

Rochester

ORDINANCE NO. 1933

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER,
MINNESOTA, CERTAIN PLATTED LAND IN TOOGOOD
SUBDIVISION, OL MSTED 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 4, Toogood Subdivision, and the south half of the adjacent right-of-way of 16th Street S.W., according to the plat thereof on file and of record in the office of the County Recorder in and for Olmsted County, Minnesota.

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 .47 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 16th day of JANUARY, 1978.

R. J. Postis
President of said Common Council

Attest: Charles A. Gustin
City Clerk

Approved this 17th day of JANUARY, 1978.

Al P. Smith
Mayor of said City

(Seal of the City of
Rochester, Minnesota)

31341

STATE OF MINNESOTA)
)
COUNTY OF OLMSTED)

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.

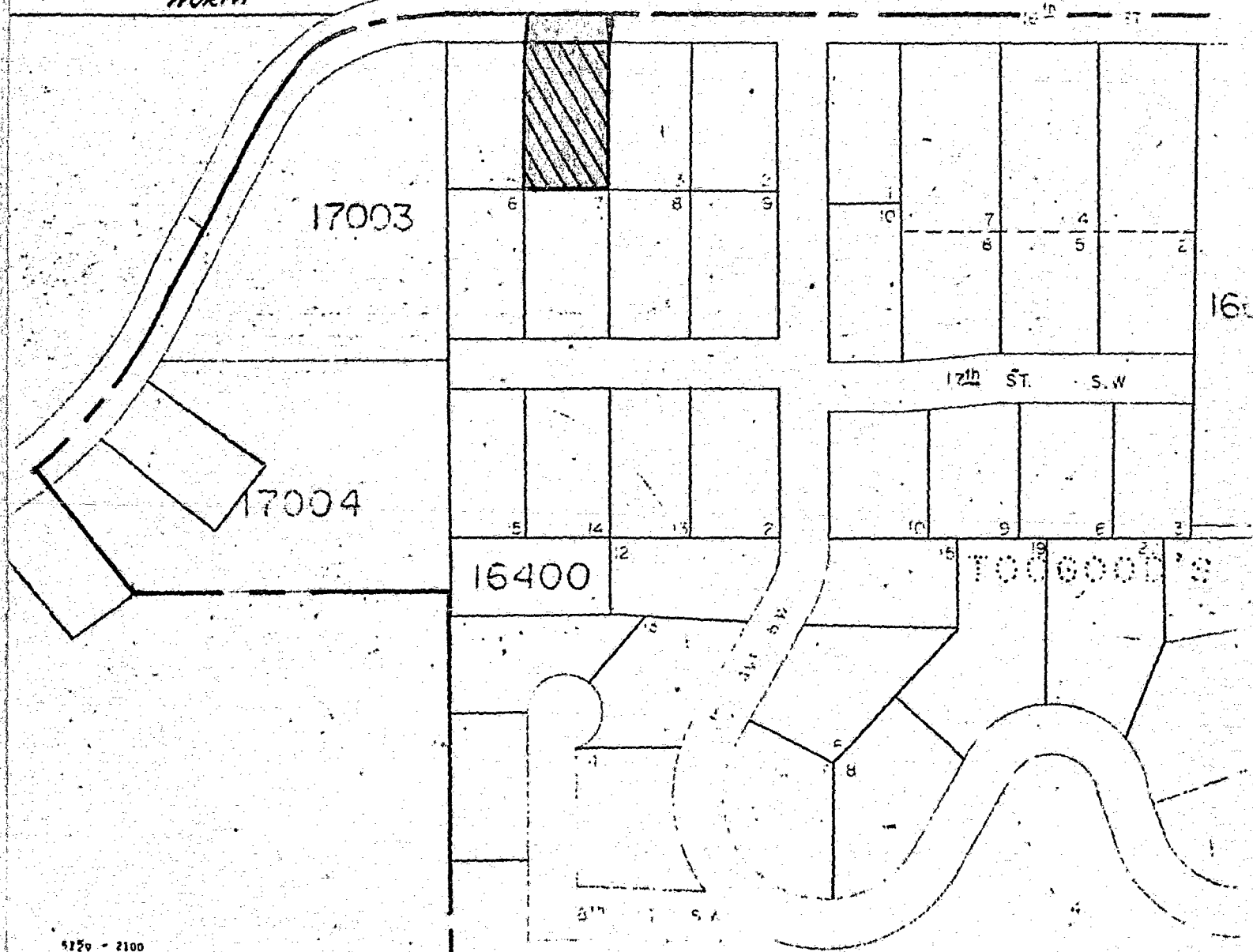
WITNESS MY HAND THIS 8th DAY OF February, 1978.

Dolores K. Lanier
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)



2314- 800	2314- 700	3433- 2100	3433- 1100
2314- 900	2314- 600	3433- 2200	3433- 1000
2314- 1000	2314- 500	3433- 2300	3433- 900
2314- 1100	2314- 400	3433- 2400	3433- 800
2314- 1200	2314- 300	3433- 2500	3433- 700
2314- 1300	2314- 200	3433- 2600	3433- 600
2314- 1400	2314- 100	3433- 2700	3433- 500
2314- 1500	2314- 000	3433- 2800	3433- 400
2314- 1600	2314- 000	3433- 2900	3433- 300
2314- 1700	2314- 000	3433- 3000	3433- 200
2314- 1800	2314- 000	3433- 3100	3433- 100



5120 - 2100

M. L. B. E. R. S.

PRINTER'S AFFIDAVIT

State of Minnesota, } SS
County of Olmsted }

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

Tuesday, January 24, 1978

Tuesday, January 31, 1978

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 McCue (handwritten signature)

Subscribed and sworn to before me this February 1, 1978

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Section 2. The quantity of land included in said petition is approximately .47 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.

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Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 16th day of January, 1978.

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

Approved this 17th day of January, 1978.
/s/ Alex P. Smekta
Mayor of said City

(Seal of the City of Rochester, Minnesota)
(1/24, 1/31)

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 17 1978

John Anderson Brown
Secretary of State

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