

BEFORE THE MUNICIPAL BOARD

OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chair
John W. Carey	Vice Chair
Dorothy E. Kobs	Commissioner

IN THE MATTER OF THE DETACHMENT)
 OF CERTAIN LAND FROM THE CITY)
 OF ORONO AND ANNEXATION TO THE)
 CITY OF LONG LAKE PURSUANT TO)
 MINNESOTA STATUTES 414)

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER

On November 30, 1993, the Minnesota Municipal Board received a resolution from the Cities of Orono and Long Lake, requesting the detachment of certain property, and annexation of the same territory pursuant to Minnesota Statutes 414.061.

After review of the resolution, the Minnesota Municipal Board hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. That a resolution requesting concurrent detachment and annexation of certain property was received from the Cities of Long Lake and Orono.
2. The resolution contained all the information required by statutes including a description of the territory proposed for detachment and annexation, which is as follows:

All that part of the Southwest 1/4 of the Southwest 1/4 of Section 35, Township 118, Range 23, described as follows:

Commencing at a point 953 feet North of the Southwest corner of the Southwest 1/4 of the Southwest 1/4 of said Section 35; thence North to the Northeast corner of said Southwest 1/4 of the Southwest 1/4; thence West to the Northwest corner of said

Southwest 1/4 of the Southwest 1/4; thence South to a point 13.38 chains North of the southwest corner of said Southwest 1/4 of the Southwest 1/4; thence southeasterly along the center line of the Long Lake-Orono Road to a point 838 feet Northwesterly along said center line from its intersection with the south line of said Section 35; thence Northeasterly 1111.8 feet to the place of beginning.

All that part of Government Lot 2, Section 35, Township 118, Range 23, County of Hennepin, State of Minnesota, described as follows:

Commencing at the intersection of the north line of the right-of-way of the Great Northern Railroad (formerly St. Paul, Minneapolis and Manitoba Railroad) with the west line of said Government Lot 2, thence southerly to a point 9.52 chains north of the southwest corner of said Government 2, which point is the intersection of the south side of the right-of-way of the aforesaid railroad with the west line of said Government Lot 2; thence easterly along said right-of-way 7.52 chains thence south to a point on the south line of said Government Lot 2 and 7.27 chains east of the southwest corner thereof; thence east on said south line to the southeast corner thereof, thence north on the east line of said Government Lot 2, to its intersection with the north line of said Great Northern Railroad, thence westerly along the north line of said railroad to the point of beginning, excepting and reserving right-of-way of said Great Northern Railroad, all the foregoing land being subject to that certain highway easement in favor of the State of Minnesota described in Document No. 1588801, files of Register of Deeds, and that certain easement in favor of Great Northern Railway Company described in Document No. 2745860, Files of the Register of Deeds.

That part of Government Lot 2, Section 35, Township 118, Range 23, lying East of the West 479.82 feet and southerly of the Burlington Northern Railway.

More particularly described as:

All that part of Government Lot 2, Section 35, Township 118, Range 23, Hennepin County, Minnesota, described as follows: Beginning at the intersection of the Northerly right-of-way line of the Burlington Northern Railroad (formerly the Great Northern Railroad, and the St. Paul, Minneapolis and Manitoba Railroad), with the West line of said Government Lot 2; thence Southerly on said West line to a point 628.32 feet (9.52 chains) North of the Southwest corner of said Government Lot 2, which point is the intersection of the Southerly right-of-way line of said railroad with said West line; thence Easterly along said Southerly right-of-way line 496.32 feet (7.52 chains); thence south to a point on the South line of said Government Lot 2 and 479.82 feet (7.27 chains) East of the Southwest corner thereof; thence East on said South line to the Southeast corner thereof; thence North on the East line of said Government Lot 2 to its intersection with the Northerly right-of-way line of said railroad; thence Westerly

along said Northerly right-of-way line to the point of beginning, excepting and reserving the right-of-way of said railroad; Also except that part thereof described as follows: Commencing at the intersection of the Southerly right-of-way line of the Burlington Northern Railroad with the West line of said Government Lot 2; thence Easterly along said Southerly right-of-way line a distance of 715 feet to the point of beginning of the property being described; thence continuing Easterly along said Southerly right-of-way line a distance of 145 feet; thence deflecting right 90 degrees a distance of 144 feet; thence deflecting right 86 degrees a distance of 170.10 feet; thence deflecting right to the point of beginning.

Also, that part of Government Lot 2, Section 35, Township 118, Range 23, described as follows: Beginning at a point on the South line of said Government Lot 2 distant 317.82 feet East of the Southwest corner thereof, thence East along said South line 162.00 feet; thence deflecting left 254.50 feet on a line which if extended would intersect the Southerly right-of-way line of the Burlington Northern Railroad (formerly the Great Northern Railway and the St. Paul, Minneapolis and Manitoba Railroad) at a distance of 496.32 feet Easterly, measured along said right-of-way line from the West line of said Government Lot 2; thence Southwesterly to the point of beginning.

Also, all that part of the Southwest Quarter of the Southwest Quarter of Section 35, Township 118, Range 23, Hennepin County, Minnesota, described as follows: Beginning at a point on the East line of said Southwest Quarter of the Southwest Quarter distant 953 feet North of the Southeast corner of said Southwest Quarter of the Southwest Quarter; thence North to the Northeast corner of said Southwest Quarter of the Southwest Quarter; thence West to the Northwest corner of said Southwest Quarter of the Southwest Quarter; thence South along the West line of said Southwest Quarter of the Southwest Quarter to a point 883.08 feet (13.38 chains) North of the Southwest corner of said Southwest Quarter of the Southwest Quarter; thence Southeasterly along the centerline of Orono Orchard Road (formerly known as Orono Road) to a point 838 feet Northwesterly along said centerline from its intersection with the South line of said Section 35; thence Northeasterly 1111.8 feet to the place of beginning.

Abstract.

3. The area proposed for detachment and annexation is situated within the City of Orono and abuts the municipal boundary of the City of Long Lake.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Minnesota Municipal Board

concurrently detaching and annexing the area described herein.

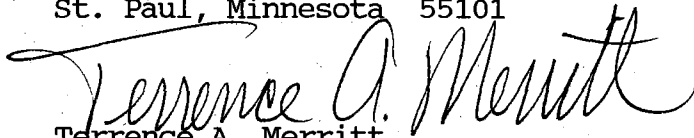
O R D E R

1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2 be, and the same hereby is, detached from the City of Orono and annexed to the City of Long Lake, the same as if it had originally been made a part thereof.

2. IT IS FURTHER ORDERED: That the effective date of this order is November 30, 1993.

Dated this 20th day of December, 1993.

MINNESOTA MUNICIPAL BOARD
Suite 475 McColl Building
366 Jackson Street
St. Paul, Minnesota 55101


Terrence A. Merritt
Executive Director