

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL BOARD

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

January 13, 1978

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

Rochester

Re: Docket Number A-3190 Ordinance Number 1919
Mayo Foundation 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

A handwritten signature in cursive script, appearing to read "Patricia D. Lundy".

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
JAN 23 1978

Jan Andrew Howe
Secretary of State

31236

The motion for the adoption of the foregoing resolution was duly seconded by
Councilman Ed Karls, and upon a vote being taken thereon the
following voted in favor thereof: Al J. Maselter, Ed Karls,
Eugene Rothstein and Michael Weisman

and the following voted against the same: None

whereupon said resolution was declared duly passed and adopted.

R. J. Pistori
President of said Common Council

Attest: Carole A. Gustin
City Clerk

Approved this 8th day of November 1977.

Al P. Smith
Mayor of said City

(Seal of the City of
Rochester, Minnesota)

ORDINANCE NO. 1919

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, 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:

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 northeast corner of the Northwest Quarter of said Section 13; thence south 00 degrees 17 minutes 49 seconds west, assumed bearing, along the east line of said Quarter Section, 50.00 feet for a point of beginning; thence north 89 degrees 22 minutes west, parallel with the north line of said Quarter Section, 907.70 feet; thence south 00 degrees 17 minutes 33 seconds west, 637.00 feet; thence south 89 degrees 22 minutes east, 2590.34 feet to the centerline of C.S.A.H. No. 1; thence north 08 degrees 16 minutes 30 seconds west, along said centerline, 290.25 feet; thence northerly along said centerline, a distance of 355.54 feet to a point 50 feet south of, measured at right angles to, the north line of the Northeast Quarter of said Section 13; thence north 89 degrees 20 minutes west, parallel with said north line, 1575.56 feet to the point of beginning.

Also:

Commencing at the northeast corner of Section 13, Township 106 North, Range 14 West; thence west along the north line of said Section 13 a distance of 859.47 feet for a place of beginning; thence southeasterly at a deflection angle of 97 degrees 36 minutes to the left a distance of 450.0 feet; thence west parallel

with the north line of said Section 13 a distance of 195.33 feet to the centerline of County State Aid Highway No. 1; thence northwesterly at a deflection angle of 82 degrees 24 minutes to the right a distance of 450.0 feet to a point on the north line of said Section 13; thence east along said north line at a deflection angle of 97 degrees 36 minutes to the right a distance of 195.33 feet to the place 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 39.15 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 2nd day of November, 1977.

31236
OD

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

Friday, November 18, 1977

Friday, November 25, 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.

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED
JAN 23 1978

James Anderson Above
Secretary of State

#31236
BD

Subscribed and sworn to before me this November 28, 1977

Printer's Fee \$59.74

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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 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 7th day of November, 1977.

/s/R.J. Postler
President of said