



**STATE OF MINNESOTA
MUNICIPAL BOARD**

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

April 23, 1982

Ms. Lois Dokken
City Clerk/Treasurer
114 No. Kaiser
Fosston, Minnesota 56542

Re: Docket Number A-3894

Ordinance Number 4.09

City of Fosston

Dear City Clerk:

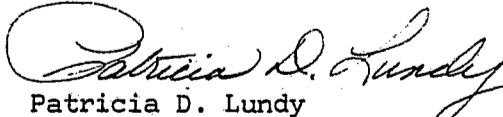
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township 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.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

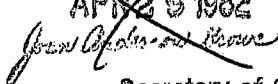

Patricia D. Lundy
Assistant Executive Director

PDL:mem

cc: Secretary of State
County Auditor
Township Clerk
Attorney
Municipality

**STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 4 1982**

Secretary of State

~~STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 29 1982~~

Secretary of State

433950

CERTIFICATION OF ACCURACY

The undersigned, being the City Clerk for the City of Fosston, Minnesota, hereby certifies that the attached copy of the Petition for Annexation and the attached copy of Ordinance Number 4.09 are true and correct copies of the Petition for Annexation filed by C. W. Hammond and Mary Jean Hammond and Ordinance Number 4.09 passed by the Fosston City Council and placed on file therewith on the 28th day of December, 1981.

Lois Dokken
Lois Dokken
City Clerk, Fosston, MN

Subscribed and sworn to before me
this 14th day of January, 1982.

Karla Frickstad
Karla Frickstad, Fosston, Minn.
Notary Public, Polk County, Minn.
My Commission Expires: 12-07-87

ORDINANCE NUMBER 4.09

An ordinance annexing land into the City of Fosston

Section 1. RECITALS.

A. WHEREAS, C. W. Hammond and Mary Jean Hammond, his wife, have filed a Petition for Annexation by the City of Fosston of the following described real property:

The West Twelve (12) rods of the West Twenty-five (25) rods of the South Thirteen and one-half (13½) rods of the Northwest Quarter of the Northwest Quarter (NW¼ of NW¼), Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West of the Fifth Principal Meridian.

B. WHEREAS, said C. W. Hammond and Mary Jean Hammond are the sole owners of said property; and

C. WHEREAS, the members of the Fosston City Council are familiar with said property and believe same is now or is about to become urban or suburban in character; and

D. WHEREAS, said real property abuts the City of Fosston, is unplatted and does not exceed two hundred (200) acres; and

E. WHEREAS, no part of said property is included in another boundary adjustment proceeding pending before the Minnesota Municipal Board, and no other municipality borders said property; and

F. WHEREAS, members of the Fosston City Council have determined that annexation of the above described real property is and will be in the best interests of the City of Fosston, Minnesota, and of the territory effected.

Section 2. THEREFORE, upon motion duly made, seconded and carried,

IT IS RESOLVED, and the City Council of the City of Fosston, Minnesota, hereby ordains and declares that the aforescribed property be and is hereby annexed and included in the City of Fosston, Minnesota, as if it had originally been a part thereof.

SWANSON
& BROUSE

Attorneys at Law
Crookston, Minn.
56716

Section 3. This ordinance shall be final and shall take effect and be in full force from and after the date on which it is passed, published, recorded and approved by the Minnesota Municipal Board.

Dated and passed by the City Council of the City of Fosston, Minnesota, on this 28th day of December, 1981.

THE CITY OF FOSSTON

By *Lester E. Nord*
Lester E. Nord, Mayor

By *Lois Dokken*
Lois Dokken,
Clerk - Treasurer

SWANSON
& BROUSE

Attorneys at Law
Crookston, Minn.
56716

INSTRUCTIONS

Indicate every feature of the land in this section that should be taken into consideration in determining the value of the land—such as topography, soil, roads, ditches, power lines and adaptability to use of the land.

Use the following symbols:

As to Topography

- L—Level R—Rolling H—Hilly
- St—Stony Sw—Swamp

As to Soil

- Lo—Loam —Clay Sa—Sandy

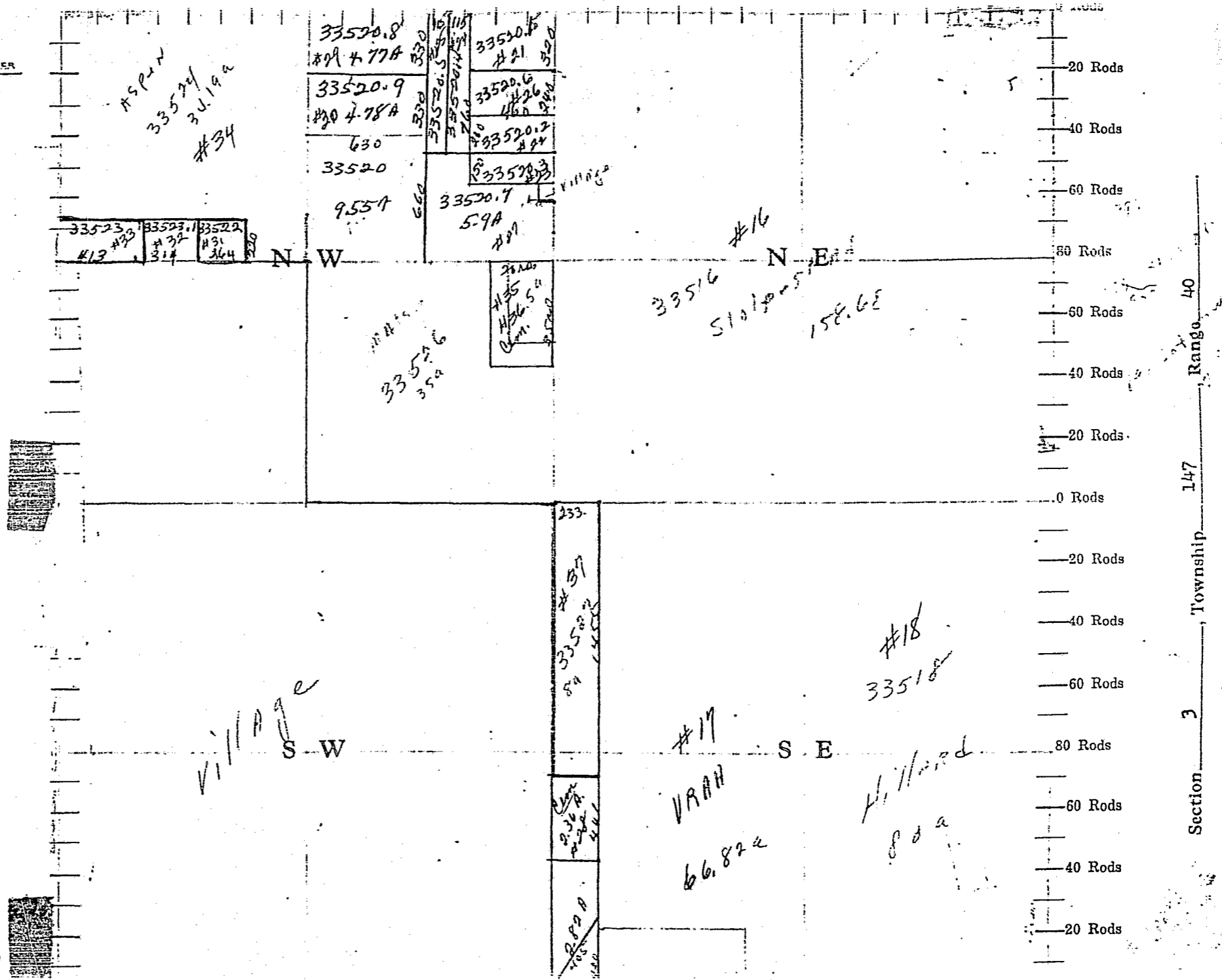
Adaptability to use

- TA—Tillable —Tillable B TC—Tillable C
- MP—Meadow e Tr—Timber or Trees
- CO—Cut Over —Waste

Outline heavily each owner's land placing upon it in small letters the owner's name and number of acres.

#31 Carlson's
#33 Hammond's

Scale—1 inch=660 ft.



Range 40
Township 147
Section 3

STATE OF MINNESOTA
COUNTY OF POLK

In Re: The Matter of the)
 Petition for Annexation of,) PETITION FOR
C. W. HAMMOND and)
MARY JEAN HAMMOND,)
 Petitioners.)
)

Petitioners, being first duly sworn upon oath, avers the following:

1. They own the real property described in exhibit A, which exhibit is attached hereto and incorporated herein by reference.

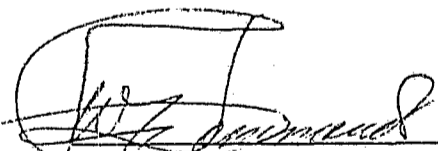
2. No other person or entity owns or has a fee interest in said property.

3. Said real property abuts the City of Fosston, Minnesota, is unplatted, and does not exceed two hundred acres. Further, no part thereof is included in another boundary adjustment proceeding pending before the Minnesota Municipal Board, and no other municipality borders said property.

4. Petitioners desire that said property be annexed to the City of Fosston, Minnesota, pursuant to Minnesota Statute 414.033 and hereby request same.

5. Petitioners have read the foregoing and know the same to be true except as to those matters stated on information and belief, and as to those matters the petitioners believe them to be true.

Dated: 12-28-81

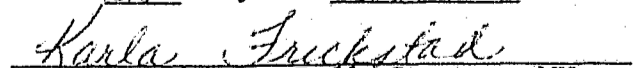


Petitioner



Petitioner

Subscribed and sworn to before me
this 28th day of Dec., 1981



Notary Public, Polk County, MN
My Commission Expires: 12-07-87

SWANSON
& BROUSE

Attorneys at Law
Crookston, Minn.
56716

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 24 1982

Secretary of State

EXHIBIT "A"

The West Twelve (12) rods of the West Twenty-five (25) rods of the South Thirteen and one-half ($13\frac{1}{2}$) rods of the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}$ of $NW\frac{1}{4}$), Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West of the Fifth Principal Meridian.

SWANSON
& BROUSE

Attorneys at Law
Crookston, Minn.
56716

**PUBLIC NOTICE
ORDINANCE 100
CHPT. 4.09**

An ordinance annexing land into the City of Fosston.

Section 1. RECITALS.

A. WHEREAS, C. W. Hammond and Mary Jean Hammond, his wife, have filed a Petition for Annexation by the City of Fosston of the following described real property:

The West Twelve (12) rods of the West Twenty-five (25) rods of the South Thirteen and one-half (13 1/2) rods of the Northwest Quarter of the Northwest Quarter (NW 1/4 of NW 1/4), Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West of the Fifth Principal Meridian.

B. WHEREAS, said C. W. Hammond and Mary Jean Hammond are the sole owners of said property; and

C. WHEREAS, the members of the Fosston City Council are familiar with said property and believe same is now or is about to become urban or suburban in character; and

D. WHEREAS, said real property abuts the City of Fosston, is unplatted and does not exceed two hundred (200) acres; and

E. WHEREAS, no part of said property is included in another boundary adjustment proceeding pending before the Minnesota Municipal Board, and no other municipality borders said property; and

F. WHEREAS, members of the Fosston City Council have determined that annexation of the above described real property is and will be in the best interests of the City of Fosston, Minnesota, and of the territory effected.

Section 2. THEREFORE, upon motion duly made, seconded and carried,

IT IS RESOLVED, and the City Council of the City of Fosston, Minnesota, hereby

ordains and declares that the aforescribed property be and is hereby annexed and included in the City of Fosston, Minnesota, as if it had originally been a part thereof.

Section 3. This ordinance shall be final and shall take effect and be in full force from and after the date on which it is passed, published, recorded and approved by the Minnesota Municipal Board.

Dated and passed by the City Council of the City of Fosston, Minnesota Municipal Board.

Dated and passed by the City Council of the City of Fosston, Minnesota, on this 28th day of December, 1981.

THE CITY OF FOSSTON
Lester E. Nord, Mayor
Lois Dokken,
Clerk - Treasurer (Jan. 7)

NOTARY AFFIDAVIT OF PUBLICATION

Affidavit of Publication. (Chapter 128, Laws of 1939.)

MINNESOTA }
Polk } ss.

Vikan _____, being duly sworn, on oath he is, and during all the times herein stated has been and publisher of the newspaper known as THE THIRDS, and has full knowledge of the facts herein- that for more than one year prior to the publication of Ordinance 100, Chpt. 4.09 _____ land into the City of Fosston _____ mmond Land

described, said newspaper was printed and published at Fosston, in the County of Polk, State of Minnesota, on _____ day of each week; that during all said time said newspaper has been printed in the English language from its known place of publication within the Village from which it purports to be published as above stated and in newspaper format in column form equivalent in space to at least 450 running inches wide; has been issued once each week in said place of publication and printed by skilled workmen and the necessary material for printing the same; that the press work on that part of newspaper devoted to local news of interest to the community has been done in its known office of publication; that all said time in its makeup not less than twenty-five percent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Polk County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Ordinance _____ hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for _____ One _____ successive weeks; that it was first so published on Thursday, the _____ Seventh day of January _____ 19 82; and thereafter on Thursday of each week to and including the _____ Seventh day of January _____ 19 82; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit: _____ Ordinance _____

Subscribed and sworn before me this _____ day of _____ 19 82

Notary Public, Polk County, Minnesota
NOTARY PUBLIC - MINNESOTA
POLK COUNTY 19
My Commission Expires June 15, 1987