

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Paul B. Double	Chair
Andrew D. Hultgren	Vice Chair
Charles W. DeVore	Vice Chair

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

On May 28, 1998, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Lewisville. A resolution for the detachment of the same land was received from the City of Lewisville on May 28, 1998.

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 Lewisville.
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 1 Lot A of Auditor's Subdivision to the Village of Lewisville and 3.3 acres located in the Southeast Quarter of Section 4, Township 105, Range 30, said 3.3 acres being formerly a railroad right-of-way. Location of 3.3 acres situated within the following described tract: All that part of E ½ SW ¼, and the W ½ SE ¼, Section 4, Township 105, Range 30, bounded and described as follows: Beginning at the NW corner of SE ¼ of said Section 4: thence Southerly along the W line of the SE ¼ of said Section 4 for a distance of 870.00'; thence Easterly parallel with the South line of said Section 4 a distance of 23.68'; thence deflect 83 degrees 43 minutes 30 seconds to the right for a distance of 205.22'; thence Easterly parallel with the South line of said Section 4 a distance of 53.88'; thence Southerly parallel with the West line of the SE ¼ of said Section 4 a distance of 153.01'; thence Westerly parallel to the South line of said Section 4, a distance of 200.00'; thence Northerly parallel with the West line of the SE ¼ to the intersection with the North line of the SW ¼ of said Section 4, thence Easterly along the North line of the SW ¼ of said Section 4 to the point of beginning.

3. The area proposed for detachment is situated within the City of Lewisville and abuts the municipal boundary.
4. The area proposed for detachment is approximately 25.3 acres.
5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
6. There are no people, buildings, or municipal improvements on the area proposed for detachment.
7. The area abuts the Town of Antrim, Watonwan 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 area subject to detachment is not needed for reasonably anticipated future development.
4. The remainder of the municipality can continue to carry on the functions of government without undue hardship.
5. An order should be issued by the Minnesota Municipal Board detaching the area described herein.

ORDER

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 Lewisville and made a part of the Town of Antrim, 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 10, 1998.

Dated this 29th day of July, 1998.

MINNESOTA MUNICIPAL BOARD
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Patricia D. Lundy
Assistant Director