

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Robert J. Ferderer Chair
Paul E. Double Commissioner

IN THE MATTER OF THE PETITION FOR)	<u>FINDINGS OF FACT</u>
THE DETACHMENT OF CERTAIN LAND FROM)	<u>CONCLUSIONS OF LAW</u>
THE CITY OF KASSON PURSUANT TO)	<u>AND ORDER</u>
MINNESOTA STATUTES 414.06)	

On June 15, 1995, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Kasson. A resolution for the detachment of the same land was received from the City of Kasson on June 15, 1995.

After review of the petition and 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 petition was duly filed with the Municipal Board by the requisite number of property owners and a resolution for the detachment of the same property was filed by the City of Kasson.

2. The petition and resolution contained all the information required by statute including a description of the territory proposed for detachment, which is as follows:

Parcel "A"
That part of the Southwest Quarter of the Northeast Quarter of Section 28, Township 107 North, Range 16 West, Dodge County, Minnesota, described as follows:

Commencing at the Southwest corner of said Northeast Quarter; thence North, assumed bearing, along the West line of said Northeast Quarter, 1204.08 feet for a point of beginning; thence continue North, 32.58 feet; thence N 89 degree 04'00"E, 210.20 feet; thence South 36.00 feet; thence West, 210.17 feet to the point of beginning. Being subject to an easement for the Trunk Highway No.57 right of way over the westerly boundary thereof.

3. The area proposed for detachment is situated within the City of Kasson and abuts the municipal boundary.

4. The area proposed for detachment is 0.17 acre.

5. The area proposed for detachment is rural in character; and not developed for urban residential, commercial, or industrial purposes.

6. The area proposed for detachment has no buildings located on it.

7. There are no municipal improvements on the area proposed for detachment.

8. The area abuts the Town of Mantorville, Dodge County.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.

2. The area subject to detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.

3. The detachment would not unreasonably affect the symmetry of the detaching municipality.

4. The area subject to detachment is not needed for reasonably anticipated future development.

5. The remainder of the municipality can continue to carry on the functions of government without undue hardship.

6. An order should be issued by the Minnesota Municipal Board detaching the area described herein.

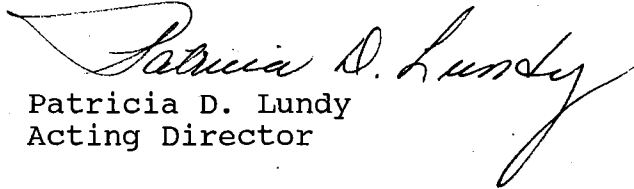
O R D E R

1. IT IS HEREBY ORDERED: That the property described herein in Findings of Fact 2 be, and the same hereby is, detached from the City of Kasson and made a part of the Town of Mantorville, 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 July 7, 1995.

Dated this 18th day of July, 1995.

MINNESOTA MUNICIPAL BOARD
Suite 475 McColl Building
366 Jackson Street
St. Paul, MN 55101-1925


Patricia D. Lundy
Acting Director