



STATE OF MINNESOTA
MUNICIPAL BOARD

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

October 13, 1988

Barbara Hampel
Preston City Clerk
Preston City Hall
Preston, Minnesota 55965

Docket Number A-4523

Ordinance Number 187

City of Preston

Dear Ms. Hampel:


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

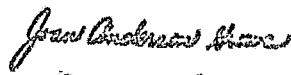

Patricia D. Lundy
Assistant Director

PDL:sg

cc: Fillmore County Auditor
Fountain Township Clerk
Carrolton Township Clerk
Preston Township Clerk
David A. Joerg, Attorney at Law
Secretary of State

38479
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

OCT 19 1988


Secretary of State

Preston

CERTIFICATE

I, Barbara Hampel, City Clerk of Preston (the City), do hereby certify that attached hereto is a true and complete copy of an ordinance duly adopted by the City Council of the City at a meeting duly called and duly held on September 12, 19 88, at which meeting a quorum was present and acting throughout, and that such resolution has not been amended or rescinded and is in full force and effect on the date thereof.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of September, 1988.

Barbara Hampel

ORDINANCE NO. 187

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF PRESTON, MINNESOTA TO INCLUDE CERTAIN
UNINCORPORATED, UNPLATTED LAND BUTTING UPON THE CITY LIMITS

WHEREAS, a certain petition for annexation dated February 15, 1988 was duly presented to the City Council on the 23rd day of August, 1988 petitioning that certain parcels (Parcels 1 and 2 annexed) be annexed to the City of Preston, and

WHEREAS, the petition was signed by all owners of said territory; and

WHEREAS, the annexation has been approved by the respective town boards for the townships of Fountain, Carrolton and Preston, and by the County Board for the County of Fillmore; and

WHEREAS, the land described in the petition (Parcels 1 and 2 annexed) abuts upon the city limits of the City of Preston.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF PRESTON, MINNESOTA ORDAINS:

SECTION I.

ABUTTING PROPERTY

The City Council hereby determines that:

- (1) The territory described herein abuts upon the city limits and is urban in character, and
- (2) None of the territory is now included within the limits of any city.

SECTION II.

TERRITORY ANNEXED

The corporate limits of the City of Preston shall be and hereby are extended to include the unplatted land described as Parcels 1 and 2 annexed hereto and made a part hereof by

reference, and the same shall be and hereby is annexed to and included within the City the same as if it had originally been a part thereof.

SECTION III.

FILING

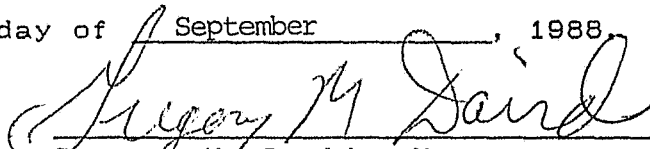
The City Clerk shall be and hereby is directed to file certified copies of this ordinance with the Minnesota Municipal Board, the Secretary of State for the State of Minnesota, the Town Clerk for the Township of Fountain, Minnesota, the Town Clerk for the Township of Carrolton, the Town Clerk for the Township of Preston, Minnesota and the County Auditor for the County of Fillmore, Minnesota.

SECTION IV.

EFFECTIVE DATE

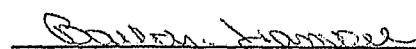
This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section III, and approval of the ordinance by the Minnesota Municipal Board.

Adopted by the City Council of the City of Preston, Minnesota this 12th day of September, 1988.



Gregory M. Davids, Mayor

ATTEST:



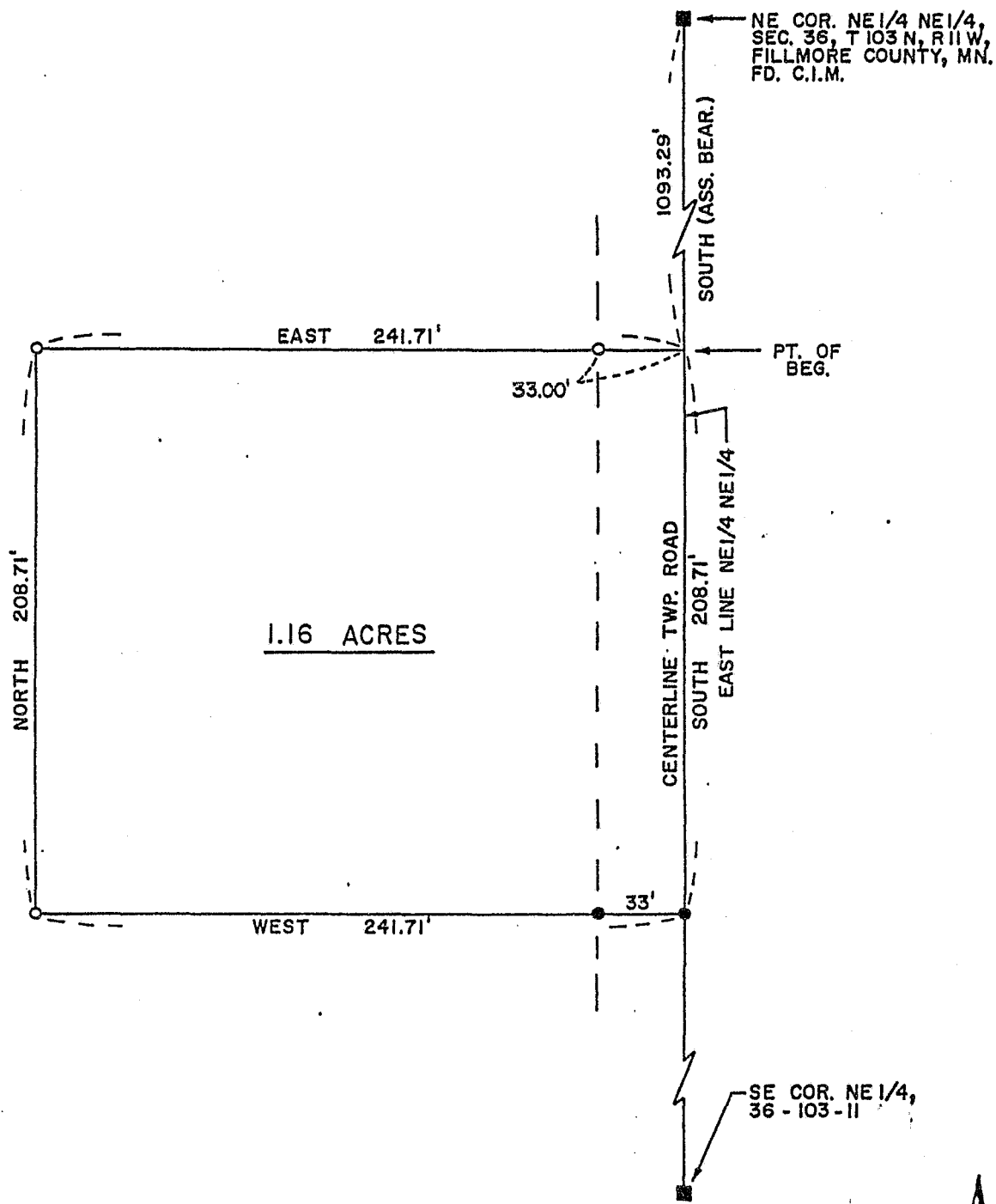
Barbara Hampel, City Clerk

LEGAL DESCRIPTION

That part of the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) of Section 36, Township 103 North, Range 11 West, Fillmore County, Minnesota, described as follows: Commencing at the Northeast Corner of said NE 1/4 NE 1/4; thence South (assumed bearing) along the East line said NE 1/4 NE 1/4, 1093.29 feet to the point of beginning of the tract of land to be herein described; thence continuing South along said East line, 208.71 feet; thence West, 241.71 feet; thence North, 208.71 feet; thence East, 241.71 feet to the point of beginning and containing 1.16 acres, more or less. Subject to easements of record. Also, subject to a 33 foot wide easement for the Township Road across the East line thereof.

Record I

CERTIFICATE OF SURVEY



- DENOTES 1/2" CAPPED IRON PIPE SET
 - DENOTES IRON FOUND
- SCALE: 1" = 60'



CERTIFICATE OF SURVEY

I HEREBY CERTIFY THAT THIS SURVEY AND DRAWING WERE PREPARED BY ME AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

REG. NO. 13810

DATE: 4/16/87

William R. McManis

SHEET 1 OF 2

P-1266-1

LOT AND FARM SURVEYS
CONSTRUCTION SURVEYS

RICHARD JAMES HALVERSON
LAND SURVEYOR
MINNESOTA — WISCONSIN

ARCHITECTURAL
TOPOGRAPHICAL
PLATTING

4240 West Fifth Street
Winona, Minnesota 55987
Telephone 507 • 454-4134

541 27th Street Northwest
Rochester, Minnesota 55901
Telephone 507 • 287-0811

February 16, 1988

*Description of Land to be Annexed
into the City of Preston, Mn.*

That part of the South Half of the Southwest Quarter of Section 32, Township 103, Range 10, and the North Half of the Northwest Quarter of Section 5, Township 102, Range 10, Fillmore County, Minnesota, described as follows:

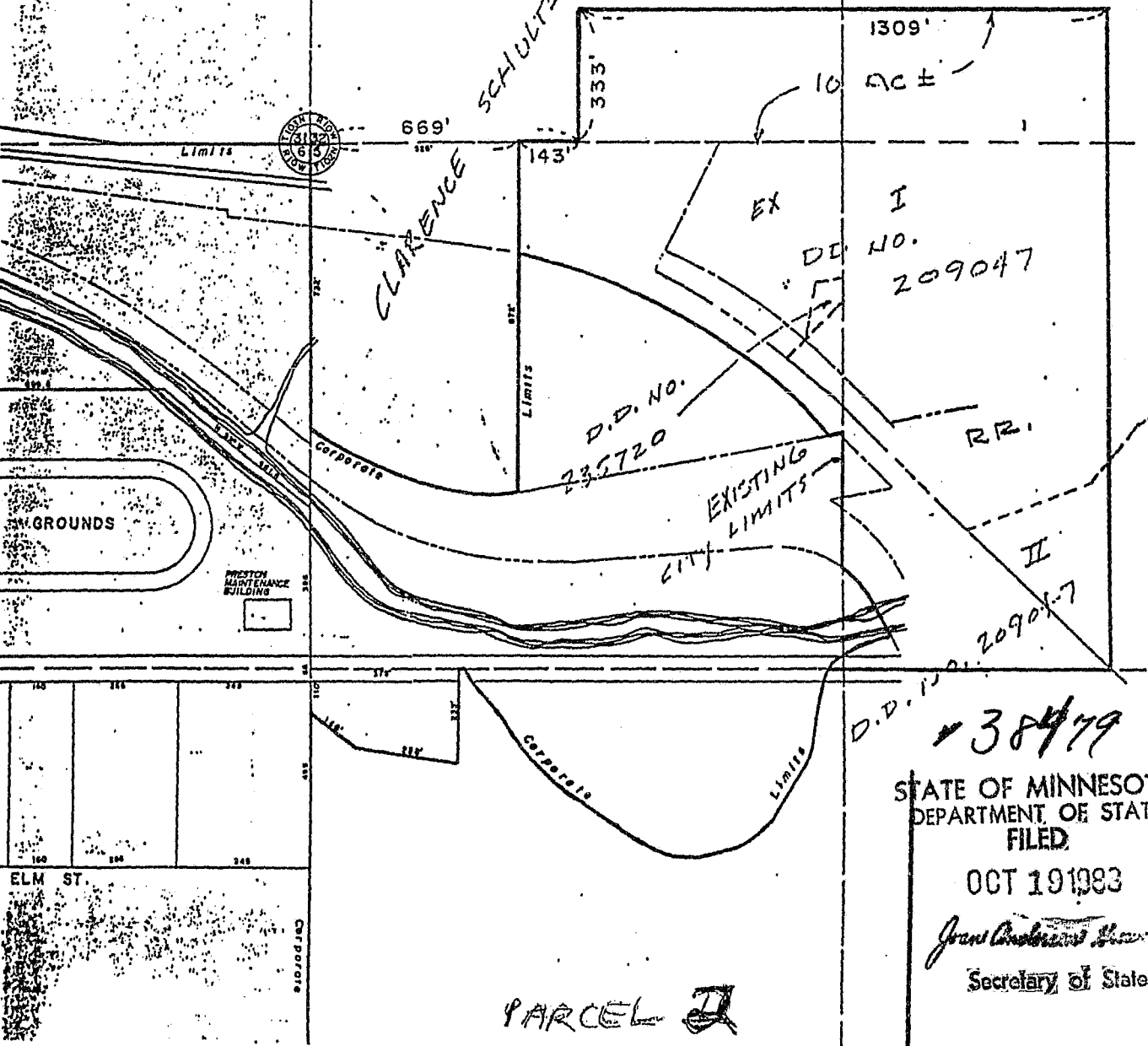
Commencing at the northwest corner of said Section 5; thence on an assumed bearing of east along the north line of said Section 5, a distance of 526.00 feet to the point of beginning of the land to be described; thence continuing east along the north line of said Section 5, a distance of 143.00 feet; thence northerly parallel with the west line of said Section 32, a distance of 333.00 feet; thence East 1309.00 feet; thence South 1620.00 feet, more or less, to the south line of the North Half of the Northwest Quarter of said Section 5; thence westerly along the south line of the North Half of the Northwest Quarter of said Section 5 to the present easterly corporate limits line of the City of Preston, Minnesota; thence northeasterly, northerly and northwesterly along said easterly corporate limits line to a line 526.00 feet East of the west line of said Section 5; thence north along said last intersected line to the point of beginning.

PARCEL 2



MINNESOTA

INFORMATION



PARCEL I

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

OCT 19 1983

Grant Anderson

Secretary of State