

An Equal Opportunity Employer

Phone: (612) 296-2428



**STATE OF MINNESOTA
MUNICIPAL BOARD**

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

August 19, 1983

Melva Larson
City Clerk
P.O. Box 552
Dawson, Minnesota 56232

Re: Docket Number A-4030

Ordinance Number 191

City of Dawson

Dear City Clerk:

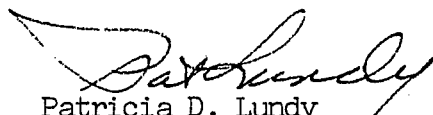
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

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 Director

PDL:sg

cc: ✓ Secretary of State
County Auditor
Township Clerk
Attorney
Municipality

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 26 1983
John Andrew Howe
Secretary of State

34749

Dawson

PETITION FOR ANNEXATION

In the matter of the Petition of Rudy Prestholdt and Bernice Prestholdt, husband and wife, Leonard Liebl and Ione Liebl, husband and wife, and Dawson Cemetery Association, for annexation by ordinance of unincorporated property to the City of Dawson.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF DAWSON, COUNTY OF LAC QUI PARLE, STATE OF MINNESOTA

The undersigned petitioners respectfully represent and show to the City Council:

1. That they are the majority of the owners of certain real estate lying and being in the County of Lac qui Parle, State of Minnesota, described as follows, to-wit: See Schedule A attached hereto.
2. That said real estate is within the Town of Riverside in the County of Lac qui Parle, State of Minnesota, and is an unplatted tract of land not exceeding two hundred acres.
3. That said real estate is contiguous with the corporate limits of said City of Dawson and is not included in any other municipality.
4. That said property is suitable for commercial development adaptable to urban government.
5. That it will be for the best interest of said City of Dawson and Town of Riverside that said real estate be annexed to the City of Dawson.

THEREFORE, your petitioners pray that the City of Dawson, by ordinance, declare such land annexed to the City of Dawson

Rudy Prestholdt
Rudy Prestholdt

Bernice Prestholdt
Bernice Prestholdt

Leonard Liebl
Leonard Liebl

Ione Liebl
Ione Liebl

DAWSON CEMETERY ASSOCIATION

By *Walter Rosenbale*
Its *Pres.*

SCHEDULE A

Tracts of land located in the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of Section Twenty-two (22), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West, beginning at the Northwest corner of said section, thence east on the section line twelve point seventy-six chains (12.76 ch), thence south five point five chains (5.5 ch), thence west twelve point seventy-six chains (12.76 ch) to the west line of said section, thence north on said west section line to the place of beginning; also a tract of land beginning at a point twelve point seventy-six chains (12.76 ch) east of the Northwest corner of said section, thence continuing east on the north line of said section to the Northeast corner of the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of said section, thence south one hundred feet, thence west to the east line of the above described tract, thence north to the place of beginning; also the Southeast Quarter of the Southwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$) of Section Fifteen (15), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West.



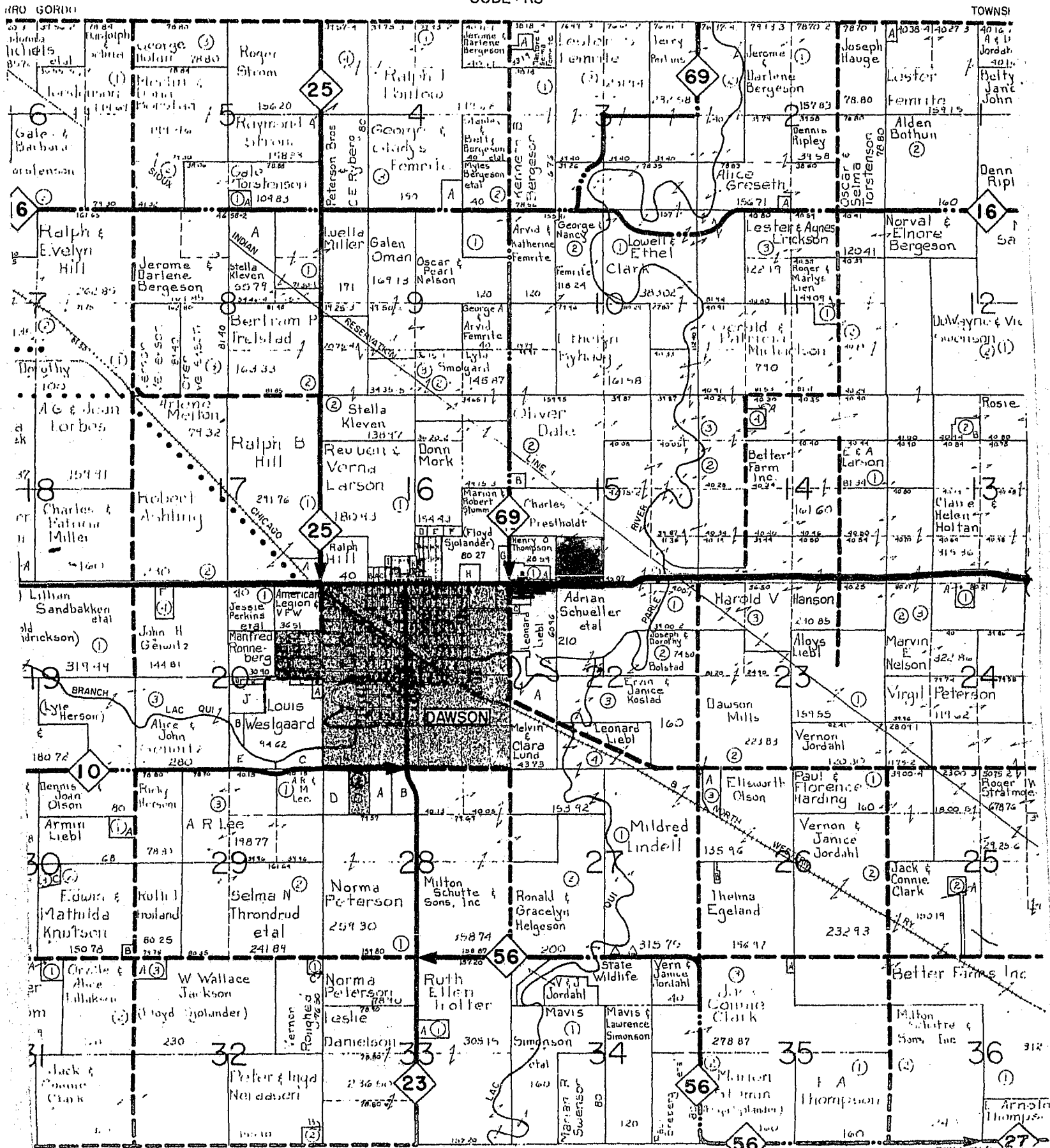
MAP OF RIVERSIDE



TOWNSHIP: 117 N

RANGE: 43 W

CODE: RS



MAXWELL

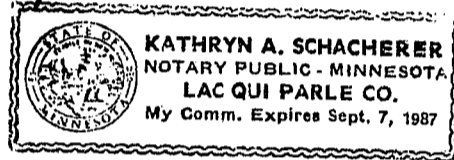
SMALL TRACT OWNERS

STATE OF MINNESOTA

COUNTY OF LAC QUI PARLE

On this 15th day of December, 1982, before me, a notary public within and for said County and State, personally appeared Rudy Prestholdt and Bernice Prestholdt, husband and wife, and Leonard Liebl and Ione Liebl, husband and wife, to me known to be the same persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Kathryn A. Schacherer

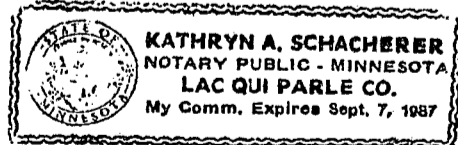


STATE OF MINNESOTA

COUNTY OF LAC QUI PARLE

On this 15th day of December, 1982, before me, a notary public within and for said County, personally appeared Walter Borgendale and to me personally known, who, being each by me duly sworn did say that they are respectively the President and the of Dawson Cemetery Association, the corporation named in the foregoing instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and said Walter Borgendale and acknowledged said instrument to be the free act and deed of said corporation.

Kathryn A. Schacherer



RESOLUTION CONSENTING TO ANNEXATION

WHEREAS, the owners of the lands hereinafter described have filed their petition to annex said lands to the City of Dawson, Minnesota, pursuant to the provisions of Section 414.033, Subdivision 5, of Minnesota Statutes Annotated; and

WHEREAS, The City Council of the City of Dawson have adopted a resolution approving the annexation of the tract of land described as follows, to-wit:

See Schedule A attached hereto

NOW THEREFORE, BE IT RESOLVED BY THE Town Board of Riverside Township, Lac qui Parle County, Minnesota, as follows:

1. It is found and determined that the tract of land described in Schedule A attached hereto is contiguous with the corporate limits of said City of Dawson and is not included in any other municipality and is adaptable to urban government; and

2. It is found that tax revenues therefrom to the Town of Riverside are minimal and of little consequence to the Township as measured against cost of providing governmental services thereto, and that it is to the best interest of the Town of Riverside, and of the City of Dawson and of the owners of said tract, and of owners and inhabitants of areas adjacent thereto that said land be so annexed; and

3. The Town of Riverside hereby consents to the annexation of said tract to the City of Dawson as approved by the City of Dawson, without a hearing before the Municipal Commission of the State of Minnesota, and hereby waives all right of objection thereto otherwise permitted by pertinent statutes.

PASSED, ADOPTED AND APPROVED, this 28 day of February, 1983.

TOWN OF RIVERSIDE

By *Paul W. Sams*
Chairman

and *Clara D. Johnson*

and *William Johnson*
Supervisors of the Town of
Riverside

ATTEST:

Kenny Thompson
Town Clerk

SCHEDULE A

Tracts of land located in the Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4) of Section Twenty-two (22), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West, beginning at the Northwest corner of said section, thence east on the section line twelve point seventy-six chains (12.76 ch), thence south five point five chains (5.5 ch), thence west twelve point seventy-six chains (12.76 ch) to the west line of said section, thence north on said west section line to the place of beginning; also a tract of land beginning at a point twelve point seventy-six ^{chains} (12.76 ch) east of the Northwest corner of said section, thence continuing east on the north line of said section to the Northeast corner of the Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4) of said section, thence south one hundred feet (100'), thence west to the east line of the first described tract, thence north on said East line to the place of beginning;

also the West three hundred thirty feet (330') of the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section Fifteen (15), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West.

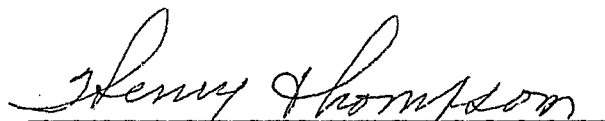
CERTIFICATION

STATE OF MINNESOTA

COUNTY OF LAC QUI PARLE

I, Henry Thompson, Clerk of the Town of Riverside, in said County and State, do hereby certify that the foregoing writing is a true and correct copy of the resolution unanimously adopted by the Town Board of the Town of Riverside as the same is on file and of record in my office as such Town Clerk.

DATED: March 3, 1983.


CLERK OF THE TOWN OF RIVERSIDE
Lac qui Parle County, Minnesota

ORDINANCE NO. 191

AN ORDINANCE ANNEXING TERRITORY AND EXTENDING CITY LIMITS

THE CITY COUNCIL OF THE CITY OF DAWSON, MINNESOTA DOES HEREBY ORDAIN THE FOLLOWING:

SECTION I: That it is hereby found and determined that that certain real estate situated in Lac qui Parle County, Minnesota, described as follows, to-wit:

Tracts of land located in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-two (22), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West, beginning at the Northwest corner of said section, thence east on the section line twelve point seventy-six chains (12.76 ch), thence south five point five chains (5.5 ch), thence west twelve point seventy-six chains (12.76 ch) to the west line of said section, thence north on said west section line to the place of beginning; also a tract of land beginning at a point twelve point seventy-six chains (12.76 ch) east of the Northwest corner of said section, thence continuing east on the north line of said section to the Northeast corner of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said section, thence south one hundred feet (100'), thence west to the east line of the first described tract, thence north on said East line to the place of beginning; also the West three hundred thirty feet (330') of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Fifteen (15), Township One Hundred Seventeen (117) North, of Range Forty-three (43) West.

abuts on and is immediately adjacent to the northeasterly limits of the City of Dawson, Minnesota, and is presently agricultural land but is now or is about to become urban or suburban in character, and that it is to the best interests of the City of Dawson and of said above described territory that it be annexed to the City of Dawson for all government purposes.

SECTION II. That it is also hereby found and determined that the petition of the owners of said property, praying for such annexation; was duly filed with the City of Dawson, the Town of Riverside, the County of Lac qui Parle, and with the Minnesota Municipal Commission, pursuant to the provisions of Section 414.033, Subdivision 5, of Minnesota Statutes Annotated, and that no objections thereto have been presented or filed.

SECTION III: That all of said real estate described in Section I hereof is hereby annexed to the City of Dawson, Minnesota, for all governmental

purposes and that the city limits of the City of Dawson are hereby extended and enlarged to include the same, and that all thereof is hereby zoned as commercial property and is assigned to and made a part of the First Ward of Dawson.

SECTION IV: That this ordinance shall be in effect from and after final passage and publication and that true and correct copies thereof be forwarded to and filed with Minnesota Municipal Commission, the County Auditor of Lac qui Parle County, Minnesota, Clerk, Town of Riverside, and the Secretary of State of the State of Minnesota.

PASSED, ADOPTED AND APPROVED this 7 day of June, 1983.

James Carlson
Mayor

ATTEST:

Melva Larson
City Clerk

(CITY SEAL)

1st Reading May 3, 1983

2nd Reading June 7, 1983

Publication June 16, 1983

AN ORDINANCE ANNEXING
TERRITORY AND
EXTENDING CITY LIMITS

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abuts on and is immediately adjacent to the northeasterly limits of the City of Dawson, Minnesota, and is presently agricultural land but is now or is about to become urban or suburban in character, and that it is to the best interests of the City of Dawson and of said above described territory that it be annexed to the City of Dawson for all government purposes.

SECTION II. That it is also hereby found and determined that the petition of the owners of said property, praying for such annexation, was duly filed with the City of Dawson, the Town of Riverside, the County of Lac qui Parle, and with the Minnesota Municipal Commission, pursuant to the provisions of Section 414.033, Subdivision 5, of Minnesota Statutes Annotated, and that no objections thereto have been presented or filed.

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SECTION IV: That this ordinance shall be in effect from and after final passage and publication and that true and correct copies thereof be forwarded to and filed with Minnesota Municipal Commission, the County Auditor of Lac qui Parle County, Minnesota, Clerk, Town of Riverside, and the Secretary of State of the State of Minnesota.

PASSED, ADOPTED AND APPROVED this 7th day of June, 1983.

James Carlson
Mayor

TEST:
Iva Larson
Clerk
(SEAL)

lrc

PRINTERS AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA, } ss.
County of Lac qui Parle

Norman Bacon, being duly sworn, on oath, says he is and during all the times hereof stated has been the publisher and printer of the newspaper known as Dawson Sentinel, and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once each week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% 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) Said newspaper purports to serve the City of Dawson in the County of Lac qui Parle and it has its known office of issue in the City of Dawson in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by publisher of said newspaper or persons in his employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966, and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of newspaper, and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Ordinance # 191 annexing Territory & extending City Limits

hereto attached as a part hereof 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 so published on Thursday

the 16th day of June 1983 and was thereafter printed

and published on every Thursday to and including the

day of of 19 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz
abcdefghijklmnopqrstuvwxyz
abcdefghijklmnopqrstuvwxyz

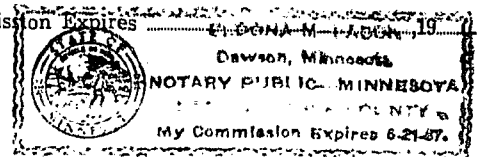
Norman Bacon

Subscribed and sworn to before me this 17th day of June 1983

Eldora M. Bacon

Notary public, Lac qui Parle County, Minnesota

My Commission Expires





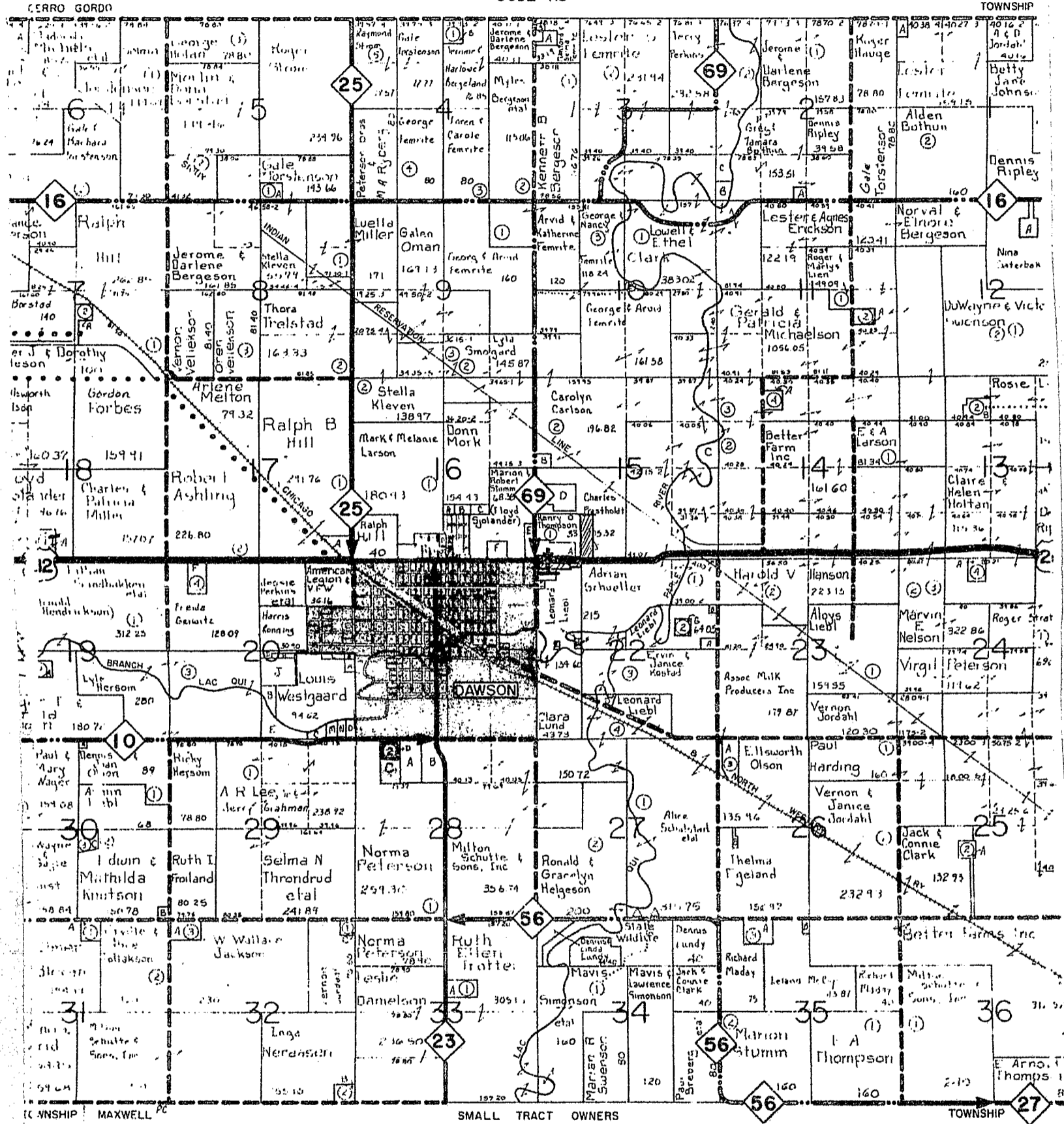
RIVERSIDE



TOWNSHIP 117 N

RANGE 43 W

CODE: RS

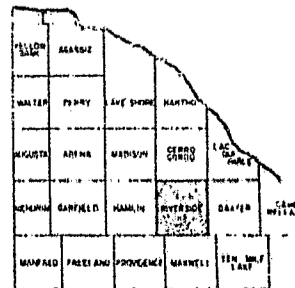


TOWNSHIP MAXWELL PC

SMALL TRACT OWNERS

TOWNSHIP 27

SEE SMALL TRACT SECTION FOLLOWING TOWNSHIP MAPS



AFFIDAVIT OF MAILING

IN RE: Petition for Annexation by Rudy Prestholdt, et al.

STATE OF MINNESOTA

COUNTY OF LAC QUI PARLE

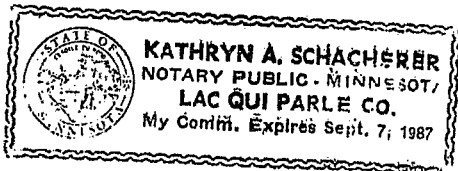
I, Kathleen Kloos, being first duly sworn on oath deposes and says that on the 15th day of December, 1982, at the City of Dawson in said county and state she mailed a copy of the Petition for Annexation by Rudy Prestholdt and Bernice Prestholdt, husband and wife, Leonard Liebl and Ione Liebl, husband and wife, and Dawson Cemetery Association to RIVERSIDE TOWNSHIP BOARD, Dawson, Minnesota, 56232, CITY OF DAWSON, % Melva Larson, City Clerk, Dawson, Minnesota, 56232, and Wallace Jackson, Lac qui Parle County Attorney, Madison, Minnesota, 56232 by placing a true and correct copy thereof in a sealed envelope, postage prepaid and depositing the same in the U.S. Mails at Dawson, Minnesota, and addressed to the above named persons as indicated above.

Kathleen Kloos

Kathleen Kloos

Subscribed and sworn to before me this
16th day of December, 1982.

Kathryn A. Schacherer
Notary Public



JOHN M. TOLLEFSON
ATTORNEY AT LAW

P. O. BOX 269
DAWSON, MINNESOTA 56232
612/769-4498
108 ST. OLAF AVE. N.
CANBY, MINNESOTA 56220
507/223-8700

July 26, 1983

Minnesota Municipal Board
Suite 165 Metro Square Building
Seventh and Robert Streets
St. Paul, MN 55101

RE: Annexation to the City of Dawson, Minnesota

Gentlemen:

Enclosed please find the following to be filed in connection with
the above described matter:

- Copy of Petition for Annexation
- Copy of Resolution Consenting to Annexation by Riverside Township
- Copy of City of Dawson's Ordinance #191
- Copy of Printer's Affidavit of Publication
- Map
- Affidavit of Mailing of Petition
- Filing Fee - \$50.00

This should complete all the filing necessary in connection with this
matter. Please advise if there are any further requirements.

Very truly yours,

John M. Tollefson

JMT:ks
cc Raymond L. Olson
County Auditor
Lac qui Parle County Courthouse
Madison, MN 56256

cc Secretary of State
State Office Bldg
St. Paul, MN 55101

Henry Thompson
Clerk of Riverside Township
Box 184
Dawson, MN 56232