

OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF AUSTIN, HENNER COUNTY, MINNESOTA

We, the undersigned, do hereby respectfully represent and advise to the Mayor and Common Council of the City of Austin above named the following facts, to-wit:

That we are residents and legal voters of that portion of Crane's Addition in the Town of Lansing, of the Rearrangement of North Addition located in the Town of Lansing, or of Lot 2, Block 3, Mason Addition in the Southeast Quarter of the Northwest Quarter of Section 35, Township 103, Range 18, located in the Town of Lansing. That we desire to have the following property annexed to the City of Austin, Henner County, Minnesota, to-wit:

1. Block 2 of Crane's Addition located in the Town of Lansing (that portion of Crane's Addition located in the Town of Lansing lying north of the center line of Sullivan Street).

2. Blocks 1 and 2 of the Rearrangement of North Addition, located in the Town of Lansing.

3. Lot 2, Block 3, Mason Addition in the Southeast Quarter of the Northwest Quarter, of Section 35, Township 103, Range 18, Town of Lansing.

We do hereby petition and request that an election be called and held for the determination of such proposed annexation.

That territory proposed to be annexed to the City of Austin is bounded on the south by the center line of Sullivan Street, on the west by the center line of Oak Street and of Oak Street extended northward, on the north by the north line of Lot 2, Block 3, of Mason Addition located in the Southeast Quarter of the Northwest Quarter of Section 35, Township 103, Range 18, and by the north line of Block 2 of the Rearrangement of North Addition, and on the east by the west line of the right of way of the Chicago, Milwaukee, St. Paul, and Pacific Railway Company and by the east line of Cypress Street and Cypress Street extended northward. For purposes of reference, the plat of Crane's Addition in the Town of Lansing, Henner County, Minnesota, appears of record in Book 2 of Plats, page 34, office of Register of Deeds, Henner County, Minnesota, and the plat of the Rearrangement of North Addition located in the Town of Lansing appears of record in Book 3 of Plats, page 55, office of Register of Deeds, Henner County, Minnesota, and the plat of Mason Addition is recorded in Book 3 of Plats, page 55, office of Register of Deeds, Henner County, Minnesota.

That the territory so proposed to be annexed contains approximately 16 acres of land.

That on the first day of February, 1928, a census of the inhabitants residing on the territory that is proposed to be annexed to the City of Austin was taken, from which it was found that there was 107 inhabitants residing in said territory.

WHEREFORE, your petitioners request that the Mayor and Common Council of the City of Austin receive this petition and set a time and place for the holding of an election relative to the proposed annexation of the above-described property in accordance with statute.

Victor E. Pickett

Stephen Noble

Edmund Laskwitz

Ray Warner

Henry Hanson

Otto Linbrook

8330

COUNTY OF HENNINGSEN
STATE OF MINNESOTA
COUNTY OF HOWARD

Ray Warner, Stephen Noble, Donald Leckwitz, and Victor Pickett, being four of the petitioners who signed the foregoing petition and being each duly sworn on oath, do each say that the census mentioned and referred to in the foregoing petition was accurately taken on the 21st day of February, 1938, and that all of the allegations contained in the foregoing petition are true.

Victor E. Pickett

Donald Leckwitz

Stephen Noble

Ray Warner

Subscribed and sworn to before me
this 22 day of February, 1938.

J. H. Willard
Notary Public, Howard County, Minn.
My Commission Expires _____

(2001)

J. H. WILLARD,
Notary Public, Howard County, Minn.
My Commission Expires Aug. 12, 1940

RESOLUTION No. 1433

Relative to the annexation of a portion of Crane's Addition, North Addition, and Mason Addition, all located in the Town of Lansing, Nowar County, Minnesota, to the City of Austin, Nowar County, Minnesota.

WHEREAS a verified petition signed by four of the legal voters of the territory hereinafter described has been presented to the Common Council of the City of Austin, requesting that a special election be held to determine whether or not certain portions of Crane's Addition, the Rearrangement of North Addition, and Mason Addition, all located in the Town of Lansing, be annexed to the City of Austin; and

WHEREAS the Common Council has examined said petition and the territory proposed to be annexed to the City of Austin and described therein, to-wit:

1. Block 3 of Crane's Addition located in the Town of Lansing, Nowar County, Minnesota, (that portion of Crane's Addition located in said Town of Lansing and lying north of the center line of Sullivan Street);

2. Blocks 1 and 2 of the Rearrangement of North Addition located in the Town of Lansing;

3. Lot 2, Block 2, Mason Addition located in the Town of Lansing;

all of the above-described property lying and being in Nowar County, Minnesota, and finds that said territory includes, according to the census duly taken, 107 inhabitants; that it comprises approximately 10 acres of land; that said territory is not included in any incorporated city or village and that no part of said territory is more than one and one-half miles from the present limits of the City of Austin, which it adjoins; and finally that said petition correctly sets forth the boundaries of the territory proposed to be annexed, the quantity of land embraced therein, and the number of actual residents thereof; and that said petition is in all respects in accordance with the statute.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Austin that said petition be and the same is hereby received and placed upon file.

BE IT FURTHER RESOLVED that a copy of said petition, together with a notice, a form of which is hereinafter set forth, shall be posted in three public places within the land proposed to be annexed as above described forthwith.

BE IT FURTHER RESOLVED that an election to determine whether or not the said territory shall be annexed to the City of Austin shall be held on the first day of March, 1930, at a house located at No. 1102 Sullivan Street, Crane's Addition, located in the Town of Lansing (Lot 12, Block 1, of said Crane's Addition), said date being not less than 10 nor more than 30 days after posting the notice.

BE IT FURTHER RESOLVED that the following named inspectors,

to-wit: James Montroll, Edmund Leckwitz, and Otto Lingbeck (Ray Warner, alternate), who are residents of the territory proposed to be annexed, shall act as judges of election and conduct the same as far as practicable in accordance with the laws regulating the election of township officers. Only voters residing within the territory proposed to be annexed shall be entitled to vote. The ballots shall bear the words:

"For Annexation, Yes _____

NO _____"

with a space after each of the last two words, in one of which spaces the voter shall indicate his choice.

Immediately after such election, the inspectors shall canvass the ballots and forthwith make and file with the City Recorder of the City of Austin a certificate stating the time and place of holding said election, that they have canvassed the ballots cast thereat, and the number of ballots cast for and against said proposition. Said certificate shall be signed and verified by all of said inspectors, to the effect that the statements therein contained are true.

The form of notice to be attached to the petition will read as follows:

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN that on the 31st day of March, 1936, at a house located at No. 1103 Sullivan Street in Crane's Addition located in the Town of Lansing, Mason County, Minnesota, (lot 18, Block 4 of said Crane's Addition) an election will be held for the purpose of determining whether or not the following described portions of the Town of Lansing, Mason County, Minnesota, to-wit:

1. Block 4 of Crane's Addition located in the Town of Lansing, Mason County, Minnesota, (that portion of Crane's Addition located in said Town of Lansing and lying north of the center line of Sullivan Street);
2. Blocks 1 and 2 of the rearrangement of North Addition located in the Town of Lansing;
3. Lot 3, Block 3, Mason Addition located in the Town of Lansing;

together with the adjacent streets and alleys, shall be annexed to the City of Austin. Said polls shall open at 9 o'clock P. M. and close at 9 o'clock P. M. Only legal voters residing within the above territory proposed to be annexed shall be entitled to vote at said election. The inspectors who shall act as judges of said election are:

James Montroll
Edmund Leckwitz
Otto Lingbeck
(Ray Warner, Alternate)

March 14th 1936.

J. H. Holland,
City Recorder"

Passed by a vote of the people and says this 4th day of March,
1888, Says Y. Says O.

Approved

W. T. Harrison,

Mayor

Attest

J. H. Holland,

City Recorder

STATE OF MINNESOTA

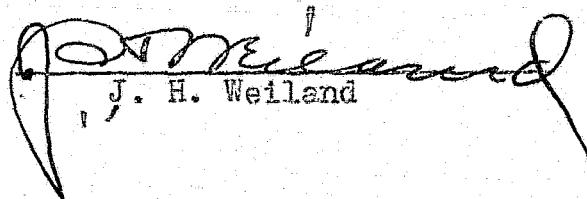
SS

COUNTY OF MOWER

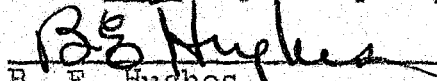
J. H. WEILAND, being first duly sworn, deposes and says that he is the City Recorder of the City of Austin and has been since May 1, 1936. That on the 5 day of March, 1938, he posted the attached notice of special election in three of the most prominent places in the property sought to be annexed to the City of Austin, to-wit:

- (1) House located at No. 1103 Sullivan Street in Crane's Addition located in the Town of Lansing.
- (2) Telephone pole facing North Street in Blocks 1 and 2 of the Rearrangement of North Addition.
- (3) Telephone pole on Lot 2, Block 5, Edson Addition.

Further affiant saith not.


J. H. Weiland

Subscribed and sworn to before me
this 13 day of April, 1938.


B. E. Hughes
Notary Public, Mower County, Minn.
My Commission expires Sept. 1, 1944.

(Seal)

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN that on the 22nd day of March, 1938, at a house located at No. 1108 Sullivan Street in Crane's Addition located in the Town of Lansing, Nevers County, Minnesota, (Lot 13, Block 4 of said Crane's Addition) an election will be held for the purpose of determining whether or not the following described portions of the Town of Lansing, Nevers County, Minnesota, to-wit:

1. Block 4 of Crane's Addition located in the Town of Lansing, Nevers County, Minnesota, (that portion of Crane's Addition located in said Town of Lansing and lying north of the center line of Sullivan Street);

2. Blocks 1 and 2 of the Rearrangement of North Addition located in the Town of Lansing;

3. Lot 2, Block 3, Edison Addition located in the Town of Lansing;

together with the adjacent streets and alleys, shall be annexed to the City of Austin. Said polls shall open at 8 o'clock P. M. and close at 9 o'clock P. M. Only legal voters residing within the above territory proposed to be annexed shall be entitled to vote at said election. The inspectors who shall act as judges of said election are:

James Montwell
Dekmund Laskwitz
Oeto Lingbeck
(Ray Warner, Alternate)

March 4th, 1938.

J. H. Holland,

City Recorder.

ORDINANCE NO. 275

Annexing a portion of Crane's Addition located in the Town of Lansing, all of the Rearrangement of North Addition located in the Town of Lansing, and a portion of Edson Addition located in the Town of Lansing, to the City of Austin.

WHEREAS a verified petition was duly filed with the Common Council of the City of Austin, requesting that a special election be held to determine whether or not (1) Block 4 of Crane's Addition located in the Town of Lansing, Mower County, Minnesota (That portion of Crane's Addition located in said Town lying north of the center line of Sullivan Street); (2) Blocks 1 and 2 of the Rearrangement of North Addition located in the Town of Lansing; (3) Lot 2, Block 3, Edson Addition located in the Town of Lansing; all of the above-described property lying and being in Mower County, Minnesota, be annexed to the City of Austin; and

WHEREAS, Pursuant to said petition, Resolution No. 1464 of the City of Austin was duly passed, providing the time and place of holding a special election and appointing inspectors to act as judges thereat; and

WHEREAS the inspectors have duly made report to the City Recorder of the City of Austin by certificate showing that said election was held March 22, 1938, and that at said election 35 resident electors voted in favor of annexation and 10 resident electors voted against the annexation;

NOW, THEREFORE, The Common Council of the City of Austin do ordain:

Section I. That the following property now located in the Town of Lansing, Mower County, Minnesota, is hereby annexed to and made a part of the City of Austin:

1. Block 4 of Crane's Addition located in the Town of Lansing (that portion of Crane's Addition located in the Town of Lansing lying north of the center line of Sullivan Street), which shall now be designated as Block 4 of Crane's Second Addition to the City of Austin.

2. Blocks 1 and 2 of the Rearrangement of North Addition located in the Town of Lansing, which shall now be designated as North Addition to the City of Austin, and the street between said blocks Nos. 1 and 2 shall be known as North Street.

3. Lot 2, Block 3, Edson Addition located in the Town of Lansing, which shall now be designated as Edson Addition to the City of Austin.

Section II. This ordinance shall go into full force and effect from and after its passage, approval, and publication.

Passed by a vote of the yeas and nays this 23d day of March, 1938. Yeas 7. Nays 0.

Approved

E. J. Marcusen,

Mayor

Attest

J. H. Weiland, City Recorder

CERTIFICATE

STATE OF MINNESOTA

COUNTY OF HOWAR

J. H. WEILAND, City Recorder of the City of Austin, does hereby certify:

1. That he is the duly appointed, qualified, and acting Recorder of the City of Austin, Howar County, Minnesota, and has been such since the 1st day of May, 1936.

2. That as such City Recorder he has charge of all minute books, resolution books, ordinance books, and all other records of the City of Austin. That as such City Recorder he also has charge of the corporate seal of the City of Austin, which seal is hereto affixed.

3. Attached hereto are copies of the following documents relating to the annexation to the City of Austin of a portion of Crane's Addition, all of North Addition, and a portion of Edison Addition, all located in the Town of Lansing, Howar County, Minnesota, to-wit:

- (1) Petition of four residents and legal voters, verified under date of March 1, 1938.
- (2) Resolution No. 1484 of the Common Council of the City of Austin.
- (3) Notice of holding special election and affidavit of posting.
- (4) Election Inspectors' certificate
- (5) Ordinance No. 375 of the City of Austin.

4. That he has compared the said above copies with the original documents now on file in the office of the City Recorder and that they are full, true, and correct copies of said original documents in all respects.

Subscribed and sworn to before me
this 13 day of April, 1938.

J. H. Weiland
J. H. Weiland
Notary Public, Howar County, Minn.
My Commission expires Sept. 1, 1944.

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