  
and is printed in printed space to at least 900 square inches. (2) Said  
newspaper is published at least once each week. (3) Said newspaper has 50%  
of local interest to the community which it purports to serve  
and its publication and is not made up entirely of patents, plate  
newspaper is circulated in and near the municipality which  
10 copies regularly delivered to paying subscribers, has an  
circulation currently paid or no more than three months in  
a matter in its local post-office. (5) Said newspaper purports  
County of Dakota and it has its known office of issue in the  
published and open during its regular business hours for the  
rents and sale of subscriptions and maintained by the Pub-  
lisher in his employ and subject to his direction and control during  
at which said newspaper is printed. (6) Said newspaper  
entirely with the State Historical Society. (7) Said newspaper  
subscription prices to any person, corporation, partnership or other  
the newspaper and making the applicable payment. (8)  
All the foregoing conditions for at least two years preceding  
mentioned below. (9) Said newspaper has filed with the Secre-  
tary of State and signed by the publisher of said newspaper,  
stating that the newspaper is a legal newspaper.

printed Ordinance No. 43-B Second

extending Corporate Limits of City

cut from the columns of said newspaper, and was printed

in language, once each week, for One (1) successive

on Thursday the 16th day of September

and published on every Thursday to and including the

of \_\_\_\_\_ 19\_\_\_\_\_, and that the following

alphabet from A to Z, both inclusive and is hereby acknow-  
type used in the composition and publication of said notice,

abcdefghijklmnopqrstuvwxyz

abcdefghijklmnopqrstuvwxyz

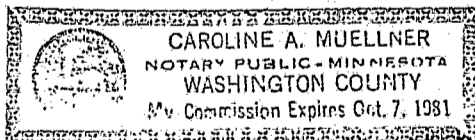
abcdefghijklmnopqrstuvwxyz

*John Anderson*

Subscribed and sworn to before me this 16th day of September, 1976

*Caroline A. Muellner*

(Notarial Seal)



Notary Public, Washington County, Minnesota

My Commission Expires October 7, 1981

#30098  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
NOV 16 1976  
*John Anderson*  
Secretary of State

An Equal Opportunity Employer.



Phone: 296-2428

STATE OF MINNESOTA  
MUNICIPAL BOARD

Suite 165 Metro Square  
7th & Robert Streets  
St. Paul, Minnesota 55101  
December 17, 1976

City of Hastings  
C/O Wallace Erickson, City Clerk  
100 Sibley Street  
Hastings, Minnesota 55033

Mr. Nick Leifeld  
Marshan Township Clerk  
RFD 2  
Hastings, Minnesota 55033

Mr. David E. Tanner  
Attorney at Law  
6th and Vermillion  
Hastings, Minnesota 55033

Dakota County Board  
C/O Carl D. Onischuk, Auditor  
Dakota County Government Center  
Hastings, Minnesota 55033

Re: A-2553 Hastings Annexation - Sieben Property

Gentlemen:

This is to notify all parties that on December 10, 1976 the Minnesota Municipal Board declared Hastings Ordinance No. 43-B a nullity because the petition was jurisdictionally defective in that:

The Municipal Board on November 12, 1976 approved the ordinance for filing; however, it has since been brought to the Board's attention that there was an error in the description of the petition and ordinance. All of the property owners did not, therefore, petition as stated in the ordinance, and a public hearing was not held by the city after 30 days mailed notice to all property owners.

The Municipal Board has, therefore, declared Ordinance No. 43-B a nullity, and the Board will take no action on the amended petition. We have been informed that a new petition for annexation of this property will be filed in the near future.

If you have any questions regarding this matter, please don't hesitate to contact our office.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script that reads "Patricia D. Lundy".

Patricia D. Lundy  
Assistant Executive Secretary

PDL:b  
cc: Secretary of State  
Department of Transportation

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
DEC 20 1976

*Grant Anderson*  
Secretary of State