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Phone: 221-2428

STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101

Nov. 16, 1973

Louise Krueger, Clerk
City Hall
Henderson, Minnesota 56044

Re: Docket Number A=2486 Ordinance Number 158

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 and the Rules of Procedure.

According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor and Secretary of State in addition to the Municipal Commission.

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Sincerely yours,

MUNICIPAL COMMISSION

Patricia D. Lundy
Asst. Executive Secretary

PDL/mg

c.c. Secretary of State
County Auditor
Township
Attorney
Municipality

25981
RECEIVED

NOV 21 1973
SECRETARY OF STATE
CORPORATION DIVISION

ORDINANCE NO. 158

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF
HENDERSON, MINNESOTA, TO INCLUDE CERTAIN UNINCORPORATED
PLATTED LAND NOT EXCEEDING TWO HUNDRED (200) ACRES IN AREA
ABUTTING UPON THE CITY LIMITS

WHEREAS, a certain Petition dated May 9th, 1973, requesting annexation of the territory hereinafter described was duly presented to the City Council on the 25th day of October, 1973; and

WHEREAS, the quantity of land embraced within the area described in the Petition and bounded as described is approximately five and twenty-four hundredths (5.24) acres of platted land, no part of which is included within the limits of an incorporated City, Village, or Borough; and

WHEREAS, the Petition was signed by the sole owner of the property; and

WHEREAS, no objections have been received from the County Board and the majority of the Town Board has consented to said annexation, and no objections have been received from any municipality whose boundaries abut upon the boundaries of the land to be annexed (there being no such municipality); and

~~WHEREAS, a hearing was duly held by the governing body of the City of Henderson, Minnesota, on the proposed annexation after at least thirty days' mailed notice; and~~

WHEREAS, the land described in the Petition abuts upon the city limits at the southern boundary thereof;

THE COMMON COUNCIL OF THE CITY OF HENDERSON DOES ORDAIN:

SECTION I. The City Council hereby determines:

- A. That the annexation will be in the best interests of the City and of the territory affected;
- B. That the territory described herein abuts upon the city limits and is about to become urban or suburban in character, and
- C. That none of the said territory is now included within the limits of any City, Village, or Borough.

SECTION II. Territory Annexed:

- A. The corporate limits of the City are hereby extended to include the platted land described as follows, and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

Part of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twelve (12), Township One Hundred Twelve (112) North, Range Twenty-six (26) West, described as follows: Beginning at a point on the North line of the Southwest Quarter of said Section, distant Two Hundred Ninety-four (294) feet East of the West Quarter corner of said Section; thence S0 $^{\circ}$ 14'W and parallel to the West line of said Section, Four Hundred Seventy-six and four tenths (476.4) feet; thence East Four Hundred Ninety-four (494) feet; thence North Twelve and one-half Degrees (N12 $\frac{1}{2}$ $^{\circ}$) west, Two Hundred Eighty (280) feet; thence North Seventy-five (75) Degrees East Two Hundred Twenty (220) feet more or less to the center of the State Trunk Highway; thence Northerly along the center-line of said Highway, One Hundred Fifty (150) feet more or less to the North line of the Southwest Quarter of said Section; thence west along the North line of the Southwest Quarter of said Section, Five Hundred eighty-three (583) feet to the point of beginning and containing five and four tenths (5.4) acres of land, more or less, in Sibley County, Minnesota.

SECTION 3. FILING:

- A. The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Commission, the Secretary of State, and the Sibley County Auditor.

SECTION 4. EFFECTIVE DATE:

- A. This Ordinance takes effect upon its passage and publication, and the filing of certified copies as directed in Section 3 (A).

Passed and approved by the Common Council in and for the City of Henderson, Minnesota, this 25th day of October, 1973.

Harry Ziemerman
Harry Ziemerman, Mayor

Attest:

Louise Krueger
Louise Krueger, City Clerk

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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Richard D. Edell
Secretary

EXTRACTS OF MINUTES OF SPECIAL CITY COUNCIL MEETING HELD Thursday, OCTOBER 25th, 1973, IN THE CITY HALL IN THE CITY OF HENDERSON, MINNESOTA.

At a special meeting of the City Council of the City of Henderson, duly called and held at the City Hall in the City of Henderson on the 25th day of October, 1973, at 8:00 o'clock P. M.,

The following members were present: Stanley Wigand, Gordon Osterman, Robert Dvorak, and Thomas Phillips.

and the following members were absent: None

On motion of Councilman Wigand, seconded by Councilman Dvorak, the following Resolution was unanimously adopted:

"WHEREAS, E. V. Koestler has petitioned the Common Council of the City of Henderson for annexation of an approximate five and twenty-four hundredths (5.24) acres of land to the City of Henderson pursuant to the provisions of MSA 414.033, Subdivision 5, and

WHEREAS, the Petitioner and the City of Henderson have fully complied with all provisions of said MSA 414.033, Subdivision 5, and

WHEREAS, Henderson Township has duly consented to the annexation of said tract of land by the City of Henderson,

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Henderson, Minnesota, that the annexation of said tract of land by the City of Henderson will be to the best interest of said municipality and of the territory affected".

The motion for the adoption of the foregoing Resolution was duly seconded by Councilman Dvorak, and the vote being taken thereon, the following voted in favor thereof: wigand, Osterman, Dvorak, and Phillips, and the following voted against the same: None.

WHEREUPON, said Resolution was declared duly passed and adopted.

Harry Zimmerman
Harry Zimmerman, Mayor

ATTEST:

Louise Krueger
Louise Krueger, City Clerk

STATE OF MINNESOTA
COUNTY OF SIBLEY

I, the undersigned, being the duly qualified and acting Clerk of the City of Henderson, Sibley County, Minnesota, do hereby certify that I have carefully compared the attached and foregoing Extract of Minutes of a special meeting of the said City Council on the 25th day of October, 1973, with the original thereof on file in my office, and the same is

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DEPARTMENT OF STATE
FILED

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Orlan W. Gluck
Secretary of State

a full, true, and complete transcript therefrom, insofar as the same relates to the annexation of an approximate five and twenty-four hundredths (5.24) acres of land to the City of Henderson pursuant to the provisions of RSA 414.003, Subdivision 5.

Louise Krueger
Louise Krueger, City Clerk
City of Henderson

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