

OFFICE OF THE CITY CLERK

CITY OF FARGUS FALLS

TO ALL WHOM THESE PRESENTS SHALL COME, I, the undersigned, Mayor of the City of Fergus Falls, Minnesota, do hereby certify that the following is a true and correct copy of the resolution of the Board of Fireholders of said City, as amended, to read as follows:

I, Philip A. Hanson, Mayor and Chief of Police of the City of Fergus Falls, said County and State, do hereby certify that the Board of Fireholders of said City, after two readings, duly passed and adopted Section 105 of Chapter 6 of the Municipal Charter of the City of Fergus Falls, Otter Tail County, Minnesota, so amended so as to read as follows, to-wit:

"Said Board shall regulate the distribution and use of water and electric current in all places for all purposes where the same shall be required for either public or private use, and shall fix the rates to be charged therefor. Said Board, however, shall not charge the City for water more than that charged to private consumers for similar service, and shall not charge the City for electric current used for purposes other than street lighting more than that charged to private consumers for comparable service, and shall charge the City for electric current used for street lighting purposes the same rate that is charged to private consumers for electric current used for commercial purposes. The City shall pay out of the General Fund for water & electric current at the price and rate fixed by the board for all water and electric current supplied to the City for public purposes. On the first day of each month the said board shall credit to the City the sum of \$500.00 upon the account of the City for electric current supplied to the City for street lighting purposes. On the last day of each fiscal year the City shall pay out of the General Fund, as aforesaid, for electric current used for street lighting purposes at the price and rate so fixed by the board for electric current supplied to the City, the excess, if any, over and above the aggregated sum of \$6,000.00 credited to the City during such fiscal year. If the cost of such electric current supplied to the City for street lighting purposes during such fiscal year shall be less than the sum of \$6,000.00, the excess credit then remaining for such fiscal year shall be automatically cancelled and satisfied.

Said Board is hereby authorized and required to restrain and prevent any and all waste of water or electric current and may, when in its judgment necessary, shut off the water or electric current or take such action as in its judgment may be proper."

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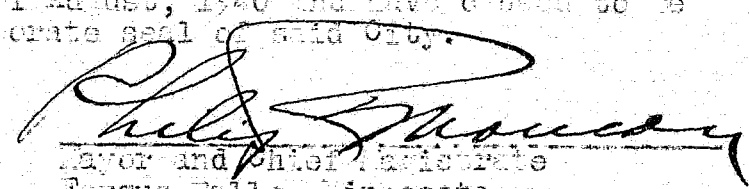
I do further certify that the election judges and clerks of a section of said special election duly made their return of the ballots cast at such election and said election judges and the City Council of said City as a special session thereof on the 15th day of August, 1940, duly called for the return of same and the return of votes at such election and to the said City Clerk, City Clerk and the votes cast at such election were duly received and duly returned to the City Clerk and made of same a duly valid and such election and declared in favor of the candidate as presented and that by reason thereof had and verified the same; that thereupon said City Council duly ordered and directed the Mayor and Chief Magistrate of said City to certify the duplicate certificate setting forth the record of said election and its ratification authenticating by the corporate seal of the City and directed that one of said certificate be deposited in the office of the Secretary of State in and for the State of Minnesota and that the other, after being recorded in the office of the Register of Deeds in and for the County of Otter Tail, State of Minnesota, be deposited among the archives of the City.

I do further certify that I have and enclose the within certificate pursuant to authority in me vested by the said City Council and in accordance with Section 1260, Minn. Statutes of 1927 and Section 36 of Article 4 of the Constitution of the State of Minnesota.

IN WITNESS WHEREOF I have hereunto placed my hand and signature this 27 day of August, 1940 and have caused to be hereunto affixed the corporate seal of said City.

Attest:


City Clerk,
Fergus Falls, Minnesota.


Mayor and Chief Magistrate
Fergus Falls, Minnesota.

STATE OF MINNESOTA }
COUNTY OF OTTER TAIL } ss.

On this 27 day of August, 1940 before me appeared Philip R. Monson and B. L. Lein, to me personally known, who being by me duly sworn did say that they are respectively the Mayor or Chief Magistrate and the City Clerk of the City of Fergus Falls, Minnesota, a municipal corporation; that the seal affixed to the foregoing certificate is the corporate seal of said corporation and that said instrument was executed by the said Mayor and Chief Magistrate of said City by authority of its City Council and the said Philip R. Monson and B. L. Lein acknowledged said instrument to be the free act and deed of said corporation.

CHESTER G. ROSENBERG,
Notary Public, Otter Tail County, Minn.
My Commission Expires October 12, 1940.


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