

State of Minnesota

County of Jackson } ss.

I, C. H. Peterson County Auditor

of the County aforesaid, do hereby certify that I have carefully compared the annexed copy of
Order of the County Board detaching agricultural lands
of Nelda Echternacht within the corporate limits of
the Village of Alpha from said Village

with the original Order in this office, and that the same is
a true and literal exemplification thereof, and a correct transcript therefrom, and of the whole of each
of said originals as the same appears upon the records and files of this office.

In Witness Whereof, I have hereunto set my hand and caused the seal of my said

office to be affixed at Jackson, Minnesota in said County

this 24th day of July, A. D. 19 39

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C. H. Peterson
County Auditor.

By _____ Deputy.

STATE OF MINNESOTA)
) SS
COUNTY OF JACKSON)

IN THE MATTER OF THE PETITION OF
NELDA ECHTERNACHT, TO SEPARATE UN-
PLATTED AGRICULTURAL LAND FROM THE
CORPORATE LIMITS OF THE VILLAGE OF
ALPHA, JACKSON COUNTY, MINNESOTA:

The petition of Nelda Echternacht having been duly filed on the 7th day of June, 1939 with the County Auditor of the County of Jackson, State of Minnesota, alleging that she is the owner in fee simple of the lands described as follows, to-wit:

Commencing at the Southeast corner of the Southwest Quarter Section 13, Township 102, Range 34, Jackson County, Minnesota, and running thence on the quarter line due north 127 rods, thence running due west 86 rods, more or less, parallel with the south line of said section to the platted portion of said village, thence due south parallel with the east Quarter line of said section 127 rods, thence east along the south line of said section 86 rods, more or less, to the place of beginning, all in Section 13, Township 102, Range 34, Jackson County, Minnesota,

and asking that the same be separated from the corporate limits of the Village of Alpha, County of Jackson, State of Minnesota and said petition being duly presented to the County Commissioners of said County by the County Auditor thereof and the said County Commissioners having duly made and filed its order fixing the time and place for hearing on said petition as follows, to-wit: On the 10th day of July, 1939 at 10 o'clock A.M., of said day at the County Commissioners' Room in the Court House in the City of Jackson, Jackson County, Minnesota, and further ordering that notice be given by the County Auditor thereof as provided by law, and it appearing that said notice of said hearing, a copy of which is hereto attached, was duly served upon the Village of Alpha as provided by law; and it further appearing that said petition was duly posted in three of the most public places in the Village of Alpha, as provided by law on the 9th day of June, 1939; and said matter having come on for hearing before the said County Board on the 10th day of July, 1939 at 10 o'clock A. M. in the County Commissioners' Room in the Court House in the City of Jackson, Jackson County, Minnesota, pursuant to said notice when Paul C. Cooper, Esquire, of Fairmont, Minnesota appeared as attorney for the petitioner and E. H. Nicholas, Esquire of Jackson, Minnesota appeared as attorney for the Village of Alpha, whose sole objection was to the failure to include, by the petitioner, all of her unplatted land in said village; and thereupon your petitioner asked to amend her petition to include all of the unplatted land owned by your petitioner within the corporate limits of said Village of Alpha, Thereupon all objections by said Village of Alpha were withdrawn and it further appearing that said tract of land set forth in said petition, and as amended, is an unplatted tract of land containing not less than forty (40) acres, situated within the corporate limits of the Village of Alpha, County of Jackson, State of Minnesota and is occupied and used solely for agricultural purposes and that the aforementioned land may be detached from the said village without unreasonably affecting the symmetry of the settled portion thereof; and that the same is so conditioned as not properly to be subjected to the village government of said village, or is not necessary for the reasonable exercise of the police power or

functions of said village; and that said village has a population of less than 380 inhabitants; and that said village contains over 180 acres of land within the corporate limits thereof at this time, exclusive of the land described in said petition and as amended; and it further appearing that your petitioner is the owner of the lands hereinbefore described in said petition as amended, which description is as follows, to-wit:

The East two-thirds (2/3) of the Southwest Quarter (1/4) South of Railroad except Plat, Section 13, Township 102, Range 34, Jackson County, Minnesota.

NOW THEREFORE, It is upon motion ordered that the above described land be, and the same is hereby separated and detached from the village of Alpha, Jackson County, Minnesota and for purposes of taxation, and in all respects it becomes a part of the township in which it was originally situated and shall in all things be subject to the Town government of said township and not in any manner under the jurisdiction of the said Village of Alpha, and that this order be filed in the office of the County Auditor of said Jackson County, Minnesota and a duplicate thereof be filed in the office of the Village Recorder of the Village of Alpha, County of Jackson, State of Minnesota, as provided by law.

Dated at Jackson, Minnesota this 10th day of July, 1939.

(signed) A. F. Scheppmann
Chairman of the Board of County
Commissioners of the County of
Jackson, State of Minnesota

Attest: (signed) C. H. Peterson
County Auditor, Jackson County
Minnesota.

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 25 1939

Wm. H. Johnson
Secretary of State.