

State of Minnesota,

County of Stearns

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

That attached hereto and made a copy of the petition for the incorporation of the proposed village of St. Rosa, which petition is on file in my office;

That attached hereto is a true copy of the resolution which was duly passed and adopted by a meeting of the Board of County Commissioners of said County, held on the 15th day of July, 1939 and attached hereto is a true copy of the resolution duly passed and adopted; that all members of said board were present at such meeting and voted for the adoption of the said resolution;

That attached hereto is a true and correct copy of the certificate and return of the inspectors, in connection with the incorporation of the proposed village of St. Rosa;

That hereto attached is a true copy of the notice of election to determine upon the incorporation of the proposed village of St. Rosa, together with a true copy of the proof of the posting of such election notice.

That the said original petition; copy of county board resolution; the original notice of election and proof of the posting thereof; the original certificate and return of such inspectors have been attached together and filed as one document in my office as such County Auditor, on Aug. 4th, 1939.

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 village of St. Rosa.

Witness my hand and official seal at City of St. Cloud, Minnesota, Stearns County, on this 7th day of August, 1939.

Frank Rasmler

County Auditor,
Stearns County, Minn.

8630

PETITION FOR THE INCORPORATION OF THE VILLAGE OF ST. ROSA
STEARNS COUNTY, MINNESOTA

STATE OF MINNESOTA, ss
County of Stearns.

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF
STEARNS AND STATE OF MINNESOTA:

We, the undersigned petitioners, being more than twenty-five electors now residents upon the land to be incorporated as hereinafter set forth, respectfully represent that the land is not, nor any part thereof, in any incorporated village in the State of Minnesota; that a portion of same, to-wit: The Townsite of St. Rosa has been platted into lots and blocks, which plat has been duly and regularly certified to and is on file and of record in the office of the Register of Deeds in and for said Stearns County; that the remainder of said land is adjacent to the portion so platted.

That the number of persons actually residing in said territory so to be incorporated as hereinafter described is One Hundred Nine (109), which has been duly ascertained under the direction of your said petitioners by a census taken of the resident population of said territory on the 10th day of July, A.D. 1939, and which same census is presented herewith; that the boundaries of said territory with their course and directions are as follows, to-wit:

SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Section 9; and W $\frac{1}{2}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$ all in Section 16, all being in Township 126 North, of Range 32 West, more particularly described by metes and bounds as follows to-wit: Beginning at N.E. corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9, Township 126 North, Range 32 West; thence due West on North line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and on North line of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 9 to Northwest corner of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence due South on West lines of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 9 and on W. lines of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 16 to the S.W. corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 16; thence due E. on S. line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and on S. line of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16, said Township and Range, to the S.E. corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$; thence due North along the E. lines of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ in said Section 16, and N. along the E. line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9, said Township and Range to point of beginning, constituting the boundaries of the proposed Village of St. Rosa, and the territory hereinbefore described includes such lands heretofore surveyed and platted and known as St. Rosa, as on file and of record in the office of the Register of Deeds in and for Said Stearns County, Minnesota.

That your petitioners are desirous of having said territory incorporated as village under the name of "Village of St. Rosa".

Now, therefore, your petitioners pray that you appoint a time and place when and where the electors actually residing upon the land within the boundaries herein set forth may vote for or against the incorporation of same as a village as herein set forth, pursuant to and in accordance with the laws of the State of Minnesota.
Dated at St. Rosa, Stearns County, Minn., this 10th day of July, 1939.

Names of Petitioners:

Stephan Engelmeier
B. J. Thielen
Joe Silbernick
Joe Dufner
Frank Wardinger
Alvin G. Theisen
Christ Engelmeier
Ambrose Fox
Alphonse Engelmeier
Tony Klasen
Ger. Frericks
Henry B. Spier
Henry Elynak
Gertrude Elynak
Alfred A. Terhaar
Clara Arnzen

Anna Wardinger
Ann Klasen
Rose Spier
Marie Dufner
Loretta Engelmeier
Margaret Vogel
Mary Engelmeier
E. M. Czeckok
Rev J. G. Stiegler
Irene Silbernick
Adella Klasen
Katie Silbernick
Bertha Engelmeier
John Klasen
Herman Arnzen
Helen Czeckok

State of Minnesota,
County of Stearns, ss

B.J.Thielen, Stephen Engelmeier and Joseph Silbernick,
being first duly sworn, do each for himself severally depose and say that he has read the foregoing Petition for Incorporation; that he knows the contents thereof; that the census therein mentioned was accurately taken under the direction of the petitioners therein named; that all of said petitioners are electors residing upon the lands described in said petition; and that all of the facts in said petition contained are true; and that they, and each of them, are of said petitioners who signed said petition.

B. J. Thielen
Stephen Engelmeier
Joe Silbernick

Subscribed and sworn to before me this 10th
day of July, 1939

W.J.Stephens
Notary Public, Stearns County, Minn.
My Commission expires Jan. 25, 1946.

(Seal)

A

A Resolution pertaining to the Incorporation of St. Rosa, introduced by Commissioner F. Frank, who moved 1st motion. Commissioner Lambert seconded the motion and upon being put to a vote, it was carried by the affirmative vote of five of the commissioners and was then thereupon declared to be adopted. The Resolution is as follows:

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 1927 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 St. Rosa" and embracing in its territory approximately the following premises (reference is hereby made to said petition for further particularity) to-wit:

The SW¹ & SE¹ all of section 9; the NW¹ & E¹ NW¹ all in section 16, Township 126 Range 32, in Stearns County, Minn.

Also, the plat of the townsite of St. Rosa.

Whereas, the said petition is signed by 37 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 statutes in such cases made and provided,

NOW THEREFORE, it is ordered that the said petition be granted and that said election be held at the St. Rosa Garage being in St. Rosa, Millwood Twp.

on Thursday the 3d day of Aug., 1939, 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 B. J. Nielsen, Frank Nardinger and Stephan Engelmeier, 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 the law to be performed by such officers. Dated at St. Cloud, Minn., this 11th day of July, 1939.

Frank Ramler
County Auditor

Joseph M. Weber Chairman
Charles Weber
Leo B. Lamborn
Lawrence H. Hagg
Arthur T. Hagg
County Board.

(Seal)

ARTICLE OF THE INCORPORATION OF A VILLAGE
STEARN'S COUNTY, MINN.

The undersigned is a person of the position of a citizen of the State of Minnesota, who has been duly sworn and has taken the oath of office as a Notary Public for Stearn's County, Minnesota, and under the direction of the petitioners for such incorporation, which petition is presented and to be filed herewith, and which land is proposed to be so incorporated is described as follows, to-wit: The SW¹/₄ of SE¹/₄ and the SE¹/₄ of SW¹/₄, all in section 9; and the W¹/₂ of NE¹/₄ and E¹/₂ of NW¹/₄, all in Section 16, all being in Township 136 North, of Range 32 West, situated being and lying in the County of Stearns and State of Minnesota, taken by the undersigned on the 10th day of July, 1939.

Rev. Father Steigler, Margaret Vogel, Frank Waddinger, Ann Waddinger, Louisa Waddinger, Catherine Waddinger, Patricia Waddinger, Joan Waddinger, Kenneth Waddinger, Myllis Waddinger, Alfred Terhaar, Alvin Theisen, Joseph Dufner, Marie Dufner, Delores Dufner, Letty Dufner, Gerald Dufner, Dennis Dufner, Roger Dufner, Charles Dufner, Lorraine Dufner, Alice Dufner, Henry Elynek, Mrs. Henry Elynek, Herman Arnzen, Gertrude Arnzen, Andrew Arnzen, Rose Arnzen, Bridget Arnzen, Susan Arnzen, Esther Arnzen, Bernice Arnzen, Elmer Arnzen, Anton Klasen, Adela Klasen, Jerry Frerichs, Christ Engelmeyer, Bertha Engelmeyer, Arthur Engelmeyer, Riger Engelmeyer, Alice Engelmeyer, Stephen Engelmeyer, Mary Engelmeyer, Alphons Engelmeyer, Joseph Engelmeyer, John Engelmeyer, Mary Engelmeyer, Peter Engelmeyer, Joseph Silbernack, Catherine Silbernack, Margaret Silbernack, Elizabeth Silbernack, Irene Silbernack, Margaret Silbernack, Bernadine Silbernack, Ignatius Butkowski, Anna Butkowski, Leona Butkowski, Jerome Butkowski, Bernice Butkowski, Bettie Butkowski, Roger Butkowski, Lucile Butkowski, Marvin Butkowski, Dorothy Butkowski, Luverne Butkowski, Annette Butkowski, Melvin Butkowski, B. J. Thielen, Loretta Thielen, Richard Thielen, Robert Thielen, Donna Mae Thielen, Bernice Thielen, John Klasen, Anna Klasen, Catherine Klasen, Sophia Klasen, Hacka Korte, Alice Korte, Karlina Korte, Esther Korte, Julius Korte, Henry Spier, Rose Spier, Alphons Spier, Rose Marie Spier, Ralph Spier, Helen Spier, Aneta Spier, Bernadette Spier, Donald Spier, Edward Czeczok, Helen Czeczok, Roland Czeczok, Edmund Czeczok, Raymond Czeczok, Anna Mae Czeczok, Jerome Czeczok, Vernon Czeczok, Katherine Czeczok, John Fox, Mrs. J. Fox, Ann Fox, Lorraine Fox, Louisa Fox and Marion Fox.

State of Minnesota,)
County of Stearns.) ss.

B. J. Thielen, Stephen Engelmeyer and Joseph Silbernack, being duly sworn, each for himself, says that on the 10th day of July, 1939, they took the above census under the direction of the petitioners for the incorporation of the land hereinbefore described as a village; that the foregoing is a true and correct list of the resident population of the territory, so proposed to be so incorporated on the 10th day of July, 1939.

B. J. Thielen

Stephen Engelmeyer

Joe Silbernack

Subscribed and sworn to before
me this 10th day of July, 1939.

W. J. Stephens

W. J. Stephens

Notary Public, Stearns County, Minn.

My Commission Expires January 25, 1946.

NOTICE OF ELECTION

Notice is hereby given that on Thursday, the 3rd day of August, 1939, at the office of the St. Rosa Garage, being in lot 1 block 2, Townsite of St. Rosa, an election will be held, where at the electors residing within the boundaries of the proposed "Village of St. Rosa", described in the petition of which a copy is hereto 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 Statutes of 1927, (Minnesota) and other laws pertaining thereto. The polls will be open at such election from nine o'clock A.M. until five o'clock P.M. of said day.

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

Dated July 11-1939.

Joseph M. Weber,
Chairman Board of County
Commissioners of Stearns County,
Minn.

Attest: Frank Rader
Auditor of Stearns Co. Minn.

(Seal)

State of Minnesota ss
County of Stearns

E.M. Czeczok, being first duly sworn deposes and says: That on the 12th day of July, 1939, 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 St. Rosa as described in the said notice and petition, to-wit: One at the corner of the St. Rosa Garage, being in lot 1 block 2, Townsite of St. Rosa; One at Creamery Bill board, being Fr. 3.10 acres in NE $\frac{1}{4}$ sec. 16, Twp. 126, Range 32; One upon a telephone post at the Church corner in NW corner of NW $\frac{1}{4}$ sec. 16-126-32; said posting being the three places best suited in said such boundaries.

E.M. Czeczok.

Subscribed and sworn to before
me this 12th day of July, 1939

E.W. Nardinger,
Notary Public,
My commission expires 7-11-39
(Notary Public Seal)

STATE OF MINNESOTA,
COUNTY OF STEARNS.

OATH OF INSPECTORS

and B. J. Thielke and Frank Markinger being first duly sworn, each for himself, depose and say:-

That whereas, by a resolution of the Board of County Commissioners, of Stearns County, Minnesota, adopted at a meeting of said Board held on Aug 3 1939, B. J. Thielke and Frank Markinger were appointed as "inspectors" in accordance with section 1114 of Mason's Minnesota Statute of 1927 to conduct an election to determine whether there shall be incorporated a proposed village to be known as St. Rosa, in territory which is more particularly described in the said resolution, reference to which is hereby made for further particularity, and further to carry out the duties of such offices.

NOW THEREFORE, " I will support the Constitution of the United States and of the State of Minnesota and will faithfully discharge the duties of the office of "Inspector" as aforesaid, to the best of my judgment and ability, and

FURTHER, that in acting as judge of the said election, which is to be held on Aug 3 1939, I do solemnly swear that I will perform the duties of the Judge of such election, according to law and the best of my ability and will studiously endeavor to prevent fraud, deceit, and abuse in conducting said election, So Help Me God."

F. W. Harding
B. J. Thielke
S. V. Engelmeier

Subscribed and sworn to before me
this 3 day of Aug 1939.

A. J. BOTZ
Notary Public, Stearns County, Minn.
My Commission expires 28 1941

STATE OF MINNESOTA, }
COUNTY OF STEARNS. } ss.

I, W. G. Hansen, Clerk of the
Election to determine upon the incorporation of the proposed Village
of St. Rosa, do solemnly swear that I will perform
the duties of the Clerk of Election according to the law and the best
of my ability and will studiously endeavor to prevent fraud, deceit,
and abuse in conducting such election, So Help Me God.

W. G. Hansen

Subscribed and sworn to before me
this 3 day of Aug, 1939.

A. J. BOTZ

NOTARY PUBLIC

A. J. Botz
Inspector (Judge) of Election.

My Commission Expires Jan. 20, 1942

STATE OF MINNESOTA, }
COUNTY OF STEARNS. } SS.

We hereby certify that on Aug 2, 1939,
between the hours of 9 o'clock A.M. and 5 o'clock P.M. there was
displayed over the front of the voting place for the election to
determine upon the incorporation of the proposed Village of
"St. Rosa", the National Flag.

B. J. Thilen

J. Engstrom

H. W. Harding
Inspectors (Judges) of Election.

CERTIFICATE AND RETURN OF INSPECTORS

We, B. J. Thiel and F. W. Hardinger, as inspectors and as judges of an election held to determine on the question of whether the proposed Village of St. Rose should be incorporated, in accordance with a resolution of the Board of County Commissioners of Stearns County, Minnesota, passed and adopted on July 11, 1939, do hereby make the following certificate and return, to-wit:

That the said election was held on Thursday, 3d. Aug. 1939, at St. Rose Garage being in Millwood Corp. 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 B. J. Thiel to be Judge of the said election and A. G. Thiel to be clerk of 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 24 votes were cast at the said election of which 24 were voted "For Incorporation Yes" and 0 were voted "For Incorporation No" and that a majority of the votes cast at the said election were in the affirmative- negative and in- not favor of such incorporation and the said proposition is therefor declared to be not carried and adopted.

That B. J. Thiel who was chosen as aforesaid to act as Judge of the said election and to carry on the duties of the inspectors who was ~~in~~ so selected.

Dated 8/3 1939.

B. J. Thiel
F. W. Hardinger
S. Engelmeier
Inspectors (Judges) of Election.

State of Minnesota, ss
County of Stearns.

S. Engelmeier B. J. Thiel F. W. Hardinger and S. Engelmeier, 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.

B. J. Thiel
F. W. Hardinger
S. Engelmeier

Subscribed and sworn to before me this 3 day of Aug., 1939.

W. J. Stephens
Notary Public

(Seal) W. J. STEPHENS,
Notary Public, Stearns County, Minn.
My commission expires January 25, 1946

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 9 1939

Wm. H. Holm
Secretary of State.