



STATE OF MINNESOTA
MUNICIPAL BOARD

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

December 1, 1977

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

Re: Docket Number A-3209 Ordinance Number 1917
Schultz Petition

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
Patricia D. Lundy
Assistant Executive Secretary

PDL:es

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

Rochester

ORDINANCE NO. 1917

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER,
MINNESOTA, CERTAIN PLATTED LAND IN GOLDEN HILL
ADDITION, OLMSTED 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:

Lot 1, Block 2, Golden Hill Addition, including one-half the adjoining right-of-way of 16th Street Southwest and 4th Avenue Southwest, according to the plat thereof on file and of record in the office of the County Recorder in and for said County.

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 the Town Board of Rochester Township has notified the City that it has no objections to the annexation of the above-described land.

Section 2. The quantity of land included in said petition is approximately 1 1/4 acres.

Section 3. The Common Council of the City of Rochester does hereby determine that the land described 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 described.

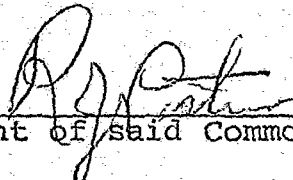
Section 4. Therefore, the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

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 benefitted 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.

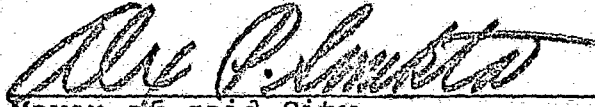
Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 17th day of October, 1977.



President of said Common Council

Attest: Carole A. Grimm
City Clerk

Approved this 18th day of October, 1977.



Mayor of said City

(Seal of the City of
Rochester, Minnesota)

Filed Dec 7, 1977
31141

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 15th DAY OF November, 1977.

Dolores K. Lanier
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 McCue 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, October 22, 1977

Saturday, October 29, 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 herunto 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 McCue

Subscribed and sworn to before me this October 31, 1977

ORDINANCE NO. 1917
AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, CERTAIN PLATTED LAND IN THE GOLDEN HILL ADDITION, OLMSTED 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:
Lot 1, Block 2, Golden Hill Addition, including one-half the adjoining right-of-way of 16th Street Southwest and 4th Avenue Southwest, according to the plat thereof on file and of record in the office of the County Recorder in and for said County.
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 the Town Board of Rochester Township has notified the City that it has no objections to the annexation of the above-described land.
Section 2. The quantity of land included in said petition is approximately 1/4 acres.
Section 3. The Common Council of the City of Rochester does hereby determine that the land described 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 described.
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 17th day of October, 1977.
/s/R. J. Postler
President of said
Common Council
Attest: /s/Carole A. Grimm
City Clerk
Approved this 18th day
of October, 1977.
/s/Alex P. Smehta
Mayor of said City
(Seal of the City of
Rochester, Minnesota)
(10/22, 10/29)

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

O.S.
31141

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 7 - 1977
John Anderson Howe
Secretary of State

31141