

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Thomas J. Simmons	Vice Chairman
Gerald J. Isaacs	Member
Edgar Hass	Ex-Officio Member
William Soderberg	Ex-Officio Member

IN THE MATTER OF THE PETITION FOR)	<u>FINDINGS OF FACT</u>
THE ANNEXATION OF CERTAIN LAND TO)	<u>CONCLUSIONS OF LAW</u>
THE VILLAGE OF ISANTI)	<u>AND ORDER</u>

The above-entitled matter came on for hearing before the Minnesota Municipal Commission on September 21, 1972, in the Village of Isanti and was continued. On July 17, 1973, the continued hearing was convened by Howard L. Kaibel, Jr., Executive Secretary of the Minnesota Municipal Commission. Also in attendance was William Soderberg, Ex-Officio Member of the Commission.

The Village of Isanti was represented by Robert Parker, Village Attorney. The petitioners were represented by John Daubney, Attorney at Law, 738 Minnesota Building, St. Paul, Minnesota. Objecting property owners were represented by John Dablow, Dablow and Johnson, Attorneys at Law, 133 2nd Ave. S.W., Cambridge, Minnesota.

All parties and individuals were heard who desired to be heard. The Secretary duly reported the hearing to the Minnesota Municipal Commission.

The Commission, upon all files, records, and evidence herein, the report of the Secretary, and being fully advised in the premises, hereby makes and issues its Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. That the total number of property owners in the area proposed

for annexation does not exceed nine, as follows:

Northern Natural Gas Co.
Isanti Independent Oil Co.
Charles Roy Co.
Victor E. Gervais
Gilbert Lindholm
Sally Lindholm
Virgil Dahl
Sally Dahl
Emil Wallin

2. That the Lindholms, Dahls and Mr. Wallin have not signed the petition for annexation.

3. That the petition for annexation has not been signed by a majority of property owners as required by M.S. 414.033, Subd. 5.

CONCLUSIONS OF LAW

1. That the Minnesota Municipal Commission has no jurisdiction for further consideration of this proceeding.

O R D E R

IT IS HEREBY ORDERED: That the subject proceeding A-2193 particularly described as follows:

PARCEL I

That part of the S 1/2 of the SE 1/4 of the NW 1/4 lying East of the present Village limits of the Village of Isanti, Isanti County, Minnesota, and the SW 1/4 of the NE 1/4, excepting therefrom the tract or parcel of land described as follows: Commencing at the Southeast corner of said SW 1/4 of NE 1/4; thence West along the quarter line 18 rods; thence North 27 rods; thence East 18 rods; thence South 27 rods to the place of commencement, all in Section 29, Township 35, Range 23, Isanti County, Minnesota

be and is hereby dismissed.

Dated this 20TH day of November, 1973

MINNESOTA MUNICIPAL COMMISSION
304 Capitol Square Building
St. Paul, Minnesota 55101



Howard L. Kaibel, Jr.
Executive Secretary