

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL BOARD

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

November 10, 1977

Ms. Carole Grimm
City Clerk
Room 100, City Hall
Rochester, MN 55901

Re: Docket Number A-3176 Ordinance Number 1914

Ladies and Gentlemen:

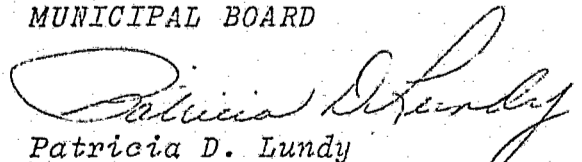
The Minnesota Municipal Board acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

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.

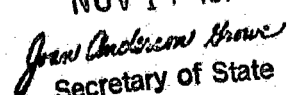
Sincerely yours,

MUNICIPAL BOARD


Patricia D. Lundy
Assistant Executive Secretary

PDL:es

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

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 17 1977

Secretary of State

ORDINANCE NO. 1914

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, CERTAIN UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA SITUATED IN SECTION 13, TOWNSHIP 106 NORTH, RANGE 14 WEST, OLNSTED COUNTY, MINNESOTA.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. A petition has been filed with the Common Council of the City of Rochester, signed by a majority of the owners of land described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Rochester Township, Olmsted County, Minnesota, and is described as follows:

A part of the North One Half of Section 13, Township 106 North, Range 14 West, described by metes and bounds as follows:

Commencing at the northwest corner of said Section 13 for a point of beginning; thence east along the centerline of 20th Street S.E. 585.58 feet to the west line of the Chicago Northwestern Transportation Company right-of-way; thence south along said right-of-way 50.00 feet, thence west 586.23 feet to the centerline of 3rd Avenue S.E., thence northeast along said centerline 57.30 feet to the point of beginning.

Also:

Commencing 685.58 feet east of the northwest corner of said Section 13 for a point of beginning; thence east 3501.40 feet to the centerline of 11th Avenue S.E., thence southeast along said centerline 51.12 feet, thence west 3512.26 feet to the east line of the Chicago Northwestern Transportation Company right-of-way, thence north along said property line 50.02 feet to the point of beginning.

Said petition has also been filed with the Town Board of Rochester Township, with the County Board of the County of Olmsted, and with the Minnesota Municipal Commission, and more than 60 days have elapsed since said petition was filed with the Town Board and no objections to annexation of the above described land have been filed by said Town Board with the Minnesota Municipal Commission.

Section 2. The quantity of unplatted land included in said petition is approximately 4.72 acres.

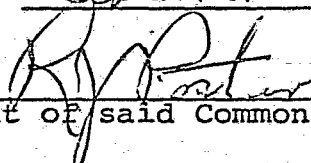
Section 3. The Common Council of the City of Rochester does hereby determine that the land in Section 1 abuts upon the present territorial limits of the City of Rochester, is so conditioned as to be properly subjected to municipal government, and the annexation of said land will be in the best interest of the City of Rochester and the land affected.

Section 4. Therefore, the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

Section 5. Present and future owners of the area annexed by this ordinance are hereby notified that in addition to the usual assessments, it is the intention of the Common Council to assess against benefited property all or a portion of the cost of any storm sewer, water tower and trunk line sanitary sewer construction heretofore or hereafter, undertaken to serve the area annexed.

Section 6. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota Municipal Commission, the Rochester Town Clerk, the County Auditor and the Secretary of State.

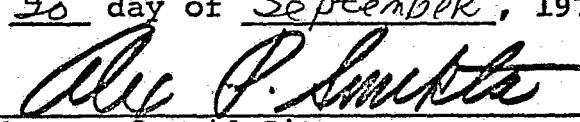
Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 19th day of September, 1977.



President of said Common Council

Attest: Carole A. Drumm
City Clerk

Approved this 20 day of September, 1977.



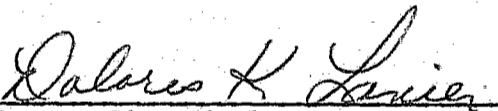
Mayor of said City

(Seal of the City of
Rochester, Minnesota)

STATE OF MINNESOTA)
)
COUNTY OF OLMSTED)
)
CITY OF ROCHESTER) SS

I, DOLORES K. LANIER, DEPUTY CITY CLERK OF THE CITY OF ROCHESTER,
MINNESOTA, DO HEREBY CERTIFY THAT I HAVE COMPARED THE ATTACHED
COPY OF AN ORDINANCE WITH THE ORIGINAL ORDINANCE ON FILE IN MY
OFFICE AND THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE
SAID ORDINANCE AND OF THE WHOLE THEREOF.

WITNESS MY HAND THIS 17th DAY OF October , 1977.



Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

PRINTER'S AFFIDAVIT

State of Minnesota, }
County of Olmsted } SS

Paul Mc Cue being duly

sworn says that he now is and during all the times hereinafter stated has been

General Manager

of the Post-Bulletin Company, publisher and printer of the Rochester Post-Bulletin, a daily newspaper, printed and published in the City of Rochester, in said Olmsted County, State of Minnesota, daily except Sunday of each week;

That he has knowledge of the facts and knows personally that the printed notice hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for TWO weeks, and that all of said publications were made in the English language, and was printed and published in said newspaper on

Saturday, September 24, 1977

Saturday, October 1, 1977

That during all said time, said newspaper was, and for more than two years immediately prior thereto had been, qualified as a medium of official and legal publications as required by the laws of the State of Minnesota, and that it has complied with all the requirements of said laws, and for more than two years prior thereto had been, and ever since said time has been and still is:

- (1) Printed from the place at which it purports to be issued, as above stated, in the English language and in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches.
(2) Distributed six days in each week from a known office, established in said place for such publication and employing skilled workmen and the necessary material for preparing and printing the same.
(3) A newspaper containing general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them, and that in its make-up not less than twenty-five per cent of its news columns have been devoted to news of local interest to the community it purports to serve.
(4) Circulated in and near the municipality which it purports to serve, and has at least 500 copies regularly delivered to paying subscribers, and has an average of at least 75 percent of its total circulation currently paid or no more than three months in arrears, and has entry as second class matter in its local Post Office.
(5) Has its known office of issue established in Olmsted County, Minnesota, in which lies the municipality which the newspaper purports to serve.
(6) Has filed a copy of each issue immediately with the State Historical Society.
(7) Has complied with all the foregoing conditions for at least two years last past.
(8) Has filed with the Secretary of State, prior to January 1 of each year, an affidavit in the form prescribed by the Secretary of State, and signed by the publisher or managing officer and sworn to before a notary public stating that the newspaper is a legal newspaper.

That the following is a printed copy of the lower case alphabet from a to z, both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz

Further affiant saith not, save that this affidavit is made pursuant to the laws of the State of Minnesota, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

Paul Mc Cue (handwritten signature)

Subscribed and sworn to before me this October 3, 1977

ORDINANCE NO. 1914 AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, CERTAIN UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AN AREA SITUATED IN SECTION 13, TOWNSHIP 106 NORTH RANGE 14 WEST, OLMDSTED COUNTY, MINNESOTA. THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

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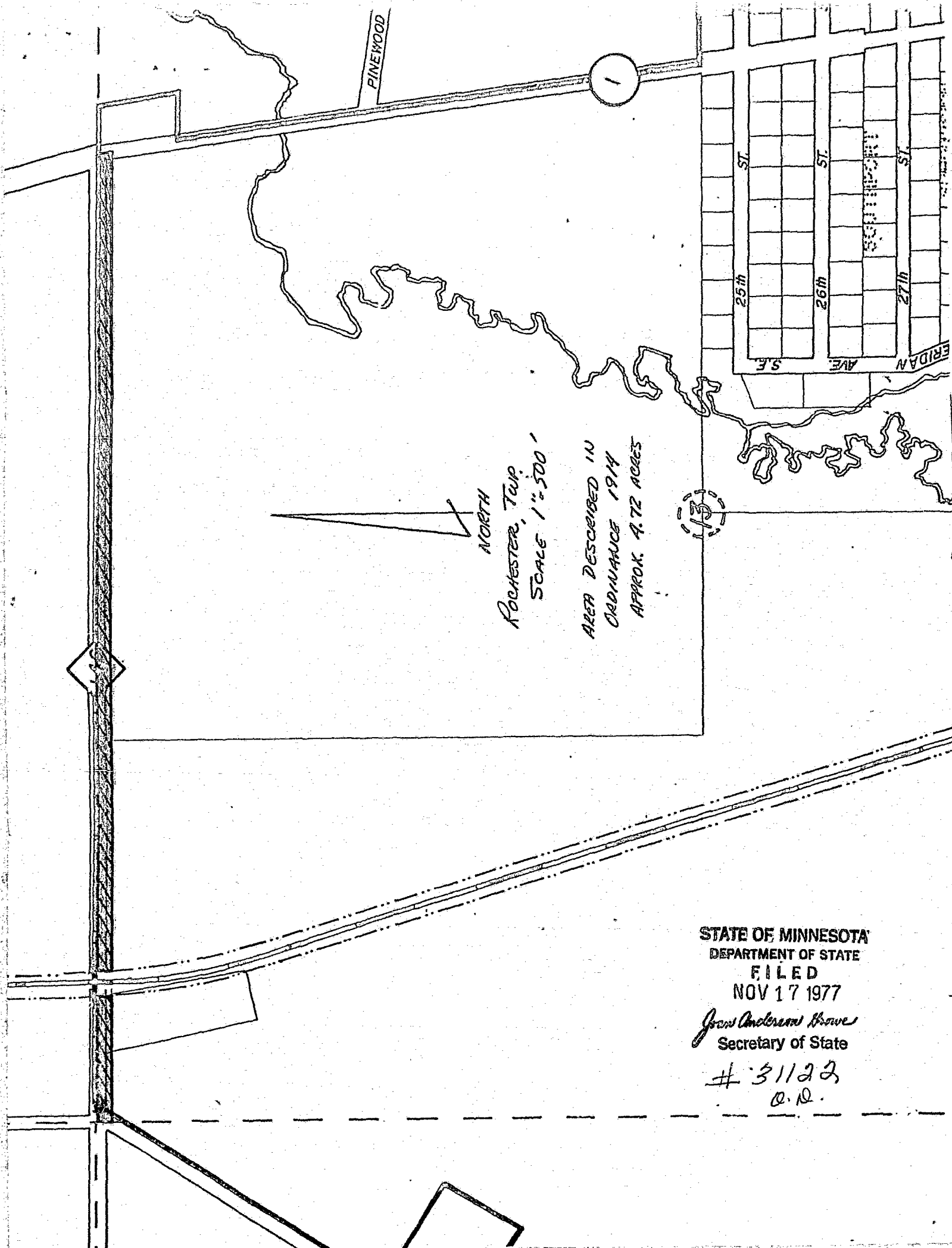
Section 6. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy herewith with the Minnesota Municipal Commission, the Rochester Town Clerk, the County Auditor and the Secretary of State.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 19th day of September, 1977.

/s/R.J. Postler President of said Common Council Attest: /s/Carole A. Grimm City Clerk

Approved this 20th day of September, 1977. /s/Alex P. Smekta Mayor of said City (Seal of the City of Rochester, Minnesota) (9/24, 10/1)

MARLENE NELSON NOTARY PUBLIC - MINNESOTA OLMSTED COUNTY My Commission Expires Mar. 10, 1982



NORTH
 ROCHESTER, TWP.
 SCALE 1"=500'
 AREA DESCRIBED IN
 ORDINANCE 1914
 APPROX. 4.72 ACRES

STATE OF MINNESOTA
 DEPARTMENT OF STATE
 FILED
 NOV 17 1977
Joan Anderson Howe
 Secretary of State

51122
 O.D.