STATE OF MINNESOTA) as COUNTY OF STEARNS

I, Frank Ramler, County Auditor of Stearns County, Minnesota, do hereby certify and return that I have the custody and control of the records and files of the office of County Auditor of the said County and, of the proceedings of the Board of County Commissioners of said County.

That attached hereto and marked Exhibit "A" is a true copy of the petition for the incorporation of the proposed village of Elrosa, which petition is on file in my said office.

That attached hereto and marked Exhibit "B" is a true copy of a resolution which was duly passed and adopted by, and at a meeting of, the Board of County Commissioners of said County, held on February 1st, 1938, and that Exhibit "C" hereto attached is a true copy of a resolution duly passed and adopted by, and at a special meeting of the said Board of County Commissioners held on February 7th, 1938, and that all members of the said Board were present at each of the said meetings and voted for the adoption of the said resolutions.

That Exhibit "D" hereto attached is a true and correct copy of the Certificate and Return of inspectors, in connection with the incorporation of the proposed village of Elrosa.

That Exhibit "E" hereto attached is a true copy of the Notice of Election to determine upon the incorporation of the processed village of Elrosa, together with a true copy of the proof of the posting of such election notice.

That the said original petition, Exhibit "A", and a copy of the said resolution, Exhibit "B" and the original Notice of Election and proof of the posting thereof, and the original Certificate and Return of the said inspectors have been attached, together and filed as one document, in my said office as such County Auditor, on February 26th, 1938.

That this Certificate is made in accordance with Section 1115 of Mason's Minnesota Statutes for 1927, to be filed in the office of the Secretary of State, for the purpose of completing the incorporation of the said proposed village of Elrosa.

Witness my hand and official seal at the City of St. Cloud in Stearns County, Minnesota, on this 26th day of February, 1938.

County Auditor of Stearns County, Minnesota.

Exhibit A"

To: The Board of County Commissioners of Stearns County, Minnesota:

For the purpose of organizing and incorporating a village in accordance with Section 1111 of Mason's Minnesota Statutes of 1927 and other less of the State of Minnesota, per timent thereto, the undersigned respectfully request and patition that you call an election for the determination of such proposed incorporation, as provided by such less.

Further, in accordance with said laws, and as a part of this petition, the undersigned do state and make known the following facts, to-wit:

- 1. The name of the proposed village shall be "Village of Elrosa".
- 2. That each of the undersigned is an actual resident and legal voter of and in the territory included in the boundaries of the said proposed village.
- 5. That the territory included in the said proposed yillage is situate in Stearns County, Minnesota and is all that part of Sections Nine (9) and Ten (10) of Township numbered One Hundred Twenty-four (124) of Range Thirty-four (34), contained within the following boundary lines, to-wit: Reginning at the Southwest corner of the Northeast Quarter of the Southeast Quarter (NET SEt) of said Section Nine (9) and running thence North to the Northwest corner thereof and thence East along the North line thereof to the westerly line of the rightof-way of the Minneapolis, St. Paul, and Sault Ste. Marie
 Railway, and thence in an approximate Northeasterly direction
 along the Northerly line of said right-of-way to the West line
 of the nighway running along the East side of the said Section
 Nine (9); thence South along the West side of said highway to
 the narrowed right-of-way of said railway (being 50 feet at right angles from the center of the main track thereof) and thence following approximately Northeast along said right-ofway to a point due North of the East line of Lots One (1) to Seven (7) inclusive, of Rien's Addition to Elrosa, and thence South along said East line to a point Thirty-three (33) feet South of the East line of said Lot Seven (7); thence East to the East line of Bauer Street in Loehr's Second Addition to Elrosa; thence South along the East line of said Street; and thence South to the center of Third Avenue in said Loehr's Second Addition and thence West along the center line of said Third Avenue (and the center line of Block "A" of said Addition) to the East line of said Section Nine (9), being also the center line of State Street, according to the original plat of Elrosa, and thence South to the Southeast corner of said Northeast Quarter of the Southeast Quarter (NEL SEL) of said Section Nine (9) and thence West along the South line thereof to the place of beginning. References to the said plats of the Townsite of Elrosa, of Rien's Addition to Lochr's Addition and to Lochr's Second Addition are in accordance with the plats thereof, on file and of record in the office of the Register of Deeds of said County.
- 4. That there is embraced within the above described boundaries of said proposed village, all of the said Original Townsite of Elrosa, all of said Rien's Addition and the said Loehr's Second Addition and part of Loehr's Addition, plats of which, platting the land included in said respective tracts into lots and blocks, have been duly and legally certified in accordance with the Laws of Minnesota and filed in the office of the said Register of Deeds. That said boundaries also embrace lands so conditioned as properly to be subjected to village government, adjacent to said platted lands, and that none of such territory is included in any incorporated village.

5. That the quantity of land embraced within the boundaries of said proposed village is Fifty-six and Sixty-eight one hundredths (56-68/100) deres.

6. That the number of actual residents on the land includes within the boundaries of said proposed village is

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STATE OF MINISOTA) SE

I hereby certify that each of the persons who subscribed the foregoing petition personally appeared before me and, being duly sworn, each did say that he or she had read and knew the contents of the said petition and was a resident and legal voter of the territory of the proposed village of Elrosa as set forth in

said petition and that he or she subscribed said petition for the uses and purposes therein set forth.

I further certify that each of said subscribers is known to me and each is a resident and legal votor of the said territory and that the said petition was so subscribed and sworn to on this 27th day of January, 1938.

Witness my hand and official seal.

(SEAL)

Math Bauer Weth Bauer
Notary Public, Stearns County, Monn.
My commission expires May 22, 1940/

STATE OF MINNESOTA COUNTY OF STEARMS

John H. Weber boing first duly sworn, each for himself deposes and says:

That each of said affiants and all of the subscribers to the foregoing potition are personally known to each of affiants and that each and all of said persons are residents and legal voters of the territory included in the proposed village of Elrosa as described in the said petition and that each of the signatures to the said petition is the genuine signature of the person whose signature it purports to be and that each of said signatures was subscribed to the said petition on the 27 day of January, 1938.

That on behalf of the subscribers to said petition, affiants have taken a census of the resident population of the territory included within the boundaries of the said proposed village, the day aforesaid, and that the number of actual residents of said territory on said date is ______. That the said census was accurately taken by affiants on the said date and that each and all of the statements in the said petition are true.

	Gust Speeth
	Edwin B. Stalberger
	John H. Wahar
Subscribed and aworn to by Gust Speeth	Edwin B. Stalberger
and John H. Weber this 28 day of January Math Rauer Math Ba	
otary public, Stearns Courty commission expires May	ity, Minn.

Exhibit "B"

BE IT RESOLVED by the Board of County Commissioners of Stearns County, Minnesota, as follows, to-wit:

That Whereas, a petition has been presented to this Board requesting that in accordance with Section 1111 of Mason's Minnesota Statutes of 1937 and of the Laws of Minnesota pertinent thereto, an election be called to determine whether there be incorporated a village to be known as "Village of Elrosa" and embracing in its territory approximately the following premises (reference is hereby made to said petition for further particularity) to-wit: Fifty-six and Sixty-eight one hundredths (56-68/100) acres of Sections Nine (9) and Ten (10) of Township One hundred twenty-four (124) Range Thirty-four (34) described as follows: The Northeast Quarter of the Southeast Quarter (NE½ SE¾) of said Section Nine (9) and all that part of the right-of-way of the Minneapolis, St. Paul, and Sault Ste. Marie Railway Company right-of-way which is in the Northeast Quarter (NE½) of said Section Nine (9) and which lies West of the West line of the highway running along the East line of said Section, also all of Rien's Addition to Elrosa, all that part of said Railway right-of-way lying North of said Addition, all of Loehr's Second Addition to Elrosa, except the South Half (S½) of First Avenue, considering the same as Sixty-six (66) feet wide, and all of Loehr's Addition to Elrosa, excepting Blocks numbered Three (3) and Four (4) thereof and excepting the South Half (S½) of Elock "A", (now part of Third Avenue), and said Addition be in accordance with the plats thereof on file and of record in the office of the Register of Deeds of said County, and

WHEREAS the said petition is signed by 29 duly qualified electors residing within the territory of the said proposed village and is accompanied by a census of the resident population of such territory, and in all things complies with the statute in such case made and provided,

NOW THEREFORE it is ordered that the said petition be granted and that the said election be held at the office of the Stalberger Garage on Lots 10 and 11 in Block 2 of the Original Townsite of Elrosa, according to the plat thereof on file and of record in the office of the said Register of Deeds, on Thursday, the 24th day of February, 1938, from nine o'clock A. M. until five o'clock P. M. and that the Chairman and County Auditor, on behalf of this Board, give notice of such election and cause the same to be posted according to law, (there being no newspaper within the territory of said proposed village), and that the Auditor prepare and furnish the necessary ballots and supplies to be used thereat and that he perform all acts and duties required of him by the said laws pertaining to the incorporation of villages.

BE IT FURTHER RESOLVED that Ben Osendorf , who are duly qualified electors residing within the said territory, are hereby appointed "inspectors" to conduct the said election and to perform all duties provided by law to be performed by such officers.

EXHIBIT "C"

"On motion duly seconded, the following resolution was adopted:

BE IT RESOLVED, that whereas, by its resolution adopted on February 1st, 1938, this Board appointed Ben Osendorf, Fred Koll and John Weber, to be "inspectors" to conduct the election to be held on February 24th, 1938, to determine whether there shall be incorporated a proposed village to be known as "Elrosa" and

WHEREAS, it appears that John Weber, so appointed as one of said inspectors is unable to act and has not qualified as such officer and refuses so to do,

NOW THEREFORE, Gust Spaeth is hereby appointed in his place and the said resolution of February 1st, 1938, is amended so that the inspectors appointed thereby are and shall be Fred Koll, Ben Osendorf and Gust Spaeth, who shall perform the duties of such office."

Exhibit" "

CERTIFICATE AND RETURN OF INSPECTORS

We, Fred Koll and Gust Spaeth, as inspectors and as judges of an election held to determine on the question of whether the proposed Village of Elrosa should be incorporated. In accordance with a resolution of the Board of County Commissioners of Stearns County, Minnesota, passed and adopted on February 1st, 1938 and amended by another resolution passed and edopted by said Board on February 7th, 1938, do hereby make the following certificate and return, to-wit:

That Ben Osendorf, one of the persons named to be inspector, by the said resolution, was unable to act and has never qualified as such inspector.

That the said election was held on Thursday, February 24th, 1938, at the office of Stalberger Garage on Lots 10 and 11 in Block 2 of the Original Townsite of Elrosa, according to the plut thereof on file and of record in the office of the Register of Deeds of Stearns County, Minnesota, between the hours of nine o'clock A. M. and five o'clock P. M. of the said day.

That at the time of the opening of the said election, the duly qualified electors then present, by their unanimous choice, selected and elected Alfred Stalberger to be Judge of the said Election and Marie Stalberger to be Clerk of the said election and said persons performed the duties of such offices.

That the said election was in all things conducted in accordance with the laws of the State of Minnesota in such case made and provided.

That 83 votes were cast at the said election of which 44 were voted "For Incorporation Yes" and 39 were voted "For Incorporation No" and that, a majority of the votes cast at the said election were in the affirmative and in favor of such incorporation and the said proposition is therefor declared to be carried and adopted.

That Alfred Stalberger who was chosen as aforesaid to act as Judge of the said election and to carry on the duties of the inspector who was unable to act, joins in this certificate.

Dated February 25th, 1938.

Inspectors (Judges) of Election

Judge of Election and Substitute
Inspector.

STATE OF MINNESOTA

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COUNTY OF STEARNS

Fred Koll, Gust Spaeth, and Alfred Stalberger being first duly sworn, each for himself, deposes and says: That he is one of the persons described in the foregoing Certificate

and Return; that he has read and knows the contents thereof and that the facts therein set forth are in all things true.

Subscribed and sworn to before me this 25th day of February, 1938.

Notary public, Stearns County, Minn. My commission expires Oct. 7, 1940.

Exhibit E

NOTICE OF ELECTION

Notice is hereby given that on Thursday, the 24th day of February, 1938, at the office of Stalberger Garage on Lots 10 and 11 in Block 2 of the Original Townsite of Elrosa, according to the plat thereof on file and of record in the office of the Register of Deeds in Stearns County, Minnesota, an election will be held, whereat the electors residing within the boundaries of the proposed "Village of Elrosa", described in the petition of which a copy is hereunto attached and hereby made a part hereof, shall determine whether the territory within said boundaries shall be incorporated as a village in accordance with Section 1111 of Mason's Minnesota Statutes of 1927 and other laws per-taining thereto. The poles will be open at such election from nine ofclock A. M. until five o'clock P. M. of said

By order of, and in accordance with a resolution of, the Board of County Commissioners of Stearns County,

Dated February / 1938.

Anton W. Track Chairman of Board of County Commissioners of Stearns County, Minnesota.

ATTEST

Auditor of Stearns County, Jinnesota.

(OFFICIAL SEAL)

STATE OF MINNESOTA

COUNTY OF STEARNS

deposes and says: | being first duly sworn,

That on the / day of February, 1938, he posted true and correct copies of the foregoing notice of election including the petition attached thereto, in three of the most public places within the boundaries of the proposed Village of Elrosa as described in the said notice and petition, to-wit: One of such notices was so posted on a posting board on the front of Elrosa Community Hall on Lots 16 and 17 in Block 7 in the Original Townsite of Elrosa, according to the plat thereof on file and of record in the office of the Register of Deeds of said County.

One was so posted on Elrosa Cooperative Creamery building on Lots 1 and 2 of Block 9, according to said plat.

Another of such notices was so posted on an electric light pole in the street at the northeast corner of Block 1 of Loehr's First Addition to Elrosa, according to the plat thereof on file and of record in said office.

Subscribed and sworn to before me this / day of February, 1938.

Notary public, Stearns County, Minn. My commission expires

To: The Board of County Commissioners of Steamer County, Minnopoles

ville of the purpose of organizing and incorporating a ville of in necessaries with section lill of incomis sinusces. Especially of 1997 and other is not the street of linearous, per timent thereto, the undersigned respectivity request and position that you call an election for the determination of such pro-posed incorporation, as provided by such less.

further, in adordence with sold leas, and he a part of this potition, the andersiyed do state out make known the following fasts, so-wit:

- I. The arms of the proposed villege shell be Fyillage
- 2. That each of the andoralgned is an actual resident and logal vector of and in the territory included in the boundaries of the said eroposed village.
- 5. That the territory included in the said proposed village is situate in Stateme County, Manager and is all that part of Sections Mine (3) and Ton (10) of Tounchip numbered One Hundred Twenty-four (124) of Honge Thirty-four (34), contained within the following boundary lines, to-cit: Escinning at the Southwest corner of the Fortheast Charter of the Bouthcast (uarter (NEA SEA) of said Section Bino (9) and running thonce North to the Morthwest corner thereof and themse East along the Morth line thereof to the westerly line of the right-of-way of the Minne polls, St. Paul, and scult sto. Mario Relieny, and thence in an approximate Morthensterly direction along the Northerly line of said right-of-way to the Sout line of the highway running along the Test side of the said Section Nine (F); thence South along the seat side of said highest to the nervoyed right-of-way of said railway (being 50 feet at right angles from the conter of the sain track thereof) and thence following approximately Northeast along said right-of-way to a point due North of the Bust line of Lote une (1) to Seven (7) inclusive, of Rien's Addition to Blrose, and thence South along sold Sest line to a point Thirty-three (53) foot South of the Bast line of said Lot Seven (7); thence Bast to the Bost line of Bouer Street in Locke's Second Addition to Elrose; thence south along the sest line of said Street; end thence South to the center of Third Avonue in said Lochr's Record Addition and thence Tost along the center line of eald Third Avenue (and the conter line of Block "A" of said Addition) to the Bast line of said Costion Mine (D), being else the center line of State Street, according to the original plat of Blrose, and thence Smith to the Southeast corner of said Mosthoast Cuarter of the Southeast Quarter (NTS 555) of said Section Nino (0) and thence West along the South line thereof to the place of beginning. References to the said plate of the Townsite of Elrosa, of hien's Addition to Loshr's Second Addition are in accordance with the plats thereof, on file and of record in the office of the Register of Books of said County.
- 4. That there is embraced within the above described boundaries of said proposed village, all of the said drightal Townsite of Elress, all of said Rion's Addition and the said Leehr's Second Addition and part of Leehr's Addition, plats of which, platting the land included in said respective tracts into lots and blocks, have been duly and legally cortified in accordance with the Laws of Minnesota and filed in the office of the said Register of Deeds. That said boundaries also embrace lands so conditioned as properly to be subjected to village government, edjacent to said platted lands, and that none of such territory is included in any incorporated village.

5. That the quantity of land embraced within the boundaries of said proposed village is Fifty-six and Sixty-cight one hundredths (56-60/100) seres.

6. That the number of actual residents on the land included within the bounderies of said proposed village is 188

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STATE OF SIMMESUTA) OF SUBARNS

I horoby certify that again of the persons who subscribed the foregoing petition personally appeared before me and, being duly awarn, each did say that he or she had read and knew the contents of the said petition and was a resident and legal voter of the territory of the proposed village of Elrosa as set forth in

said petition and that he or she subscribed said petition for the uses and purposes therein set forth.

I further certify that each of said subscribers is known to me and each is a resident and legal voter of the said territory and that the said petition was so subscribed and sworn to on this 27th day of January, 1938.

Witness my hand and official seal.

(SEAL)

Math Hauer Wath Bauer
Notary Fublic, Steams County, Monn.
My commission expires May 32, 1940/

STATE OF MINNESOTA) SECOUNTY OF STEARNS

Gust Spacth , Edwin 5. Stelberger , and John H. Weber being first duly sworn, each for himself deposes and says:

That each of said affiants and all of the subscribers to the foregoing potition are personally known to each of affiants and that each and all of said persons are residents and legal voters of the territory included in the proposed village of Elrosa as described in the said petition and that each of the signatures to the said petition is the genuine signature of the person whose signature it purports to be and that each of said signatures was subscribed to the said petition on the 27 day of January, 1938.

That on behalf of the subscribers to said petition, affiants have taken a census of the resident population of the territory included within the boundaries of the said proposed village, the day aforesaid, and that the number of actual residents of said territory on said date is 168. That the said census was accurately taken by affiants on the said date and that each and all of the statements in the said petition are true.

	Gust Speeth	
	Mwin R. Stelberger	
(SEAL)	John H. Webor	
Subscribed and sworn to by	n B. Stelberger,	
and <u>John H. Jeber</u> this <u>28</u> day of January, 1936	pefore me	
Math Bayer Worth Bower Notary public, Stearns County, B	linn.	