

D-327 Lester Prairie

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chair
Paul B. Double	Vice Chair
Lea De Souza Speeter	Vice Chair

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

On September 5, 1995, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Lester Prairie. A resolution for the detachment of the same land was received from the City of Lester Prairie on September 13, 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 Lester Prairie.

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:

The Southeast Quarter of the Southeast Quarter of Section Two (2) in Township One Hundred Sixteen (116) North of

Range Twenty-seven (27) West EXCEPTING THEREFROM that part lying Northerly and Westerly of the thread of the South Fork of the Crow River as now situated.

NOW KNOWN AS Lot 44 of the Auditor's Plat of Section 2, Township 116 North, Range 27 West

AND

The North 500 feet of the East Half of the Northeast Quarter of Section Eleven (11) in Township One Hundred Sixteen (116) North of Range Twenty-seven (27) West EXCEPTING THEREFROM that part lying Northerly and Westerly of the thread of the South Fork of the Crow River as now situated.

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

4. The area proposed for detachment is 34.46 acres.

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 one house, 3 outbuildings and a drying bin on it.

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

8. The population of the area proposed for detachment is 1.

9. The area abuts the Town of Bergen, McLeod 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.

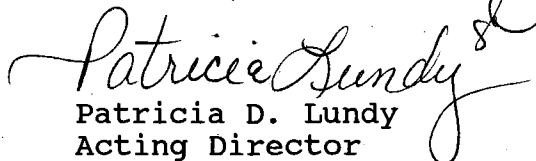
O R D E R

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 Lester Prairie and made a part of the Town of Bergen, 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 October 6, 1995.

Dated this 6th day of October, 1995.

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

  
Patricia D. Lundy  
Acting Director