Clearwater (Minn.). Records

Version 3
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ORDINANCES

Village Of

Clearwater

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Chapter

CHAPTER 1.1

An Ordinance Enacting a New Municipal Code, revising and codifying all ordinances, enacting ordinances not previously published and Repealing all inconsistent Ordinances.

The Village Council of the Village of Clearwater Ordains:

Section 1. The general ordinances of the Village of Clearwater are hereby revised and codified and ordinances are enacted which have not been previously published and hereby constituting The Code of Ordinances of the Village of Clearwater.

Section 2. The Code of Ordinances of the Village of Clearwater shall consist of this ordinance and the following ordinances made a part hereof and entitled as chapters 1, through 8.1.

Section 3. All ordinances of the village of Clearwater enacted prior hereto insofar as inconsistent herewith or insofar as not adopted herein and made a part hereof are hereby repealed except that the ordinance granting a public utility franchise to the Northern States Power Company is not hereby repealed and is not codified herein and shall remain in full effect so that except said franchise ordinance this code of ordinances of the village of Clearwater shall upon the adoption hereof be the entire code of all ordinances of said village.

Section 4. This ordinance and code shall be effective upon adoption and publication in the St. Cloud Times (hereby confirmed as the official legal newspaper for the village of Clearwater during this calendar year) for at least two (2) successive weeks of notice; that copies hereof are available at the office of the village clerk; and said clerk is hereby directed to procure and have available such copies and to publish such notice.

Section 5. The provisions of this code are severable. If any provision therein shall be ruled invalid and void, the remaining provisions thereof shall remain valid.

Adopted this 5th day of May, 1958.

THOMAS JACOBS, Mayor

Seal.
Attest: INA ANDERSON, Clerk.

CHAPTER 1.2

Council Meetings, Seal, Procedure and Committees

Section 1. The regular meeting of the village council shall be held on the first Monday of each month at 8 o'clock P. M. at the village hall. Special meetings may be called pursuant to statute.

Section 2. The clerk is authorized and directed to procure and use when proper a corporate seal.

Section 3. The mayor or in his absence the acting mayor shall preside and determine the order of business.

Section 4. The mayor shall at the first regular meeting of the council in each year appoint the committees necessary to advise on the business of the coming year.

CHAPTER 2.2

An ordinance providing for the establishment and government of a volunteer fire department for the village of Clearwater, Minn.

Be it ordained by the council of the village of Clearwater, Minn. that to better protect the lives and property of its citizens a department to be hereafter known as the "Clearwater Fire Department" is hereby created. Its object shall be the prevention of fire and the preservation and protection of life and property from and during such fires as may occur. To this end the following rules shall govern and be a part of this ordinance.

1. The department shall consist of as many volunteer members as the Council may from time to time determine upon.

2. Operation officers of the department shall consist of a chief, an assistant chief and such other officers as the chief may deem necessary.

3. The Chief shall be appointed by the council for an indefinite period, dependent upon his good conduct, and efficiency, and shall be accountable to the Council only.

All other company officers shall be accountable to the Chief of the department only.

4. Assistant Chief and all other operation officers shall be appointed by the Chief and be accountable to the Chief only, removable by him at his discretion.

5. The active membership of the department shall consist of such male citizens as the Chief may appoint, or the Council may appoint with the approval of the Chief. Any member may be suspended or discharged by the Chief at any time he may deem such action necessary for the good of the Department.

5. The Chief shall call the entire department together at least twice a month for the purpose of conducting suitable drills, Building inspection, First Aid and Rescue Work, and such other practices as are generally accepted as having bearing upon good firemanship.

7. The Chief shall formulate and establish such rules and regulations to govern the department and shall be responsible to the council for personnel and efficiency of the department.

8. The Chief shall be the Fire Marshall of the village and shall cause inspections to be made of all non-residential buildings in the village, not less than twice each year. Where fire hazards are found, written notice to abate such hazard shall be served upon the owners, who shall comply within a specified time, and report to the chief of such abatement of hazard.

9. No unauthorized person shall ride upon, race with, trail or follow within 600 feet, any apparatus belonging to the fire

department when actively responding to a fire alarm.

10. All personal cars of fire department members shall have right of way over all other traffic when responding to an alarm.

11. No person shall park any vehicle of any description, or place any material or obstruction within twenty feet of the entrance to the fire station, nor park within 300 feet of a fire.

12. No person shall maliciously sound a false fire alarm.

13. No person shall use any fire department apparatus or equipment for any private purpose, nor shall any person willfully and without proper authority remove, take away, keep or conceal any tool, extinguisher or other appliance or article used in any way by the fire department.

14. No person shall drive any vehicle over a fire hose except by specific orders from the chief, and then with due caution.

15. Any person violating the provisions of the sections 10-11-12-13- or 14, singly or severally, shall upon conviction in the justice court of the village, pay a fine of not less than $10.00 nor more than $100.00.

16. All regular appointed members of the fire department are hereby given the necessary special police powers to enforce the provisions of this ordinance.

17. It shall hereby be the special duty of the Chief of Police and other peace officers to respond to all fire alarms and assist the fire department in the protection of life and property of the citizens, and the property of the fire department in the protection of life and property of the citizens, and the property of the fire department and controlling traffic, and maintaining order, particularly in reference to the violations of sections 10-11-12-13 and 14 of this ordinance.

18. All ordinances and sections of ordinances in conflict with the foregoing are hereby repealed.

19. The Department may organize a Relief Association in accordance with the laws of the State of Minnesota.

20. The Council shall determine the radius of service to the surrounding Community, and shall establish rates for calls answered outside the village limits. This information shall be publicized.

Authorization

(A) The Council of the Village of Clearwater hereby authorizes the fire department of this village to answer when called to fires outside the corporate limits of the village, as the Council may direct, not to exceed ten (10) miles from said village.

Chief's duties and responsibilities

(B) The Council authorizes and empowers the Chief of the Clearwater Fire Department to take, (or order to be taken) not to exceed six (6) men, and such equipment as may be needed and would not jeopardize the safety of the residents of the village, in answer to any and all calls outside the corporate limits of the village, within the limits set forth above (A).

(C) The Council charges the responsibility for the use and care of the equipment to the Chief of the fire department. He shall keep accurate record of the time of departure and return, and report same to the village clerk.

Billing by Village Clerk

(D) The village clerk shall then prepare a statement in triplicate, of the amount due the fire department and/or the village and mail or cause to be delivered to the proper person responsible for payment for the service the original statement, the duplicate to be delivered to the secretary of the fire department, and the triplicate copy to be retained in his file.

Rate of charge

(E) The rate to be charged for such runs outside the village shall be thirty-five dollars ($35.00) for the first hour, including the trip, and fifteen dollars ($15.00) for each additional hour.

CHAPTER 2.3

Board of Health, Nuisances and Abatement of Same and Penalties.

Section 1. The Village Council as soon as practicable each year shall appoint a board of health which shall consist of three members; the board of health shall have the powers and duties as defined by state law. At least one member of such board of health shall be a physician who shall be the local health officer and executive of the board. In event it becomes impracticable to find any other two members, such physician-health officer shall have full authority as health officer and board of health.

Section 2. To suffer or permit any cellar, vault, privy, drain, pool, sewer, or other place upon any premises, belonging to or occupied by one so doing so as to become nauseous, dangerous, offensive or injurious to public health; shall be deemed a nuisance. To cause any of the foregoing to be done on any premises or public property within the village shall also be deemed a nuisance. To establish or erect any outdoor privy shall be deemed a nuisance. To annoy, injure, or endanger the safety, health, comfort or repose of any considerable number of persons shall also be deemed a nuisance.

Section 3. Any person who maintains or causes a nuisance or, having control of premises suffers or permits the same thereon, shall be guilty of a misdemeanor and shall upon conviction therefor be punished by a fine not to exceed one hundred dollars or imprisonment in a village or county jail for a period of not to exceed ninety days.

CHAPTER 3.1

An ordinance prohibiting peddling, canvassing and soliciting from house to house as a nuisance and providing penalty therefor.

Section 1. The practice of going in and upon private residences or residence properties in the Village of Clearwater by solicitors, peddlers, hawkers, itinerant merchants and transient vendors of merchandise, not having been requested or invited to do so by the owners or owner, occupant or occupants of said private residences for the purpose of disposing of and/or peddling or hawking the same is hereby declared to be a nuisance.

Section 2. Any person guilty of violating this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment not to exceed ninety days.

CHAPTER 3.2

Disorderly Conduct, Drunkenness, Penalties.

Section 1. Every person who engages in brawling or fighting, shall be guilty of disorderly conduct and shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment for not to exceed ninety days.

Section 2. Every person who becomes drunk or intoxicated from drinking alcoholic liquors or beer shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment for not to exceed ninety days.

CHAPTER 4.1

Traffic Regulations and Adopting State of Minnesota Highway Traffic Regulations.

Section 1. The state of Minnesota Highway Traffic Regulations as set forth in Chapter 169 of Minnesota Statutes Annotated, and as amended, is hereby adopted and incorporated herein by reference and made an ordinance of this village fully governing and regulating traffic therein. Three official copies thereof are on file for use and examination by the public in the office of the Clerk of said village, and have been duly marked as official copies.

Section 2. Penalties. Any person violating such Traffic Regulation and this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed one hundred dollars ($100.00) or imprisoned for not to exceed ninety days.

CHAPTER 5.1

Building Permits and Penalties.

Section 1. No person may hereafter erect a building or structure of any kind or alter an existing structure or building of any kind which altering or which construction is to cost more than Five Hundred Dollars without first procuring from the village council a building permit therefor. Applications for building permits shall be made to the village council, all forms to be furnished by the village and shall be accompanied by sufficient description or drawing of the proposed construction or alteration as to advise the council of the nature and extent thereof. The fee for building permit shall be one dollar each. The village council shall grant a building permit only after determining that the proposed construction or alteration complies with the terms of any pertinent ordinance or law.

Section 2. The erection of a building or alteration hereafter of any building in violation hereof shall be a misdemeanor and any person upon conviction shall be fined not to exceed one hundred dollars or imprisoned for not to exceed ninety days.

CHAPTER 6.1

An ordinance regulating sales of non-intoxicating malt liquor, licensing same, setting fees therefor and providing penalties.

Section 1. Non-intoxicating malt liquor shall mean malt beverages containing more than one-half of one per cent of alcohol by volume and less than 3.2 per cent of alcohol by weight.

Section 2. It shall be unlawful to sell non-intoxicating malt liquors at retail except when licensed as hereinafter provided.

Section 3. The council may issue licenses to sell non-intoxicating malt liquor "on sale" for consumption on the licensed premises. The fee therefor shall be $100.00 per annum. Provided, that if the major income for any place of buisness is from sale of meals, the license fee for such place shall be $50.00 per annum. Provided that if to coordinate date of issuance of licenses, a license is issued for a lesser period than six months, a pro rata reduction

of license fee shall be made therefor. On sale licenses may be granted only to drugstores, restaurants, hotels, bona fide clubs and establishments for the sale of non-intoxicating malt beverages, cigars, cigarettes, all forms of tobacco, beverages and soft drinks at retail; provided further a license to sell "on sale" as above provided may be issued to a bona fide club for authority to sell for a lesser period than one full year and the fee therefor shall be $3.00.

Section 4. The council may issue licenses to sell non-intoxicating malt liquor "off sale" for consumption off the premises only and the license fee therefor shall be $5.00 per annum.

Section 5. The council may revoke any license issued hereunder if it finds that the licensee or any of his employees or agents on the licensed premises have violated any law of the State of Minnesota or ordinance of the village of Clearwater; the council shall hold hearing to determine the same upon reasonable notice to the licensee, mailed notice to his address as given in the license application shall be deemed reasonable notice and application for and acceptance of a license hereunder shall be deemed to authorize such mailed notice.

Section 6. No sale of non-intoxicating malt liquor shall be made on any Sunday between the hours of one A. M. and twelve o'clock noon, nor between the hours of one A. M. and eight o'clock P. M. on any election day in the district in which the election shall be held. No sale shall be made between the hours of one A. M. and eight A. M. on any week day Monday through Saturday inclusive.

Section 7. It shall be unlawful to sell or serve non-intoxicating malt liquor to any person under 21 years of age.

Section 8. It shall be unlawful for any person under the age of 21 years to have in his possession any non-intoxicating malt liquor with intent to consume same at a place other than the household of his parent or guardian.

Section 9. Every person who violates this ordinance shall be guilty of a misdemeanor and upon conviction therefor shall be fined a sum of not to exceed one hundred dollars or imprisoned for not to exceed ninety days.

CHAPTER 6.2

An ordinance establishing a liquor dispensary.

Section 1. Dispensary established. A municipal liquor dispensary is hereby established to be operated within this municipality for the sale of liquor potable as a beverage and containing more than 3.2 per cent of alcohol by weight both for consumption at such dispensary and on such premises by the drink and in the sealed or closed receptacle or container for removal from the premises. No person shall sell, barter, or otherwise dispose of intoxicating liquor, nor shall a sale be made by any one outside of said dispensary or not employed in or by said dispensary.

Section 2. Location and Operation. The dispensary shall be located at such place as the council from time to time determine. It shall be in charge of a person known as the Manager, who shall be designated from time to time by the council and compensated as provided by resolution. The manager shall have full charge of the operation of the dispensary and shall have authority to purchase supplies as necessary and employ additional help as from time to time authorized by resolution of the council. All employees including the Manager shall hold their positions at the pleasure of the council.

Section 3. A liquor dispensary fund is hereby created into which all revenues received from the operation of the dispensary shall be paid and from which all operating expenses shall be paid. Any surplus accumulated in this fund may be transferred to the general fund by resolution of the council and expended for any municipal purpose.

Section 4. All sales of liquor at said dispensary shall comply with all State laws and no sale shall be at anytime to any persons prevented by State law.

CHAPTER 7.1

LICENSING AND REGULATING THE RETAIL SALE OF CIGARETTES AND CIGARETTE WRAPPERS

Section 1. License Required. No person shall directly or indirectly or by means of any devise keep for retail sale, sell at retail, or otherwise dispose of any cigarette or cigarette wrapper at any place in the village of Clearwater unless a license therefor shall first have been obtained as provided in this ordinance.

Section 2. Application and Issuance. Application for such license shall be made to the village clerk on a form supplied by the village. Such application shall state the full name and address of the applicant, the location of the building and the part intended to be used by the applicant under such license, the kind of business conducted at such location, and such other information as shall be required by the application form. Upon the filing of such application with the clerk, it shall be presented to the village council for its consideration, and if granted by the council, a license shall be issued by the village clerk upon payment of the required fee.

Section 3. License Fee. The fee for every such license shall be $12.00 per annum. Every such license shall expire on December 31, next after its issuance. For any license issued after January 31 in each year, the fee shall be computed at the rate of $1.00 for each month or fractional part of a month covered by the license. Licenses shall not be transferable from one person to another.

Section 4. License Shall be Displayed. Every such license shall be kept conspicuously posted about the place for which the license is issued and shall be exhibited to any person upon request.

Section 5. Restrictions. No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for sale of cigarettes at any place other than his established place of business. No license shall be issued for the sale of cigarettes at a movable place of business, nor shall any license be issued for the sale of cigarettes at more than one place of business. No person shall sell or give away any cigarette, cigarette paper or cigarette wrapper to any person below the age of 18 years. No person shall keep for sale, sell or dispose of any cigarette containing opium, morphine, jimson weed, bella donna, strychnia, cocaine, marijuana or any other deleterious or poisonous drug except nicotine.

Section 6. Revocation. Every such license may be revoked by the council for a violation of any provision of this ordinance if the licensee has been given a reasonable notice and an opportunity to be heard.

Section 7. Penalty. Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and upon convicition thereof shall be punished by a fine of not to exceed One Hundred Dollars ($100.00) or by imprisonment for not to exceed 90 days.

CHAPTER 7.2

An Ordinance Concerning dogs:

The village council of the village of Clearwater, Minnesota do hereby replace ordinance number eighteen (18) and do ordain as follows:

Section 1. That it shall be the duty of every person owning or having charge of any dog or bitch within the corporate limits of the Village of Clearwater, Minnesota, to pay to the Village Clerk in the month of January in each and every year a tax of one dollar for every dog or spayed female three months old or over, and three dollars for every bitch three months old or over.

Section 2. Every person shall be considered as owner of a dog or bitch who shall harbor or let the same habitually remain or be fed in or about his or her house, shop, store, or enclosure.

Section 3. It shall be the duty of the marshall or other person so authorized on the first Monday of September in each and every year to post up in three public places in the village of Clearwater notices stating that the tax on dogs and bitches is delinquent; If said tax is not paid within ten days after the posting of the notices. It shall be the duty of the marshall or person so authorized; to slay, any dog or bitch running at large upon which the tax is not paid, and the prudent use of fire arms for that purpose shall not be considered a violation of any ordinance of the Village of Clearwater, Minnesota.

Section 4. It shall be the duty of all persons owning or harboring dogs or bitches in the Village of Clearwater, Minnesota, to keep same on their own property between May 1st and September 1st in each and every year, unless said dogs or bitches are on a leash which is in the hand of the owners or person so authorized by same to do so.

Section 5. Any person owning any dog or bitch and allowing the same to run at large contrary to the provisions of this ordinance or allowing to run at large of any dog or bitch known to be fierce, vicious or dangerous, shall be liable to a fine of five dollars and cost of prosecution and shall pay for any damage which any dog or bitch may do.

Section 6. It shall be the duty of the Village clerk to keep a book in which shall be the name of the owner and the name and description of each dog and bitch for which the tax has been paid.

CHAPTER 8.1

An Ordinance Establishing a Village Library.

Section 1. Library Established. A municipal library is hereby established to be operated within this municiaplity for the purpose of loaning books and magazines and providing reading material for the inhabitants thereof.

Section 2. Location and Operation. The library shall be located at such place as the Council from time to time shall designate. It shall be in charge of a person known as the librarian who shall be designated from time to time by the council and compensated as provided by resolution. She shall be advised by and shall consult with an unpaid voluntary library board. The village council, as soon as practicable each year, shall appoint such library board which shall consist of two members. Any income from library operations shall be ultimately paid into the general village fund and any obligations shall be paid as other general village obligations from general village funds.

C O N T E N T S

Chapter

CHAPTER 1.1

An ordinance Enacting a New Municipal Code, revising and codifying all ordinances, enacting ordinances not previously published and Repealing all inconsistent Orinances.

The Village Council of the Village of Clearwater Ordains:

Section 1. The general ordinances of the Village of Clearwater are hereby revised and codified and ordinances are enacted which have not been previously published and hereby constituting The Code of Ordinances of the Village of Clearwater.

Section 2. The Code of Ordinances of the Village of Clearwater shall consist of this ordinance and the following ordinances made a part hereof and entitled as chapters 1, through 7.2.

Section 3. All ordinances of the village of Clearwater enacted prior hereto insofar as inconsistent herewith or insofar as not adopted herein and made a part hereof are hereby repealed except that the ordinance granting a public utility franchise to the Northeren States Power Company is not hereby repealed and is not codified herein and shall remain in full effect so that except said franchise ordinance this code of ordinances of the village of Clearwater shall upon the adoption hereof be the entire code of all ordinances of said village.

Section 4. This ordinance and code shall be effective upon adoption and publication in the ~~Wright County Journal Press~~ St Cloud Times for at least two (2) successive weeks of notice that copies hereof are available at the office of the village clerk; and said clerk is hereby directed to procure and have available such copies and to publish such notice.

Section 5. The provisions of this code are severable. If any provision therein shall be ruled invalid and void, the remaining provisions thereof shall remain valid.

Adopted this _____ day of _____, 1958.

Thomas Jacobs, Mayor

Seal.

Attest: _____ Anderson, Clerk

CHAPTER 1.2

Council Meetings, Seal, Procedure and Committees

Section 1. The regular meeting of the village council shall be held on the first Monday of each month at 8 o'clock P. M. at the village hall. Special meetings may be called pursuant to statute.

Section 2. The clerk is authorized and directed to procure and use when proper a corporate seal.

Section 3. The mayor or in his absence the acting mayor shall preside and determine the order of business.

Section 4. The mayor shall at the first regular meeting of the council in each year appoint the committees necessary to advise on the business of the coming year.

CHAPTER 2.2

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1. The department shall consist of as many volunteer members as the Council may from time to time determine upon.

2. Operation officers of the department shall consist of a chief, an assistant chief and such other officers as the chief may deem necessary.

3. The Chief shall be appointed by the council for an indefinite period, dependent upon his good conduct, and efficiency, and shall be accountable to the Council only.

All other company officers shall be accountable to the Chief of the department only.

4. Assistant Chief and all other operation officers shall be appointed by the Chief and be accountable to the Chief only, removable by him at his discretion.

5. The active membership of the department shall consist of such male citizens as the Chief may appoint, or the Council may appoint with the approval of the Chief. Any member may be suspended or discharged by the Chief at any time he may deem such action necessary for the good of the Department.

6. The Chief shall call the entire department together at least twice a month for the purpose of conducting suitable drills, Building inspection, First Aid and Rescue Work, and such other practices as are generally accepted as having bearing upon good firemanship.

7. The Chief shall formulate and establish such rules and regulations to govern the department and shall be responsible to the council for personnel and efficiency of the department.

8. The Chief shall be the Fire Marshall of the village and shall cause inspections to be made of all non-residential buildings in the village, not less than twice each year. Where fire hazards are found, written notice to abate such hazard shall be served upon the owners, who sahll comply within a specified time, and report to the chief of such abatement of hazard.

9. No unauthorized person shall ride upon, race with, trail or follow within 600 feet, any apparatus belonging to the fire department when actively responding to a fire alarm.

10. All personal cars of fire department members shall have right of way over all other traffic when responding to an alarm.

11. No person shall park any vehicle of any description, or place any material or obstruction within twenty feet of the entrance to the fire station, nor park within 300 feet of a fire.

12. No person shall maliciously sound a false fire alarm.

13. No personal shall use any fire department apparatus or equipment for any private purpose, nor shall any person willfully and without proper authority remove, take away, keep or conceal any tool, extinguisher or other appliance

or article used in any way by the fire department.

14. No person shall drive any vehicle over a fire hose except by specific orders from the chief, and then with due caution.

15. Any person violating the provisions of the sections 10-11-12-13-or 14, singly or severally, shall upon conviction in the justice court of the village, pay a fine of not less than $10.00 nor more than $100.00.

16. All regular appointed members of the fire department are hereby given the necessary special police powers to enforce the provisions of this ordinance.

17. It shall hereby be the special duty of the Chief of Police and other peace officers to respond to all fire alarms and assist the fire department in the protection of life and property of the citizens, and the property of the fire department in the protection of life and property of the citizens, and the property of the fire department and controlling traffic, and maintaining order, particularly in reference to the violations of sections 10-11-12-13 and 14 of this ordinance.

18. All ordinances and sections of ordinances in conflict with the foregoing are hereby repealed.

19. The Department may organize a Relief Association in accordance with the laws of the State of Minnesota.

20. The Council shall determine the radius of service to the surrounding Community, and shall establish rates for calls answered outside the village limits. This information shall be publicized.

Authorization	(A) The Council of the Village of Clearwater hereby authorizes the fire department of this village to answer when called to fires outside the corporate limits of the village, as the Council may direct, not to exceed ten (10) miles from said village.
Chief's duties and responsibilities	(B) The Council authorizes and empowers the Chief of the Clearwater Fire Department to take, (or order to be taken) not to exceed six (6) men, and such equipment as may be needed and would not jeopardize the safety of the residents of the village, in answer to any and all calls outside the corporate limits of the village, within the limits set forth above (A).
	(C) The Council charges the responsibility for the use and care of the equipment to the Chief of the fire department. He shall keep accurate record of the time of departure and return, and report same to the village clerk.
Billing by Village Clerk	(D) The village clerk shall then prepare a statement in triplicate, of the amount due the fire department and/or the village and mail or cause to be delivered to the proper person responsible for payment for the service the original statement, the duplicate to be delivered to the secretary of the fire department, and the triplicate copy to be retained in his file.
Rate of charge	(E) The rate to be charged for such runs outside the village shall be thirty-five dollars ($35.00) for the first hour, including the trip, and fifteen dollars ($15.00) for each additional hour.

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Section 1. The Village Council as soon as practicable each year shall appoint a board of health which shall consist of three members; the board of health shall have the powers and duties as defined by state law.

Section 2. To suffer or permit any cellar, vault, privy, drain, pool, sewer, or other place upon any premises, belonging to or occupied by one so doing so as to become nauseous, dangerous, offensive or injurious to public health; shall be deemed a nuisance. To cause any of the foregoing to be done on any premises or public property within the village shall also be deemed a nuisance. To establish or erect any outdoor privy shall be deemed a nuisance. To annoy, injure, or endanger the safety health, comfort or repose of any considerable number of persons shall also be deemed a nuisance.

Section 3. Any person who maintains or causes a nuisance or, having control of premises suffers or permits the same thereon, shall be guilty of a misdemeanor and shall upon conviction therefor be punished by a fine not to exceed one hundred dollars or imprisonment in a village or county jail for a period of not to exceed ninety days.

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Section 1. The practice of going in and upon private residences or residence properties in the Village of Clearwater by solicitors, peddlers, hawkers, itinerant merchants and transient vendors of merchandise, not having been requested or invited to do so by the owners or owner, occupant or occupants of said private residences for the purpose of disposing of and/or peddling or hawking the same is hereby declared to be a nuisance.

Section 2. Any person guilty of violating this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment not to exceed ninety days.

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Disorderly Conduct, Drunkenness, Penalties.

Section 1. Every person who engages in brawling or fighting, shall be guilty of disorderly conduct and shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment for not to exceed ninety days.

Section 2. Every person who becomes drunk or intoxicated from drinking alcoholic liquors or beer shallbe guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not to exceed one hundred dollars or by imprisonment for not to exceed ninety days.

CHAPTER 4.1

Traffic Regulations and Adopting State of Minnesota Highway Traffic Regulations.

Section 1. The state of Minnesota Highway Traffic Regulations as set forth in Chapter 169 of Minnesota Statutes Annotated, and as amended, is hereby adopted and incorporated herein by reference and made an ordinance of this village fully governing and regulating traffic therein. Three official copies thereof are on file for use and examination by the public in the office of the Clerk of said village, and have been duly marked as official copies.

Section 2. Penalties. Any person violating such Traffic Regulation and this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed one hundred dollars ($100.00) or imprisoned for not to exceed ninety days.

CHAPTER 5.1

Building Permits and Penalties.

Section 1. No person may hereafter erect a building or structure of any kind or alter an existing structure or building of any kind which altering or which contraction is to cost more than Five Hundred Dollars without first procuring from the village council a building permit therefor. Applications for building permits shall be made to the village council, all forms to be furnished by the village and shall be accompanied by sufficient description or drawing of the proposed construction or alteration as to advise the council of the nature and extent thereof. The fee for building permit shall be one dollar each. The village council shall grant a building permit only after determining that the proposed construction or alteration complies with the terms of any pertinent ordinance or law.

Section 2. The erection of a building or alteration hereafter of any building in violation hereof shall be a misdemeanor and any person upon conviction shall be fined not to exceed one hundred dollars or imprisoned for not to exceed ninety days.

CHAPTER 6.1

An ordinance Regulating Sales of non-intoxicating malt liquor, licensing same, setting fees therefor and providing penalties.

Section 1. Non-intoxicating malt liquor shall mean malt beverages containing more than one-half of one per cent of alcohol by volume and less than 3.2 per cent of alcohol by weight.

Section 2. It shall be unlawful to sell non-intoxicating malt liquors at retail except when licensed as hereinafter provided.

Section 3. The council may issue licenses to sell non-intoxicating malt liquor "on sale" for consumption on the licensed premises. The fee therefor shall be ~~$50.00~~ per annum. On sale licenses may be granted only to drugstores, restaurants, hotels, bona fide clubs and establishments for the sale of non-intoxicating malt beverages, cigars, cigarettes, all forms of tobacco, beverages and soft drinks at retail; provided further a license to sell "on sale" as above provided may be issued to a bona fide club for authority to sell for a lesser period than one full year and the fee therefor shall be $10.00.

Section 4. The council may issue licenses to sell non-intoxicating malt liquor "off sale" for consumption off the premises only; and the license fee therefor shall be $5.00 per annum.

Section 5. The council may revoke any license, issued hereunder if it finds that the licensee or any of his employees or agents on the licensed premises have violated any law of the State of Minnesota or ordinance of the village of Clearwater; the council shall hold hearing to determine the same upon reasonable notice to the licenses, mailed notice to his address as given in the license application shall be deemed reasonable notice and application for and acceptance of a license hereunder shall be deemed to authorize such mailed notice.

Section 6. No sale of non-intoxicating malt liquor shall be made on any Sunday between the hours of one A. M. and twelve o'clock noon, nor between the hours of one A. M. and eight o'clock P. M. on any election day in the district in which the election shall be held. No sale shall be made between the hours of one A. M. and eight A. M. on any week day Monday through Saturday inclusive.

Section 7. It shall be unlawful to sell or serve non-intoxicating malt liquor to any person under 21 years of age;

Section 8. It shall be unlawful for any person under the age of 21 years to have in his possession any non-intoxicating malt liquor with intent to consume same at a place other than the household of his parent or guardian.

Section 9. Every person who violates this ordinance shall be guilty of a misdemeanor and upon conviction therefor shall be fined a sum of not to exceed one hundred dollars or imprisoned for not to exceed ninety days.

Provided that the village council may grant a license for any other premises from sale of prepared meals, the license fee for such license shall be 50 per annum.

Provided that if the village council grants a license to sell "off sale" for any other premises, a license to sell prepared meals shall be made therefor.

CHAPTER 6.2

An ordinance establishing a liquor dispensary.

Section 1. Dispensary established. A municipal liquor dispensary is hereby established to be operated within this municipality for the sale of liquor potable as a beverage and containing more than 3.2 per cent of alcohol by weight both for consumption at such dispensary and and on such premises by the drink and in the sealed or closed receptacle or container for removal from the premises. No person shall sell, barter, or otherwise dispose of intoxicating liquor, nor shall a sale be made by any one outside of said dispensary or not employed in or by said dispensary.

Section 2. Location and Operation. The dispensary shall be located at such place as the council from time to time determine. It shall be in charge of a person known as the Manager, who shall be designated from time to time by the council and compensated as provided by resolution. The manager shall have full charge of the operation of the dispensary who shall have authority to purchase supplies as necessary and employ additional help as from time to time authorized by resolution of the council. All employees including the Manager shall hold their positions at the pleasure of the council.

Section 3. A liquor dispensary fund is hereby created into which all revenues received from the operation of the dispensary shall be paid and from which all operating expenses shall be paid. Any surplus accumulated in this fund may be transferred to the general fund by resolution of the council and expended for any municipal purpose.

Section 4. All sales of liquor at said dispensary shall comply with all State laws and no sale shall be at anytime to any persons prevented by State law.

CHAPTER 7.1

LICENSING AND REGULATING THE RETAIL SALE OF CIGARETTES AND CIGARETTE WRAPPERS

Section 1. License Required. No person shall directly or indirectly or by means of any devise keep for retail sale, sell at retail, or otherwise dispose of any cigarette or ciagette wrapper at any place in the village of Clearwater unless a license therefor shall first have been obtained as provided in this ordinance.

Section 2. Application and Issuance. Application for such license shall be made to the village clerk on a form supplied by the village. Such application shall state the full name and address of the applicant, the location of the building and the part intended to be used by the applicant under such license, the kind of business conducted at such location, and such other information as shall be required by the application form. Upon the filing of such application with the clerk, it shall be presented to the village council for its consideration, and if granted by the council, a license shall be issued by the village clerk upon payment of the required fee.

Section 3. License Fee. The fee for every such license shall be $12.00 per annum. Every such license shall expire on December 31, next after its issuance . For any license issued after January 31 in each year, the fee shall be computed at the rate of $1.00 for each month or fractional part of a month covered by the license. Licenses shall not be transferable from one person to another.

Section 4. License Shall be Displayed. Every such license shall be kept conspicuously posted about eh place for which the license is issued and shall be exhibited to any person upon request.

Section 5. Restrictions. No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for sale of cigarettes at any place other than his established place of business. No license shall be issued for the sale of cigarettes at a movable place of business, nor shall any license be issued for the sale of cigarettes at more than one place of business. No person shall sell or give away any cigarette, cigarette paper or cigarette wrapper to any person below the age of 18 years. No person shall keep for sale, sell or dispose of any cigarette containing opium, morphine, jimson weed, bella donna, strychnia, cocaine, marijuana or any other deleterious or poisonous drug except nicotine.

Section 6. Revocation. Every such license may be revoked by the council for a violation of any provision of this ordinance if the licensee has been given a reasonable notice and an opportunity to be heard.

Section 7. Penalty. Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed One Hundred Dollars ($100.00) or by imprisonment for not to exceed 90 days.

ORDINANCE NUMBER FOUR

The Village Council of the Village of Clearwater do ordain as follows:

Section One

That it shall be the duty of every person owning or having charge of any kind of a dog or bitch within the corporate limits of the Village of Clearwater to pay to the Village Recorder in the month of September and every year a tax of one dollar for every dog three months old or older and three dollars for every bitch three months old or older.

Section Two

Every person shall be considered as the owner of a dog who shall harbor or let the same habitually remain or be fed in or about his or her house, shop, store or enclosure.

Section Three

It shall be the duty of the Marshall or other person authorized on the first Monday of September in each ~~Village~~ year to post up in three public places in the Village notices stating that the tax on dogs is delinquent. If the said tax is not paid within ten days after the posting of notices it shall be the duty of the Marshall or other person authorized to do so to slay any dog or bitch running at large, upon which the tax is not paid; and the prudent use of fire-arms for that purpose shall not be considered a violation of any ordinance of the Village.

Section Four

Any person owning any dog or bitch and allowing same to run at large contrary to the provisions of this ordinance or the allowing to run at large of any dog or bitch shall be liable to a fine of five dollars and cost of prosecution, and shall pay for any damage which any such vicious dog or bitch may do.

Section Five

It shall be the duty of the Village Recorder to keep a book in which shall be recorded the name of the owner and the name and description of each dog or bitch upon which the tax has been paid.

Section Six

The Village Recorder shall be entitled to twenty-five per cent of all taxes collected under this ordinance. The balance shall be paid into the Village treasury, This ordinance to take effect and be in force after publication thereof.

Dated June 7th, 1909.

Published in the Clearwater Herald June 11th, 1909.

Signed:

A. L. Hart, recorder.

W. F. Shattuck, President.

CHAPTER 7.2

Ah Ordinance Concerning dogs:

The village council of the village of Clearwater, Minnesota do hereby replace ordinance number eighteen (18) and do ordain as follows:

Section 1. That it shall be the duty of every person owning or having charge of any dog or bitch within the corporate limits of the Village of Clearwater, Minnesota, to pay to the Village Clerk in the month of ~~September~~ Jan in each and every year a tax of one dollar for every dog or spayed female three months old or over, and three dollars for every bitch three months old or over.

Section 2. Every person shall be considered as owner of a dog or bitch who shall harbor or let the same habitually remain or be fed in or about his or her house, shop, store, or enclosure.

Section 3. It shall be the duty of the marshall or other person so authorized on the first Monday of September in each and every year to post up in three public places in the village of Clearwater notices stating that the tax on dogs and bitches is delinquent; If said tax is not paid within ten days after the posting of the notices. It shall be the duty of the marshall or person so authorized; to slay, any dog or bitch running at large upon which the tax is not paid, and the prudent use of fire arms for that purpose shall not be considered a violation of any ordinance of the Village of Clearwater, Minnesota.

Section 4. It shall be the duty of all persons owning or harboring dogs or bitches in the Village of Clearwater, Minnesota, to keep same on their own property between May 1st and September 1st in each and every year, unless said dogs or bitches are on a leash which is in the hand of the owners or person so authorized by same to do so.

Section 5. Any person owning any dog or bitch and allowing the same to run at large contrary to the provisions of this ordinance or allowing to run at large of any dog or bitch known to be fierce, vicious or dangerous, shall be liable to a fine of five dollars and cost of prosecution and shall pay for any damage which any dog or bitch may do.

Section 6. It shall be the duty of the Village clerk to keep a book in which shall be the name of the owners and the name and description of each dog and bitch for which the tax has been paid.

Datedzáugz

9

Village Ordinances.

#1 -	Sidewalks - building	1908
#2	" Cleaning snow.	1909
3	Disorderly Conduct & Penalty	1909
4	Dog & bitch - owner etc.	1909
5	Firearms & explosives. Bicycles & velocipedes - motor cycles on sidewalks. Bow & arrows & slingshots. Falling balls & missiles on streets & alleys & Penalties -	1909
6.	Peddlers & sales in Village licenses - Penalty	1909
7	Drunkenness & penalty	1909
8	Filth removal - Penalty	1909
9	Base Ball & Sports on Memorial Day & Penalty	1913
10.	Horses tied over 2 hrs & penalty	1913
11.	Franchise Contract Power Co.	1916
12	" " " "	
13.	Vagrancy - teaching crime against U.S. Penalty	1917

A S S I G N M E N T

of

ORDINANCE NO. 11 of the
Village of Clearwater,
Minnesota.

from

ST. CLOUD WATER POWER COMPANY

to

NORTHERN STATES POWER COMPANY

February 1st, 1926.

JPR-AGC
3

KNOW ALL MEN BY THESE PRESENTS: That St. Cloud Water Power Company, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, for and in consideration of the sum of One Dollar ($1.00), to it in hand paid, and other good and valuable considerations, the receipt whereof is hereby acknowledged, has assigned, transferred and set over and does by these presents assign, transfer and set over unto Northern States Power Company, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, all those rights, privileges, powers and franchises described in and granted by that certain Ordinance No. 11 of the Village of Clearwater, Minnesota, duly passed and adopted on the 17th day of October, A.D. 1916, and entitled:

> "ORDINANCE NO. 11. To Authorize the St. Cloud Water Power Company, its successors and assigns, to erect poles and string wires for the purpose of transmitting electrical power and energy."

TO HAVE AND TO HOLD all and singular the said rights, privileges, powers and franchises unto the said Northern States Power Company, its successors and assigns, and to its and their own use, benefit and behalf forever.

IN WITNESS WHEREOF, the said St. Cloud Water Power Company has caused these presents to be executed by its Vice President and its corporate seal to be hereto affixed, and attested by its Assistant Secretary, pursuant to authority heretofore duly given, this 1st day of February, 1926.

ST. CLOUD WATER POWER COMPANY

By [signature]
Vice President.

ATTEST:

[signature]
Assistant Secretary.

STATE OF ILLINOIS)
) ss.
COUNTY OF C O O K)

On this 1st day of February, 1926, before me appeared M. A. Morrison and Wm. G. Pohl, to me personally known, who, being by me each duly sworn, did say that he, the said M. A. Morrison, is the Vice President and that he, the said Wm. G. Pohl, is the Assistant Secretary of St. Cloud Water Power Company, a corporation; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that the said instrument was executed in behalf of said corporation by authority of its Board of Directors; and said M. A. Morrison and Wm. G. Pohl acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

C. W. Mader
Notary Public
Cook County, Illinois.

My commission expires:
May 11, 1929.

A S S I G N M E N T

of

ORDINANCE NO. 12 of the
Village of Clearwater,
Minnesota.

from

ST. CLOUD PUBLIC SERVICE COMPANY

to

NORTHERN STATES POWER COMPANY

February 1st, 1926.

JPR-AGC
3

KNOW ALL MEN BY THESE PRESENTS: That St. Cloud Public Service Company, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, for and in consideration of the sum of One Dollar ($1.00), to it in hand paid, and other good and valuable considerations, the receipt whereof is hereby acknowledged, has assigned, transferred and set over and does by these presents assign, transfer and set over unto Northern States Power Company, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, all those rights, privileges, powers and franchises described in and granted by that certain Ordinance No. 12 of the Village of Clearwater, Minnesota, duly passed and adopted on the 17th day of October, A.D. 1916, and entitled:

> "AN ORDINANCE granting to the Light and Power Company of St. Cloud, Minnesota, a corporation, its successors and assigns, the right, privilege and authority to erect, construct, install and maintain an electric lighting, heating and power plant and to operate and maintain the same within the limits of the Village of Clearwater, Wright County, Minnesota; and to erect, construct, install and maintain poles, wires, conduits, tunnels and other fixtures in, upon, over, across, or under the streets, alleys, bridges and public grounds of said village, for the purpose of furnishing electric light, heat and power to said village and the inhabitants thereof."

TO HAVE AND TO HOLD all and singular the said rights, privileges, powers and franchises unto the said Northern States Power Company, its successors and assigns, and to its and their own use, benefit and behalf forever.

IN WITNESS WHEREOF, the said St. Cloud Public Service Company has caused these presents to be executed by its Vice President and its corporate seal to be hereto affixed, and attested by its Assistant Secretary, pursuant to authority heretofore duly given, this 1st day of February, 1926.

ST. CLOUD PUBLIC SERVICE COMPANY

By J. McKay
Vice President.

ATTEST: Stephen Lind
Assistant Secretary

STATE OF ILLINOIS)
) ss.
COUNTY OF C O O K)

On this 1st day of February, 1926, before me appeared E. J. McKay and Herbert List, to me personally known, who, being by me each duly sworn, did say that he, the said E. J. McKay, is the Vice President and that he, the said Herbert List is the Assistant Secretary of St. Cloud Public Service Company, a corporation; that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that the said instrument was executed in behalf of said corporation by authority of its Board of Directors; and said E. J. McKay and Herbert List acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

C. W. Madsen
Notary Public
Cook County, Illinois.

My commission expires:
May 11, 1929.

Ordinance 17 Street Lights Feb. 1926

Assignment to
Northern States Power
Co
by
McCloud River Co

MINUTES OF Regular MEETING OF
VILLAGE COUNCIL, CLEARWATER, MINNESOTA.

A Regular Meeting of the Village Council of the Village of Clearwater, Minnesota, was held on September 8 1927.

All the members of the Village Council and the President of said Village Council were present, as follows:

President A. T. Hyatt

Councilmen: Fred Murray.
Jake Miller
Em Kingsbury,

On motion duly made, seconded and carried, amending Ordinance No. 12 was read.

Motion made by Councilman Kingsbury seconded by Councilman Murray., that the Village of Clearwater pass and adopt Amending Ordinance NO. 13 as hereto attached.

Said Ordinance was unanimously passed and adopted on roll call.

Em Kingsbury
VILLAGE RECORDER.

ORDINANCE NO. _____

VILLAGE OF CLEARWATER, MINNESOTA

AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE No. 12 PASSED AND ADOPTED OCTOBER 17, 1916, ENTITLED: "AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF."

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER DO ORDAIN:

Section 1. That Section 6 of Ordinance No. 12 entitled:

"AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF."

be and the same is hereby amended to read as follows:

Section 6. That in consideration of the rights and privileges hereby granted, said Grantee hereby agrees that, unless it shall be prevented, wholly or in part, by fire, explosion, flood, strike, unavoidable accident, Federal, State or Municipal interference, or other cause not reasonably within its control, it will furnish daily twenty-four hour service, except during the day on Sundays when necessary to cut off service for repairs, and to maintain a constant and efficient service as above stated, and comply with all the provisions of this ordinance, of electric energy for light, heat and power and other purposes to said Village and its inhabitants at not to exceed the following rates, to-wit:

ELECTRIC LIGHT METER RATES:

First 200 kilowatt hours per month at 13¢ per kilowatt hour.
Next 300 kilowatt hours per month at 11¢ per kilowatt hour.
All in excess of first 500 kilowatt hours per month at 8½¢ per kilowatt hour. One cent per kilowatt hour discount if paid on or before the tenth day of the month next following.
Minimum bill for each meter installed $1.00 net per month.

ELECTRIC POWER METER RATES:

First 500 kilowatt hours per month at 8.5¢ per kilowatt hour.
Next 500 kilowatt hours per month at 7.7¢ per kilowatt hour.
All in excess of first 1000 kilowatt hours per month at 6.6¢ per kilowatt hour. One cent per kilowatt hour discount if paid on or before the tenth of the month next following.
Minimum charge for all motors installed, $1.00 per H. P. or fraction thereof of connected load per month, net.

Section 2. This Ordinance shall take effect and be in force from and after its passage and publication and the filing by the Northern States Power Company as Assignee-Grantee of Ordinance No. 12 of the Village of Clearwater, of its unconditional acceptance thereof with the Village Recorder within 60 days from the date of the passage hereof.

PASSED AND ADOPTED September 8th 1927.

Frank T. Hratt
President of Village Council

Attest: Ella Kneighbury
Village Recorder

Ordinance 12

ACCEPTANCE OF ORDINANCE NO. 13
VILLAGE OF CLEARWATER, MINNESOTA

WHEREAS the Village Council of the Village of CLEARWATER, Minnesota, on the 8th day of September, 1927, passed and adopted Ordinance No. 13 entitled:

> AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE No. 12 PASSED AND ADOPTED OCTOBER 17, 1916, ENTITLED: "AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF."

which Ordinance was duly published according to law on September 15th, 1927, in "The Clearwater Herald", a weekly newspaper printed and published in said Village of Clearwater, Wright County, Minnesota and of general circulation in said Village of Clearwater, Wright County, and State of Minnesota.

NOW, THEREFORE, THE NORTHERN STATES POWER COMPANY hereby accepts said Ordinance No. 13 and all its terms and conditions.

IN WITNESS WHEREOF THE NORTHERN STATES POWER COMPANY, a Minnesota corporation, has caused these presents to be executed in its corporate name by its proper officers duly authorized and its corporate seal to be hereunto affixed this 20th day of September, A.D. 1927.

In presence of:

A W Mathey
M L Sturman

NORTHERN STATES POWER COMPANY

By J J Macpherson
TREASURER

And B L Clark
ASS'T SECRETARY

APPROVED
GUMMINS, ROEMER & FLYNN

APPROVED
OPERATING DEPT.

APPROVED
ASST. GEN. MGR.

APPROVED
ASST. G. S. M. GENL. SALES MGR.

Ordinance 13 - Street Lights Sept 1927

AN ORDINANCE

The Village Council Of Clearwater Do Ordain As Follows:

Sec. 1—The purpose of this Ordinance is to put the regulation of the sale of non-intoxicating malt liquor entirely under control of the Village Council.

Sec. 2—That non-intoxicating malt liquor shall not be sold in the Village of Clearwater without a permit from the Village Council.

Sec. 3—The Village Council may issue or refuse to issue a permit after receiving an application for sale of non-intoxicating malt liquors.

Sec. 4—When a permit is issued, it shall be the duty of the Village Council to make such regulations and restrictions as the Village Council deems advisable.

Sec. 5—The Village Council may at anytime cancel such permit for cause.

Sec. 6—The fee to be paid for such permit shall be fixed by the Village Council.

Sec. 7—The violation of this Ordinance shall be deemed a misdemeanor, punishable by a fine of fifty ($50) dollars.

Sec. 8—This Ordinance shall take effect thirty days after its publication.

Approved and Signed this 6 day of Sept. 1933.

Al Solinger,
President of Council
Em. Kingsbury,
Recorder.

231—Printer's Affidavit of Publication.

State of Minnesota }
County of Wright } ss.

Mae B. Iggesen being duly sworn, deposes and says that she now is, and during all the times hereinafter mentioned has been the publisher or printer in charge of the Annandale Advocate, a weekly newspaper printed and published in the Village of Annandale, in said Wright County, State of Minnesota, on Thursday of each week;

That she has knowledge of the facts and knows personally that the printed Notice hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for one weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the 21 day of September, 193 3, and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday the — day of — 193—.

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by Sections 3 and 4 of Chapter 484, General Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said Sections 3 and 4, to-wit: That for more than one year last past from the date of the first publication of said Notice, said newspaper has been

(1) Printed from the place from which it purports to be issued, in the English language, and in column and sheet form equivalent in space to at least four pages, with five columns to the page, each seventeen and three-quarter inches long.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two-hundred and forty copies regularly delivered to paying subscribers, and that prior to the date of the first publication of said Notice, the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the County Auditor of said County of Wright, State of Minnesota, an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in Section 3 of Chapter 484, General Laws of Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from a to z, both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz1234567890$

Further affiant saith not, save that this affidavit is made pursuant to Section 4, of Chapter 484, General Laws of Minnesota, 1921, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

Mae B. Iggesen

Subscribed and sworn to before me this 21st day of Sept 193 3

W. I. Lundeen

W. I. LUNDEEN,
Notary Public, Wright County, Minn.
My Commission Expires March 16-1940.

ACCEPTANCE OF ORDINANCE NO. 15
VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

KNOW ALL MEN BY THESE PRESENTS: That

WHEREAS the Village Council of the Village of Clearwater, Wright County, Minnesota, on the 3rd day of June, A.D. 1935, passed and adopted Ordinance No. 15 entitled:

> "AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE NO. 12 OF THE VILLAGE OF CLEARWATER, MINNESOTA, PASSED AND ADOPTED OCTOBER 17, 1916, ENTITLED: 'AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF,' AS AMENDED BY ORDINANCE NO. 13, PASSED AND ADOPTED SEPTEMBER 8, 1927",

which Ordinance was duly published according to law on the 4th day of July, 1935 in the Wright County Journal-Press, a newspaper printed and published in the Village of Buffalo, Wright County, Minnesota, and of general circulation in said Village of Clearwater and County of Wright and State of Minnesota;

NOW, THEREFORE, the NORTHERN STATES POWER COMPANY, a Minnesota corporation, for itself and its successors and assigns, does hereby accept all the terms and conditions of said Ordinance.

IN WITNESS WHEREOF the Northern States Power Company has caused these presents to be executed in its corporate name by its proper officers thereunto duly authorized and its corporate seal to be hereto affixed this 9th day of July, 1935.

In Presence of:

Elizabeth Ryerse

W. A. Morrissey

NORTHERN STATES POWER COMPANY,

By R. L. Park
President

And [illegible]
Assistant Secretary

ORDINANCE NO. 15
VILLAGE OF CLEARWATER, MINNESOTA

AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE NO. 12 OF THE VILLAGE OF CLEARWATER, MINNESOTA, PASSED AND ADOPTED OCTOBER 17, 1916, ENTITLED: "AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE, AND THE INHABITANTS THEREOF," AS AMENDED BY ORDINANCE NO. 13, PASSED AND ADOPTED SEPTEMBER 8, 1927.

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, MINNESOTA, DO ORDAIN AS FOLLOWS:

SECTION I

That Section 6 of Ordinance No. 12, passed and adopted October 17, 1916, as amended by Ordinance No. 13, passed and adopted September 8, 1927, be and the same is hereby amended by striking out the whole of said Section 6 thereof and inserting in lieu thereof, and of the whole thereof, the following, to-wit:

"Section 6. That the rates to be charged by the Northern States Power Company (successor to The Light and Power Company of St. Cloud), its successors and assigns, for the electric energy sold within said Village, shall be reasonable and shall not exceed the Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated."

SECTION II

This Ordinance shall take effect and be in full force and effect from and after its passage and publication and the filing by the Northern States Power Company, its successors or assigns, of its unconditional acceptance thereof, with the Village Recorder within sixty (60) days from the date of the passage hereof.

Passed and approved June 3, 1935.

(Seal)

D. M. RAW,
President of Village Council
Attest: E. M. KINGSBURY,
Village Recorder.

Pub. July 4, 1935.

STATE OF MINNESOTA } SS
COUNTY OF WRIGHT }

C. H. McDonnell being duly sworn, deposes and says that he now is and during all times hereinafter mentioned has been the publisher or printer in charge of the Wright County Journal-Press, a weekly newspaper, printed and published in the village of Buffalo in said Wright county, State of Minnesota, on Thursday of each week;

That he has knowledge of the facts and knows personally that the printed ..... Ordinance ..... hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for ..One.. weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the ..4th.. day of ..July.., 1935 and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday, the ..... day of 193

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by sections 3 and 4 of chapter 484, Session Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said sections 3 and 4, to-wit: that for more than one year last past from the date of the first publication of said..Ordinance.. said newspaper has been

(1) Printed from the place from which it purports to be issued, in the English language, and in column and sheet form equivalent in space to at least four pages, with five columns to the page, each seventeen and three quarters inches long.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two hundred and forty copies regularly delivered to paying subscribers, and that prior to the date of the first publication of said.....Ordinance....the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the county auditor of said County of Wright, State of Minnesota, an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in section 3 of chapter 484, Session Laws Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from A to Z both inclusive, of the size and kind of type used in composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz ~~abcdefghijklmnopqrstuvwxyz~~

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 484, Session Laws Minnesota, 1921, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

C. H. McDonnell

Subscribed and sworn to before me this ..6th.. day of ..July.. 1935

H. C. WEST, H. C. West
Notary Public, Wright County, Minnesota.
My Commission expires Nov. 9, 1935

ORDINANCE NO. 15

VILLAGE OF CLEARWATER, MINNESOTA.

AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE NO. 12 OF THE VILLAGE OF CLEARWATER, MINNESOTA, PASSED AND ADOPTED OCTOBER 17, 1916, ENTITLED: "AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF," AS AMENDED BY ORDINANCE NO. 13, PASSED AND ADOPTED SEPTEMBER 8, 1927.

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, MINNESOTA, DO ORDAIN AS FOLLOWS:

SECTION I.

That Section 6 of Ordinance No. 12, passed and adopted October 17, 1916, as amended by Ordinance No. 13, passed and adopted September 8, 1927, be and the same is hereby amended by striking out the whole of said Section 6 thereof and inserting in lieu thereof, and of the whole thereof, the following, to-wit:

> "Section 6. That the rates to be charged by the Northern States Power Company (successor to The Light and Power Company of St. Cloud), its successors and assigns, for the electric energy sold within said Village, shall be reasonable and shall not exceed the Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated."

SECTION II.

This Ordinance shall take effect and be in full force and effect from and after its passage and publication and the filing by the Northern States Power Company, its successors or assigns, of its unconditional acceptance thereof, with the Village Recorder within sixty (60) days from the date of the passage hereof.

PASSED AND APPROVED June 3, 1935.

D M Raw
President of Village Council

Attest: E M Kingsbury
Village Recorder.

EXCERPTS OF MINUTES OF Regular June MEETING OF VILLAGE COUNCIL OF VILLAGE OF CLEARWATER, MINNESOTA, HELD ON June 3, 1935 at 7 o'clock.

Meeting called to order by Douglas Raw, President of Village Council.

On roll call the following members of the Village Council, constituting a legal quorum, were present:

Douglas Raw, S W Shattuck, Frank Hyatt, Ira Oatman & E M. Kingsbury (all members).

Trustee Frank Hyatt introduced and presented Ordinance No. 15 entitled:

"AN ORDINANCE TO AMEND SECTION 6 OF ORDINANCE NO. 12 OF THE VILLAGE OF CLEARWATER, MINNESOTA, PASSED AND ADOPTED OCTOBER 18, 1916, ENTITLED: 'AN ORDINANCE GRANTING TO THE LIGHT AND POWER COMPANY OF ST. CLOUD, MINNESOTA, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND AUTHORITY TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN AN ELECTRIC LIGHTING, HEATING AND POWER PLANT AND TO OPERATE AND MAINTAIN THE SAME WITHIN THE LIMITS OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA; AND TO ERECT, CONSTRUCT, INSTALL AND MAINTAIN POLES, WIRES, CONDUITS, TUNNELS AND OTHER FIXTURES IN, UPON, OVER, ACROSS, OR UNDER THE STREETS, ALLEYS, BRIDGES AND PUBLIC GROUNDS OF SAID VILLAGE, FOR THE PURPOSE OF FURNISHING ELECTRIC LIGHT, HEAT AND POWER TO SAID VILLAGE AND THE INHABITANTS THEREOF,' AS AMENDED BY ORDINANCE NO. 13, PASSED AND ADOPTED SEPTEMBER 8, 1927,"

and on motion duly made, seconded and carried, the above entitled Ordinance was given a reading.

A motion was made by Trustee Frank Hyatt and seconded by Trustee S W Shattuck that the Village of Clearwater pass and adopt the above entitled Ordinance as read and in its entirety.

On roll call the vote was as follows:

AYES: Unanimous (Douglas Raw, S W. Shattuck Frank Hyatt, Ira Oatman & E M Kingsbury)

NAYS: none.

The President then declared said Ordinance duly passed and adopted and directed the Recorder to publish the same in the manner provided by law.

D M Raw
President of Village Council

Attest: E M Kingsbury
Village Recorder

Ordinance 15 Street Lights June 1935

ORDINANCE NO. 16

VILLAGE OF CLEARWATER, MINNESOTA

AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, TO ERECT, ENLARGE, OPERATE AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND ELECTRIC DISTRIBUTING SYSTEM, INCLUDING NECESSARY POLE LINES, MASTS, WIRES AND FIXTURES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES:

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, DO ORDAIN AS FOLLOWS:

Section 1. That there be and hereby is granted to Northern States Power Company, a Minnesota corporation, hereinafter referred to as "Grantee", its successors and assigns, during the period of twenty (20) years from the date hereof, the right and privilege of erecting, enlarging, operating, repairing and maintaining, in, upon and across the streets, alleys and public grounds of said Village electric transmission lines and electric distributing system, including all necessary, usual or convenient poles, pole lines, masts, wires, lamps, transformers and other fixtures and appurtenances usually, conveniently or necessarily used in connection therewith, for the purpose of transmitting and furnishing electric energy for light, heat, power and other purposes for public and private use in and to said Village and the inhabitants thereof, and others, and for the purpose of transmitting to and through said Village such electric energy, provided that such pole and transmission lines shall be so located as in no way to interfere with the safety and convenience of ordinary travel along and over said streets and alleys, and provided that said Grantee, its successors and assigns, in the erection and maintenance of such poles, masts, wires, lamps, transformers, fixtures and transmission lines, shall be subject to such reasonable regulations as may be imposed by the Village Council.

Section 2. That the rates to be charged by the Grantee herein, its successors and assigns, for the electric energy sold within said Village, shall be reasonable and shall not exceed the Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated.

Section 3. There is also granted to said Grantee, its successors and assigns, during the term hereof, permission and authority to trim all trees and shrubs in the streets, alleys and public grounds of said Village interfering with the proper erection and maintenance of any poles, cables, wires or any other fixtures installed in pursuance of the authority hereby granted, provided that said Grantee shall save said Village harmless from any liability in the premises.

Section 4. Nothing in this Ordinance contained shall be construed as giving to said Grantee, its successors or assigns, any exclusive privilege in, on, over or across any of the streets, alleys or public grounds of said Village.

Section 5. Said Grantee shall have full right and authority to assign to any person, persons, firm or corporation all the rights conferred upon it by this Ordinance, provided that the assignee of such rights, by accepting such assignment, shall become subject to the terms and provisions of this Ordinance.

Section 6. Said Grantee, its successors or assigns, shall, if it accepts this Ordinance and the rights hereby granted, file a written acceptance of the franchise rights hereby granted with the Village Recorder within ninety(90) days from the date of the publication of this Ordinance.

Section 7. This Ordinance shall be in full force and effect from and after its passage and publication, as provided by law.

Section 8. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED: _____, 19___.

D M Kraus
President of Village Council

ATTEST:

E M Kingsbury
Village Recorder

EXCERPTS OF MINUTES OF Monthly MEETING
OF THE VILLAGE COUNCIL OF THE
VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

Clearwater, Nov 5, 1936.

A Regular meeting of the Village Council of the Village of Clearwater, Minnesota, duly called, convened and held in accordance with law, was called to order by President D. M. Raw on the 5 day of November, 1936, at 8 o'clock P.M. at the Council Chamber in said Village.

The following members, constituting a legal quorum, were present:

S. W. Shattuck, Frank Hyatt, Helmer Bygd, President D. M. Raw, and E. M. Kingsbury, Recorder.

Trustee Shattuck introduced a certain Ordinance No. 16 entitled:

"AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, TO ERECT, ENLARGE, OPERATE AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND ELECTRIC DISTRIBUTING SYSTEM, INCLUDING NECESSARY POLE LINES, MASTS, WIRES AND FIXTURES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES",

and on motion made and unanimously adopted the above entitled Ordinance was read.

Thereafter a motion was made by Trustee Shattuck and seconded by Trustee Hyatt that the above entitled Ordinance be adopted as read and in its entirety.

On roll call the vote was as follows:

AYES: Shattuck, Hyatt, Bygd, Kingsbury and Raw.

NAYS: none.

The President then declared said motion duly carried and the above entitled Ordinance duly passed and adopted, and ordered the Village Recorder to publish the same in accordance with the law in such case made and provided.

D M Raw
President of Village Council

ATTEST:

E M Kingsbury
Village Recorder

CLEARWATER, MINNESOTA

Proposed Rate Schedules

The following rate schedules, as proposed from time to time, are predicated upon the present operating expense of the Company; should the operating expense increase, over and above the normal increase due to a growth inbusiness, by reason of csuses beyond Company's control, including inflation of currency, the imposition of taxes, license fees, or Government regulation, the Company, in the light of the then changed conditions, shall have the right to revise its electric rates to offset such increase.

RESIDENTIAL RATE

Effective in

Prior to January 1, 1937

Classification — Residential customers.

Availability — Available for residential use only in single private residences, for lighting, incidental use of appliances and domestic power, heating and cooking served through one meter.

Rate

Fixed Charge

10¢ per room per month

-plus-

Energy Charge

Where maximum demand is 5 KVA or less:

First	6 kwh	per	room	per month	@	7.0¢	per kwh
Next	50	kilowatt-hours		per month	@	3.5	" "
Next	50	"	"	" "	@	2.5	" "
Next	200	"	"	" "	@	2.0	" "
Excess		"	"	" "	@	1.5	" "

Where maximum demand is greater than 5 KVA: The number of kilowatt-hours on the second, third, and fourth energy blocks shall be increased 10, 10, and 40 kilowatt-hours, respectively, for each whole KVA in excess of 5 KVA.

Discount — A discount of 5% will be allowed for payment of bill within 10 days from date thereof.

Minimum Charge — The Fixed Charge, but not less than $1.05 gross, $1.00 net per meter per month.

Determination of Maximum Demand — Customer using 350 kilowatt-hours or more per month for three consecutive months shall have demands measured by a thermal demand indicator (ammeter) and the highest demand during the month shall be used for billing purposes.

Service — Single-phase service only; no individual motors to exceed 5 HP.

RESIDENTIAL RATE

Effective in	From January 1, 1937 to January 1, 1938
Classification	Residential customers.
Availability	Available for residential use only in single private residences, for lighting, incidental use of appliances and domestic power, heating and cooking served through one meter.
Rate	Fixed Charge 30¢ per month -plus- Energy Charge

Where maximum demand is 5 KVA or less:

First	6	kwh	per room	per month	@	7.0¢	per	kwh
Next	50	kilowatt-hours	per	month	@	3.5	"	"
Next	50	"	"	"	@	2.5	"	"
Next	200	"	"	"	@	2.0	"	"
Excess		"	"	"	@	1.5	"	"

Where maximum demand is greater than 5 KVA: The number of kilowatt-hours on the second, third, and fourth energy blocks shall be increased 10, 10, and 40 kilowatt-hours, respectively, for each whole KVA in excess of 5 KVA.

Discount	A discount of 5% will be allowed for payment of bill within 10 days from date thereof.
Minimum Charge	$1.05 gross, $1.00 net per meter per month.
Determination of Maximum Demand	Customer using 350 kilowatt-hours or more per month for three consecutive months shall have demands measured by a thermal demand indicator (ammeter) and the highest demand during the month shall be used for billing purposes.
Service	Single phase service only; no individual motors to exceed 5 HP.

RESIDENTIAL RATE

Effective in

On and after January 1, 1938

Classification

Residential customers.

Availability

Available for residential use only in single private residences, for lighting, incidental use of appliances and domestic power, heating and cooking served through one meter.

Rate

Where maximum demand is 5 KVA or less:

First	40	kilowatt-hours	per	month	@	7.0¢	per	kwh
Next	50	"	"	"	@	3.5	"	"
Next	50	"	"	"	@	2.5	"	"
Next	200	"	"	"	@	2.0	"	"
Excess		"	"	"	@	1.5	"	"

Where maximum demand is greater than 5 KVA:
The number of kilowatt-hours on the second, third, and fourth blocks shall be increased 10, 10, and 40 kilowatt-hours, respectively, for each whole KVA in excess of 5 KVA.

Discount

A discount of 5% will be allowed for payment of bill within 10 days from date thereof.

Minimum Charge

$1.05 gross, $1.00 net per meter per month.

Determination of Maximum Demand

Customer using 350 kilowatt-hours or more per month for three consecutive months shall have demands measured by a thermal demand indicator (ammeter) and the highest demand during the month shall be used for billing purposes.

Service

Single-phase service only; no individual motors to exceed 5 HP.

COMMERCIAL LIGHTING RATE

Effective in Prior to July 1, 1937

Classification Commercial and industrial customers.

Availability Available for lighting, incidental use of socket appliances on lighting circuits and single phase motors totaling not more than one horsepower in capacity.

Rate

When maximum demand is not in excess of 5 KW:

First	9	kilowatt-hours or less	-	$1.00	net	per	month		
Next	31	kilowatt-hours	per	month	@	9.5¢	net	per	kwh
Next	110	"	"	"	"	@	6.0	"	"	"
Next	350	"	"	"	"	@	4.5	"	"	"
Next	1 000	"	"	"	"	@	3.0	"	"	"
Next	1 000	"	"	"	"	@	2.0	"	"	"
Excess		"	"	"	"	@	1.5	"	"	"

When maximum demand is greater than 5 KW:

When the maximum demand, as hereinafter determined, is greater than 5 KW, the fifth and sixth blocks of the above rate schedule shall be increased by 100 kilowatt-hours for each complete 500 watts by which the maximum demand exceeds 5 KW.

Delayed Payment Charge A charge of 5% will be added to the bill computed at the rate shown above which charge shall constitute a discount for payment of bill within 10 days from date thereof.

Minimum Charge $1.05 gross, $1.00 net per meter per month.

Determination of Demand The maximum demand shall be determined as the highest average rate at which energy is used for any period of 15 consecutive minutes during the month for which the bill is rendered.

COMMERCIAL LIGHTING RATE

Effective in

On and after July 1, 1937

Classification Commercial and industrial customers.

Availability Available for lighting, 115 volt socket appliances, cooking and heating equipment totaling not more than ten kilowatts, and small single phase motors totaling not more than five horsepower. No individual cooking and heating unit to exceed 3000 watts and no individual motor to exceed 2 horsepower.

Rate

When maximum demand is not in excess of 5 KW:

First	10	kilowatt-hours	or less	-	$1.00	net	per	month	
Next	30	kilowatt-hours	per	month	@	8.0¢	net	per	kwh
Next	110	"	"	"	"	@	5.5	"	"	"
Next	350	"	"	"	"	@	4.5	"	"	"
Next	1000	"	"	"	"	@	3.0	"	"	"
Next	1000	"	"	"	"	@	2.0	"	"	"
Excess		"	"	"	"	@	1.5	"	"	"

When maximum demand is greater than 5 KW:
When the maximum demand, as hereinafter determined, is greater than 5 KW, each of the fifth and sixth blocks of the above rate schedule shall be increased by 100 kilowatt-hours for each complete 500 watts by which the maximum demand exceeds 5 KW.

Delayed Payment Provision A charge of 5% will be added to the bill computed at the rate schedule shown above which charge shall constitute a discount for payment of bill within 10 days from date thereof.

Monthly Minimum Charge $1.05 gross, $1.00 net for lighting, 115 volt socket appliances, cooking and heating equipment totaling not more than one kilowatt, and motors totaling not more than one horsepower,
-plus-
$.50 net per kilowatt of total cooking and heating installation in excess of one kilowatt,
-plus-
$.50 net per horsepower of total motor installation in excess of one horsepower.

Determination of Demand The maximum demand shall be determined as the highest average rate at which energy is used for any period of 15 consecutive minutes during the month for which the bill is rendered.

GENERAL POWER RATE

Effective in	Prior to July 1, 1937
Classification	Commercial and industrial customers.
Availability	Available for general power purposes.
Rate	First 200 kilowatt-hours per month @ 6.0¢ per kwh Next 300 " " " " @ 5.0 " " Next 500 " " " " @ 4.0 " " Next 1 000 " " " " @ 3.0 " " Excess " " " " @ 2.5 " "
Prompt Payment Discount	5% for payment of bill within ten days from date thereof.
Minimum Charge	Based on rated capacity of connected load which shall be not less than one horsepower for single-phase service and not less than five horsepower for three-phase service. $1.00 net per month for the first 1 H.P. or less $ .75 net per month per horse-power for the next 29 H.P. $ .50 net per month per horse-power for the excess H.P.

GENERAL POWER RATE

Effective in	On and after July 1, 1937
Classification	Commercial and industrial customers.
Availability	Available for general power purposes.
Rate	First 200 kilowatt-hours per month @ 5.5¢ net per kwh Next 300 " " " " @ 4.5 " " " Next 1 500 " " " " @ 3.0 " " " Next 2 500 " " " " @ 2.5 " " " Excess " " " " @ 2.25 " " "
Delayed Payment Provision	A charge of 5% will be added to the bill computed at the rate schedule shown above which charge shall constitute a discount for payment of bill within 10 days from date thereof.
Minimum Charge	Based on rated capacity of connected load which shall be not less than one horsepower for single phase service and not less than five horsepower for three phase service. $1.00 net per month for the first 1 H.P. or less $ .50 net per month per horsepower for the excess H.P.

Ordinance 16 Street Lights Nov 1936

ACCEPTANCE OF ORDINANCE NO. 16
VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

KNOW ALL MEN BY THESE PRESENTS: That

WHEREAS the Village Council of the Village of Clearwater, Wright County, Minnesota, on the 5th day of November, A.D. 1936, passed and adopted Ordinance No. 16 entitled:

> "AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, TO ERECT, ENLARGE, OPERATE AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND ELECTRIC DISTRIBUTING SYSTEM, INCLUDING NECESSARY POLE LINES, MASTS, WIRES AND FIXTURES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES",

which Ordinance was duly published according to law on the 26th day of November, 1936, in the Wright County Journal-Press, a newspaper printed and published in the Village of Buffalo, Wright County, Minnesota, and of general circulation in said Village of Clearwater and County of Wright and State of Minnesota;

NOW, THEREFORE, the NORTHERN STATES POWER COMPANY, a Minnesota corporation, for itself and its successors and assigns, does hereby accept all the terms and conditions of said Ordinance.

IN WITNESS WHEREOF the Northern States Power Company has caused these presents to be executed in its corporate name by its proper officers thereunto duly authorized and its corporate seal to be hereto affixed this 15th day of December, 1936.

In Presence of:

NORTHERN STATES POWER COMPANY,

By _____
Vice President

And _____
Assistant Secretary

Legal Notice

ORDINANCE NO. 16
VILLAGE OF
CLEARWATER, MINNESOTA

AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, TO ERECT, ENLARGE, OPERATE AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND ELECTRIC DISTRIBUTING SYSTEM, INCLUDING NECESSARY POLE LINES, MASTS, WIRES AND FIXTURES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES:

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, DO ORDAIN AS FOLLOWS:

Section 1. That there be and hereby is granted to Northern States Power Company, a Minnesota corporation, hereinafter referred to as "Grantee," its successors and assigns, during the period of twenty (20) years from the date hereof, the right and privilege of erecting, enlarging, operating, repairing and maintaining, in, upon and across the streets, alleys and public grounds of said Village electric transmission lines and electric distributing system, including all necessary, usual or convenient poles, pole lines, masts, wires, lamps, transformers and other fixtures and appurtenances usually, conveniently or necessarily used in connection therewith, for the purpose of transmitting and furnishing electric energy for light, heat, power and other purposes for public and private use in and to said Village and the inhabitants thereof, and others, and for the purpose of transmitting to and through said Village such electric energy, provided that such pole and transmission lines shall be so located as in no way to interfere with the safety and convenience of ordinary travel along and over said streets and alleys, and provided that said Grantee, its successors and assigns, in the erection and maintenance of such poles, masts, wires, lamps, transformers, fixtures and transmission lines, shall be subject to such reasonable regulations as may be imposed by the Village Council.

Section 2. That the rates to be charged by the Grantee herein, its successors and assigns, for the electric energy sold within said Village, shall be reasonable and shall not exceed the Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated.

Section 3. There is also granted to said Grantee, its successors and assigns, during the term hereof, permission and authority to trim all trees and shrubs in the streets, alleys and public grounds of said Village interfering with the proper erection and maintenance of any poles, cables, wires or any other fixtures installed in pursuance of the authority hereby granted, provided that said Grantee shall save said Village harmless from any liability in the premises.

Section 4. Nothing in this Ordinance contained shall be construed as giving to said Grantee, its successors or assigns, any exclusive privilege in, on, over or across any of the streets, alleys or public grounds of said Village.

Section 5. Said Grantee shall have full right and authority to assign to any person, persons, firm or corporation all the rights conferred upon it by this Ordinance, provided that the assignee of such rights, by accepting such assignment, shall become subject to the terms and provisions of this Ordinance.

Section 6. Said Grantee, its successors or assigns, shall, if it accepts this Ordinance and the rights hereby granted, file a written acceptance of the franchise rights hereby granted with the Village Recorder within ninety (90) days from the date of the publication of this Ordinance.

Section 7. This Ordinance shall be in full force and effect from and after its passage and publication, as provided by law.

Section 8. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED: Nov. 5, 1936.

D. M. RAW,
President of Village Council.

ATTEST:
E. M. Kingsbury,
Village Recorder.

STATE OF MINNESOTA }
COUNTY OF WRIGHT } SS

C A McDonnell ..... being duly sworn, deposes and says that he now is and during all times hereinafter mentioned has been the publisher or printer in charge of the Wright County Journal-Press, a weekly newspaper, printed and published in the village of Buffalo in said Wright county, State of Minnesota, on Thursday of each week;

That he has knowledge of the facts and knows personally that the printed..... Ordinance ..... hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for .....weeks, and that all of said publications were made in the English language.

That said notice was first inserted, printed and published on Thursday, the ...26th..... day of ...November..., 193 6 and was printed and published in said newspaper on each and every Thursday thereafter until and including Thursday, the ..... day of 193

That during all the times aforesaid, said newspaper was qualified as a medium of official and legal publications as required by sections 3 and 4 of chapter 484, Session Laws of Minnesota, 1921, and that it has complied with all the requirements that constitute a legal newspaper as defined in said sections 3 and 4, to-wit: that, for more than one year last past from the date of the first publication of said... Ordinance ..... said newspaper has been

(1) Printed from the place from which it purports to be issued, in the English language, and in column and sheet form equivalent in space to at least four pages, with five columns to the page, each seventeen and three quarters inches long.

(2) Issued once each week from a known office, established in such place for publication and equipped with skilled workmen and the necessary material for preparing and printing the same.

(3) Made up to contain general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them.

(4) Circulated in and near its place of publication to the extent of at least two hundred and forty copies regularly delivered to paying subscribers, and that prior to the date of the first publication of said... Ordinance .....the publisher or printer in charge of said newspaper having knowledge of the facts, filed in the office of the county auditor of said County of Wright, State of Minnesota, an affidavit showing the name and location of said newspaper and the existence of conditions constituting its qualifications as a legal newspaper as required and set forth in section 3 of chapter 484, Session Laws Minnesota, 1921.

That the following is a printed copy of the lower case alphabet from A to Z both inclusive, of the size and kind of type used in composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz abcdefghijklmnopqrstuvwxyz

Further affiant saith not, save that this affidavit is made pursuant to section 4 of chapter 484, Session Laws Minnesota, 1921, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

C A McDonnell

Subscribed and sworn to before me this...9th.....day of December 1936

H. C. WEST. H C West
Notary Public, Wright County, Minnesota.
My Commission expires, Nov. 8, 1942

Ordinance 16 Nov 1936 Street Lights

ORDINANCE NO. 1 7

AN ORDINANCE REGULATING THE USE OF HIGHWAYS WITHIN THE VILLAGE OF CLEARWATER; AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF.

The Council of the Village of Clearwater do ordain as follows:

Section 1 - SPEED REGULATIONS : No person shall operate or halt any vehicle upon a street or highway within the Village of Clearwater Minnesota, carelessly or heedlessly in disregard of the rights or safety of others or in a manner so as to endanger or to be likely to endanger any person or property.

No person driving a vehicle within this Village of Clearwater shall drive the same at a speed greater than is reasonable and prudent, having due regard to the traffic, the surface and the width of the highway, and of any other conditions then existing. Until the streets of this Village of Clearwater have been zoned as authorized by Chapter 464, Laws of Minnesota,1937, no vehicle shall be driven thereon at a speed in excess of Thirty (30) Miles per hour. After the streets of the said village have been zoned and different speed zones established thereon, and signs posted pursuant thereto, no vehicle shall be driven upon any street in said village at a speed greater than that indicated on such signs, and driving at any greater speed shall be prima facie evidence that the speed is not reasonable nor prudent and that it is unlawful. No person shall drive a vehicle at such a slow rate of speed or in a manner so as to wilfully impede the normal flow of traffic.

Section 2 - OPERATING AND TURNING VEHICLES: Upon all highways within the Village of Clearwater of sufficient width, except upon one-way streets, or except upon those with four or more lanes of traffic established and plainly marked ther on, the driver of a vehicle shall drive the same upon the right half of the traveled portion of the highway and shall drive slow moving vehicles as closely as possible to the right-hand edge or the curb of such highway, unless it is impractical to travel on such side of the highway and except when overtaking and passing another vehicle. No person shall stop or turn a vehicle or change from one traffic lane to another unless the ame can be done with safety and without interfering with the normal flow of pedestrian and vehicle traffic, and such stop, change of position or turn shall always be indicated by the driver by extending his left arm horizontally to the left from and beyond the vehicle or by using an approved and efficient device to give such warning and by giving

an audible warning by sounding the horn if the same is necessary to warn pedestrians at crossings.

Section 3 - PARKING REGULATIONS:- Every vehicle parked upon any street where angle parking is permitted by local ordinance shall be parked with the front of such vehicle facing the said curb at an angle of approximately 45 degrees and facing between the painted or other markings on the curb to indicate the parking space theron. WHERE THE SAID STREET IS A STATE TRUNK HIGHWAY, EVERY VEHICLE SHALL BE PARKED PARALLEL TO THE CURB AND WITH THE RIGHT-HAND WHEELS OF SUCH VEHICLE WITHIN TWELVE INCHES OF THE RIGHT HAND CURB. On other streets a vehicle shall be parked to the right of main traveled portion thereof and parallel thereto and such a manner that it shall not interfere with the free flow of traffic. This shall not apply, however, to any vehicle disabled upon any street, but every police officer of the village is authorized to require the person in charge thereof to move it to a place of safety and upon neglect or failure to do so, or in the case of any motor vehicle being left alone or abandoned in any such position, said officer is authorized to provide for the removal of such vehicle to the nearest convenient garage or other place of safe keeping.

No person shall park a vehicle or permit it to stand, whether attended or unattended, upon any highway within the village, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. Within 15 feet of a fire hydrant;
5. On a crosswalk;
6. Within 20 feet of a crosswalk at an intersection;
7. Within 30 feet upon the approach to any flashing beacon, "Stop" sign, or traffic control signal located at the side of a roadway;
8. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
9. Within 50 feet of the nearest rail of a railroad crossing
10. Within 20 feetof a driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance when properly sign-posted;

11. Alongside or opposite andy street excavation or obstruction when such stopping, standing, or parking would obstruct traffic;

12. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

13. Upon any bridge or other elevated structure upon a highway, except as otherwise provided by ordinance;

14. At any place where official signs prohibit stopping.

Section 4 - GLASS AND OTHER INJURIOUS SUBSTANCE ON HIGHWAY ; No person shall throw or deposit glass, metal, garbage, tin cans, or any other substance upon the highway, and anyone who drops or throws, or permits to be dropped or thrown any such substance of destructive or injurious character shall immediately cause the same to be removed. Any wrecked or damaged vehicle on a street or roadway shall be removed therefrom without unreasonble delay, and pending removal shall be guarded with proper lights, equal in intensity to ordinary parking lights or by red flares; and when removed, no glass or injurious substance shall be left upon the street or roadway by the person removing said vehicle.

Section 5- STOP STREETS : It shall be unlawful for the driver of any vehicle to fail to bring such vehicle to a full stop before entering any "Thru" street properly designated as such by the action of the village or its authorized representitives.

Section 6 DRIVER'S LICENSE - VEHICLE OWNERSHIP : No person shall drive a vehicle upon the streets of this municipality without having in his possession, as now required by the laws of the State of Minnesota, a State automobile driver's license or chauffeur's license. No person shall drive a motor vehicle belonging to another without the owner's consent.

Section 7 EQUIPMENT - USE OF: No person shall drive a vehicle upon the streets of this village unless such motor vehicle is equipped with a muffler in good working order and in constant operation to prevent excessive and unusual noise, and it shall be unlawful to use a"muffler cut-out" on any motor vehicle upon any such street or highway.

No vehicle shall be used upon any street in the village without lighting equipment, a windshield wiper, a rear vision mirror, a horn or other warning device, front and rear bumpers, and brakes as required by Chapter 464 Laws of Minnesota,1937. Lamps shall be lighted at all times when any such vehicle is operated upon the streets of the village from a half hour after sunset to a half hour before sunrise and at any time when there

is not sufficient light to render persons and vehicles clearly discernible 500 feet ahead upon the highway, except that when a vehicle is parked upon the street during these hours, parking lights shall be lighted.

Section 8- Emergency VeHicles: The provisions of this ordinance shall not apply to vehicles when operated with due regard for safety, under the direction of peace officers in the chase or apprehension of violators of the law or persons charged with or suspected of any such violation, nor to fire departments or fire patrol vehicles when traveling in response to a fire alarm, or to public ambulances in emergency use or service.

When a fire alarm shall be sounded or when the warning device of any emergency vehicle shall be sounded, all vehicles upon the streets of the village shall draw to the right side of the street and permit such vehicle to pass. No vehicle of any kind shall precede fire apparatus to a fire using the same street that it is using. No vehicle shall follow fire apparatus at less than 500 feet nor be parked within the block where fire apparatus has stopped in answer to a fire alarm.

Section 9- Pedestrians :- Whenever possible, pedestrians shall use the right half of crosswalks in crossing streets. Pedestrians shall cross streets subject to signals at controlled intersections. When traffic at intersections is not controlled, motor vehicles shall yield the right of way to pedestrians by changing their rate of speed or stopping if necessary when pedestrians are in the crosswalk, but no vehicle shall pass another vehicle that has slowed down at a crosswalk for a pedestrian to pass. At any other point than a crosswalk, pedestrians shall yield the rightof way to motor vehicles. This shall not relieve the driver of any motor vehicle of the obligation to use due care. No person shall stand on a street in a roadway for the purpose of soliciting rides. Pedestrians walking upon a street or roadway shall walk near the left side of the roadway, giving way to oncoming traffic.

SECTON 10 - PENALTY : Any person convicted of violating any of the provisions of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed ONE HUNDRED DOLLARS ($100.00) or by imprisonment in the village or county jail for a period of not to exceed NINETY (90) DAYS.

SECTION 11 SEPARABILITY: Every section , provision or part of this ordinance is declared separable from every other section, provision or part and the holding of any section, provision or part hereof invalid shall not affect any other section provision or part.

SECTION 12 REPEAL:- All ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 13- EFFECT: This ordinance shall be in force and effect from and after its passage and publication.

Passed this 6 th day of February 1939

_____
Mayor

Attest:

_____
Clerk

ORDINANCE NO. 19

VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, A MINNESOTA CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO ERECT, INSTALL, ENLARGE, OPERATE, REPAIR, AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND AN ELECTRIC DISTRIBUTION SYSTEM, INCLUDING NECESSARY POLES, POLE LINES, MASTS, WIRES, CABLES, AND FIXTURES AND APPURTENANCES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND OTHERS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS, AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES:

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, ORDAINS AS FOLLOWS:

Section 1. That there be and hereby is granted to Northern States Power Company, a Minnesota corporation, its successors and assigns, hereinafter referred to as "Company", during the period of twenty (20) years from the date hereof, the right and privilege of erecting, installing, enlarging, operating, repairing, and maintaining, in, on, over, under, and across the streets, alleys, and public grounds of said Village electric transmission lines and an electric distribution system, including all poles, pole lines, masts, wires, cables, lamps, transformers, and other fixtures and appurtenances, usually, conveniently, or necessarily used in connection therewith, for the purpose of transmitting and furnishing electric energy for light, heat, power, and other purposes for public and private use in and to said Village and the inhabitants thereof, and others, and for the purpose of transmitting into and through said Village such electric energy, provided that such transmission lines and electric distribution system shall be so located as in no way to interfere with the safety and convenience of ordinary travel along and over said streets and alleys, and provided that Company in the erection, installation, enlargement, operation, repair, and maintenance of such poles, pole lines, masts, wires, cables, lamps, transformers, and other fixtures and appurtenances, shall be subject to such reasonable regulations as may be imposed by the Village Council.

Section 2. That the rates to be charged by the Company for the electric energy sold within said Village shall be reasonable and shall not exceed Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated.

Section 3. There is also granted to Company during the term hereof, permission and authority to trim all trees and shrubs in the streets, alleys, and public grounds of said Village interfering with the proper erection, installation, enlargement, operation, repair, and maintenance of any poles, pole lines, masts, wires, cables, lamps, transformers, or any other fixtures or appurtenances, installed in pursuance of the authority hereby granted, provided that Company shall save said Village harmless from any liability in the premises.

Section 4. Nothing in this Ordinance contained shall be construed as giving to Company any exclusive privilege in, on, over, under, or across the streets, alleys, or public grounds of said Village.

Section 5. Company shall have full right and authority to assign to any person, persons, firm, or corporation all the rights conferred upon it by this Ordinance, provided that the assignee of such rights, by accepting such assignment, shall become subject to the terms and provisions of this Ordinance.

Section 6. Company shall, if it accepts this Ordinance and the rights hereby granted, file a written acceptance of the franchise rights hereby granted with the Village Clerk within ninety (90) days from the date of the publication of this Ordinance.

Section 7. This Ordinance shall be in full force and effect from and after its passage and publication, as provided by law.

Section 8. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED: October 5, 1953

Emma Otten
Mayor

ATTEST:

Mark Schafer
Village Clerk

EXCERPTS OF MINUTES OF Monthly MEETING

OF THE VILLAGE COUNCIL
OF THE
VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

October 5, 1953.

A Regular meeting of the Village Council of the Village of Clearwater, Minnesota, duly called, convened, and held in accordance with law, was called to order by Mayor Emma Oller on the 5 day of October, 1953, at 8 o'clock P.M. at the Council Chamber in said Village.

The following members, constituting a legal quorum, were present: Kay Meller, Oran Oelman, Al Salinger, Emma Oller, Mark Schafer

Trustee Salinger introduced a certain Ordinance No. 19 entitled:

"AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, A MINNESOTA CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO ERECT, INSTALL, ENLARGE, OPERATE, REPAIR, AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND AN ELECTRIC DISTRIBUTION SYSTEM, INCLUDING NECESSARY POLES, POLE LINES, MASTS, WIRES, CABLES, AND FIXTURES AND APPURTENANCES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND OTHERS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS, AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES",

and on motion made, seconded, and duly adopted, the above entitled Ordinance was read.

Thereafter a motion was made by Trustee Salinger and seconded by Trustee Meller that the above entitled Ordinance be adopted as read and in its entirety.

On roll call the vote was as follows:

AYES: Kay Meller, Oran Oelman, Al Salinger, Mark Schafer, Emma Oller

NAYS: None

The Mayor then declared said motion duly carried and the above entitled Ordinance duly passed and adopted, and ordered the Village Clerk to publish the same in accordance with the law in such case made and provided.

Emma Oller
Mayor

ATTEST:

Mark Schafer
Village Clerk

Printer's Affidavit of Legality. (Chapter 128, Laws of 1939.)

ORDINANCE NO. 19
VILLAGE OF CLEARWATER
WRIGHT COUNTY, MINNESOTA

AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, A MINESOTA CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO ERECT, INSTALL, ENLARGE, OPERATE, REPAIR, AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND AN ELECTRIC DISTRIBUTION SYSTEM, INCLUDING NECESSARY POLES, POLE LINES, MASTS, WIRES, CABLES, AND FIXTURES AND APPURTENANCES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND OTHERS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS, AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES:

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, WRIGHT COUNTY, ORDAINS AS FOLLOWS:

Section 1. That there be and hereby is granted to Northern States Power Company, a Minnesota corporation, its successors and assigns, hereinafter referred to as "Company," during the period of twenty (20) years from the date hereof, the right and privilege of erecting, installing, enlarging, operating, repairing, and maintaining, in, on, over, under, and across the streets, alleys, and public grounds of said Village electric transmission lines and an electric distribution system, including all poles, pole lines, masts, wires, cables, lamps, transformers, and other fixtures and appurtenances, usually, conveniently, or necessarily used in connection therewith, for the purpose of transmitting and furnishing electric energy for light, heat, power, and other purposes for public and private use in and to said Village and the inhabitants thereof, and others, and for the purpose of transmitting into and through said Village such electric energy, provided that such transmission lines and electric distribution system shall be so located as in no way to interfere with the safety and convenience of ordinary travel along and over said streets and alleys, and provided that Company in the erection, installation, enlargement, operation, repair, and maintenance of such poles, pole lines, masts, wires, cables, lamps, transformers, and other fixtures and appurtenances, shall be subject to such reasonable regulations as may be imposed by the Village Council.

Section 2. That the rates to be charged by the Company for the electric energy sold within said Village shall be reasonable and shall not exceed Company's standard schedule of rates and minimum charges effective for and in communities of like size in adjoining territory which are similarly served and situated.

Section 3. There is also granted to Company during the term hereof, permission and authority to trim all trees and shrubs in the streets, alleys, and public grounds of said Village interfering with the proper erection, installation, enlargement, operation, repair, and maintenance of any poles, pole lines, masts, wires, cables, lamps, transformers, or any other fixtures or appurtenances, installed in pursuance of the authority hereby granted, provided that Company shall save said Village harmless from any liability in the premises.

Section 4. Nothing in this Ordinance contained shall be construed as giving to Company any exclusive privilege in, on, over, under, or across the streets, alleys, or public grounds of said Village.

Section 5. Company shall have full right and authority to assign to any person, persons, firm, or corporation all the rights conferred upon it by this Ordinance, provided that the assignee of such rights, by accepting such assignment, shall become subject to the terms and provisions of this Ordinance.

Section 6. Company shall, if it accepts this Ordinance and the rights hereby granted, file a written acceptance of the franchise rights hereby granted with the Village Clerk within ninety (90) days from the date of the publication of this Ordinance.

Section 7. This Ordinance shall be in full force and effect from and after its passage and publication, as provided by law.

Section 8. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED: October 5, 1953.

EMMA OTTEN,
Mayor

MARK SCHAFER
Village Clerk

STATE OF MINNESOTA, }
COUNTY OF STEARNS } ss.

Frederick C. Schilplin, being duly sworn on oath says; that he is, and during all the times herein stated has been, the President of the Times Publishing Company, the publisher of the newspaper known as The St. Cloud Daily Times and has full knowledge of the facts hereinafter stated.

That for more than one year prior to the publication therein of the Ordinance No.19 hereinafter described said newspaper was printed and published in the City of St. Cloud, in the County of Stearns State of Minnesota, daily except Sundays and holidays; that during all said time said newspaper has been printed in the English language from its known office of publication within the City of St. Cloud from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivilent in space to at least 450 running inches of single column, two inches wide; has been issued daily except Sundays and holidays from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local post-office; and that there has been on file in the office of the County Auditor of Stearns County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existance of the conditions constituting its qualifications as a legal newspaper.

That the Ordinance No.19 hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, ~~once each week, for~~ ~~successive weeks; that it was~~ ~~first so~~ published on Thursday the 8th day of October 19 53 ; ~~and thereafter on~~ ~~of each week to and including the~~ ~~day of~~ ~~19~~ ~~;~~

and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

Frederick C. Schilplin

Subscribed and sworn to before me 8th day of October 19 53

Notary public, Stearns County, Minnesota.

My Commission expires Oct. 1st 19 58

PRINTER'S

Affidavit of Publication

OF

THE ST. CLOUD DAILY TIMES

Of Ordinance No. 19

Village of Clearwater

ACCEPTANCE OF ORDINANCE NO. 19

VILLAGE OF CLEARWATER, WRIGHT COUNTY, MINNESOTA

KNOW ALL MEN BY THESE PRESENTS: That

WHEREAS the Village Council of the Village of Clearwater, Wright County, Minnesota, on the 5th day of October, A.D. 1953, passed and adopted Ordinance No. 19 entitled:

> "AN ORDINANCE GRANTING PERMISSION TO NORTHERN STATES POWER COMPANY, A MINNESOTA CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO ERECT, INSTALL, ENLARGE, OPERATE, REPAIR, AND MAINTAIN, IN THE VILLAGE OF CLEARWATER, MINNESOTA, TRANSMISSION LINES AND AN ELECTRIC DISTRIBUTION SYSTEM, INCLUDING NECESSARY POLES, POLE LINES, MASTS, WIRES, CABLES, AND FIXTURES AND APPURTENANCES, FOR THE FURNISHING OF ELECTRIC ENERGY TO THE VILLAGE AND ITS INHABITANTS, AND OTHERS, AND TRANSMITTING ELECTRIC ENERGY INTO AND THROUGH THE VILLAGE, AND TO USE THE STREETS, ALLEYS, AND PUBLIC GROUNDS OF SAID VILLAGE FOR SUCH PURPOSES",

which Ordinance was duly published according to law on the 8th day of October, 1953, in The St. Cloud Daily Times, a newspaper printed and published in the City of St. Cloud, Stearns County, Minnesota, and of general circulation in said Village of Clearwater and County of Wright and State of Minnesota;

NOW, THEREFORE, NORTHERN STATES POWER COMPANY, a Minnesota corporation, for itself and its successors and assigns, does hereby accept all the terms and conditions of said Ordinance.

IN WITNESS WHEREOF Northern States Power Company has caused these presents to be executed in its corporate name by its proper officers thereunto duly authorized and its corporate seal to be hereto affixed this 3rd day of November, A.D. 1953.

In Presence of:

Constance A. McCabe

Ennie Hansen

NORTHERN STATES POWER COMPANY

By Carl T. Brennecke
Vice President
In Charge of Sales

And [illegible]
Secretary

Ordinance 19 - Stee

CHAPTER 2.01

LICENSING OF DOGS

Section 1. It shall be the duty of every person owning or having charge of any dog within the corporate limits of the Village of Buffalo, to pay to the Village Clerk-Treasurer in the month of April in each year a tax of $1.00 for every male dog or spayed female dog three months old or over, and $2.00 for every unspayed female dog three months old or over.

Section 2. Every person shall be considered the owner of any dog who shall harbor or let the same habitually remain or be fed in or about his or her house, shop, store, or enclosure.

Section 3. The Village Clerk-Treasurer shall cause notice to be published in the official newspaper on the first Thursday after the first day of May of each year, stating that the tax on dogs is delinquent; if said tax is not paid within ten days after the posting of the notices, it shall be the duty of the Chief of Police or other person authorized to do so to slay any dog running at large upon which the tax is not paid, and the prudent use of fire arms for that purpose shall not be considered a violation of any ordinance of this Village.

Section 4. Any person owning any dog and allowing the same to run at large contrary to the provisions of this Ordinance or allowing to run at large of any dog known to be fierce, vicious or dangerous shall be guilty of a misdemeanor and upon conviction thereof liable to a fine of not more than $25.00 and the costs of prosecution.

Section 5. It shall be the duty of the Village Clerk-Treasurer to keep a book in which shall be recorded the name of the owner and the name and description of each dog on which the tax has been paid; and he shall furnish the person so paying said tax a tag.

Section 1. - Amended February 4, 1957

CHAPTER 2.02

PROHIBITING RUNNING AT LARGE OF DOGS DURING A CERTAIN PERIOD EACH YEAR

Section 1. Definitions. (a) As used in this Ordinance "Owner" means any person, firm or corporation, owning, harboring or keeping a dog. (b) "At Large" means off the premises of the owner and not under the control of the owner or a member of his immediate family.

Section 2. Restrictions as to time. No dogs shall be permitted to run at large within the limits of the Village of Buffalo at any time.

Section 3. Dogs on leash. The restriction imposed by Section 2 shall not prohibit the appearance of any dog upon the streets or public places when such dog is on leash and is kept under the control of the accompanying person.

Section 4. Impounding. The poundmaster and every police officer shall impound any dog found running at large and place such dog in the village pound, and the poundmaster shall give notice of the impounding to the owner of such dog if known; in case the owner is unknown, such officer shall post notice of the impounding at the Village Hall; such notice shall state that if such dog is not claimed within five days after the giving and posting of the notice, such dog will be killed by the poundmaster.

If such dog is not claimed within the time specified and all fees and charges paid, the poundmaster shall kill such dog and dispose of the carcass.

The poundmaster shall house and feed in a humane manner any dog held at the pound. An impounding fee of $5.00 and a charge of 50 cents per day for feeding shall be charged for any dog so held at the pound.

The Chief of Police of the Village, with the confirmation of the Village Council, shall appoint a poundmaster, and it shall be his duty to carry out the provisions hereof.

Section 5. Penalty. Any person allowing a dog under his control to run at large during the period prohibited herein, shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a fine of not more than $25.00 and the costs of prosecution.

Section 2 - Amended October 2, 1961.

An Ordinance Concerning dogs and Amending Chapter 7.2 of the Ordinances of the Village of Clearwater:

The village council of the village of Clearwater, Minnesota do hereby amend Ordinance Chapter 7.2 and do ordain as follows:

Section 1. That it shall be the duty of every person owning or having charge of any dog or bitch within the corporate limits of the Village of Clearwater, Minnesota, to pay to the Village Clerk in the month of January in each and every year a tax of one dollar for every dog or spayed female three months old or over, and three dollars for every bitch three months old or over.

Section 2. Every person shall be considered as owner of a dog or bitch who shall harbor or let the same habitually remain or be fed in or about his or her house, shop, store or enclosure.

Section 3. It shall be the duty of the marshall or other person so authorized on the first Monday of September in each and every year to post up in three public places in the village of Clearwater notices stating that the tax on dogs and bitches is delinquent. If said tax is not paid within ten days after the posting of the notices. It shall be the duty of the marshall or person so authorized; to slay any dog or bitch running at large upon which the tax is not paid, and the prudent use of fire arms for that purpose shall not be considered a violation of any ordinance of the Village of Clearwater, Minnesota.

Section 4. It shall be the duty of all persons owning or harboring dogs or bitches in the Village of Clearwater, Minnesota, to keep same on their own property at all times, unless said dogs or bitches are on a leash which is in the hand of the owners or person so authorized by same to do so.

Section 5. Any person owning any dog or bitch and allowing the same to run at large contrary to the provisions of this ordinance or allowing to run at large of any dog or bitch known to be fierce, vicious or dangerous, shall be liable to a fine of fifty dollars for the first conviction thereof and one hundred dollars for the second conviction thereof or imprisoned for not to exceed ninety days.

Section 6. It shall be the duty of the Village clerk to keep a book in which shall be the name of the owner and the name and description of each dog and bitch for which the tax has been paid.

Adopted this 22nd day of November, 1965.

ROBERT BEECH, Mayor

Seal.

Attest: Ruthann Ellis, Clerk

(Pub. Dec. 2, 1965)

PRINTER'S AFFIDAVIT OF PUBLICATION
(Chapter 128, Laws of 1939)

STATE OF MINNESOTA,)
) SS.
COUNTY OF WRIGHT)

James P. McDonnell, Jr., being duly sworn, on oath says; that he is, and during all the times herein stated has been..... the ..... publisher of the newspaper known as WRIGHT COUNTY JOURNAL-PRESS and has full knowledge of the facts hereinafter stated; that for more than one year prior to the publication therein of the Ordinance..... hereinafter described, said newspaper was printed and published in the Village of Buffalo, in the County of Wright, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the Village from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, one and three-quarters inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and the necessary material for preparing and printing the same; that the press work on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its known office of publication; that during all said time in its makeup not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements, has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; and that there has been on file in the office of the County Auditor of Wright County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Ordinance hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for One ~~successive~~ weeks; that it was first so published on Thurs. the 2nd day of December 19 65; ~~and thereafter on Thursday of each week to and including the day of 19~~; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

James P. McDonnell Jr.

Subscribed and sworn to before me this 2nd day of Dec. 19 65.

Eleanor Klett

Notary Public, ELEANOR KLETT Notary Public, Wright County, Minn. County, Minn.
My Commission Expires Nov. 12, 1968 My Commission Expires ....., 19.....

ORDINANCE

FRANCHISE FOR COLLECTION OF GARBAGE AND RUBBISH FROM RESIDENCES IN THE VILLAGE OF CLEARWATER, GRANTED TO RACKLIFFE SANITATION, INC.

THE VILLAGE COUNCIL OF THE VILLAGE OF CLEARWATER, MINNESOTA, DO ORDAIN:

Section 1. This ordinance shall apply to all residences in the Village of Clearwater. A residence shall be defined as any place of habitation within the Village of Clearwater with cooking and sleeping accommodations and so occupied during part of each quarterly period covered by the billing dates.

Section 2. An exclusive franchise to pick up garbage and rubbish from the residences of the Village of Clearwater from December 10, 1965, to December 10, 1970, is hereby given to Rackliffe Sanitation Inc., Delano, Minnesota.

Section 3. That the price charge per residence shall be $1.65 per month. That each residence shall be billed by Rackliffe Sanitation, Inc. for $4.95 on or about March 1st, June 1st, September 1st and December 1st of each year. There shall be no change in charge during the period of the franchise without council approval.

Section 4. That brush and tree limbs, if cut in 8 ft. lengths or shorter and tied in bundles, will also be removed, providing this does not cover branches or trunks of trees over 4 inches in diameter.

Section 5. Rackliffe Sanitation Inc. shall furnish a modern closed garbage truck equipped with a hydraulic rubbish packer.

Section 6. That individual citizens may or may not subscribe to this service.

Section 7. In event of acceptance of the terms of this ordinance by Rackliffe Sanitation Inc. and failure to satisfactorily perform on thirty days notice, the franchise may be terminated by the Village of Clearwater.

Adopted by the Village Council this 8th day of February, 1966.

(s) WAYNE C. JACOBSON, Mayor

ATTEST:
(s) RUTHANN ELLIS, Clerk

(VILLAGE SEAL)

Publish February 17, 1966