

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Robert J. Ford	Vice Chairman
Harold J. Dahl	Member
Thomas O'Keefe	Ex-Officio Member
Allen D. Frederiksen	Ex-Officio Member

IN THE MATTER OF THE RESOLUTION)
FOR THE ANNEXATION OF CERTAIN)
LAND TO THE CITY OF LITCHFIELD)

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER

This proceeding under Minnesota Statutes 1969, Section 414.031, as amended, for the annexation to the City of Litchfield of certain real estate located in the Township of Litchfield, Meeker County, State of Minnesota, more particularly described herein, came on for hearing before the Minnesota Municipal Commission in the Council Chambers in the Community Building in the City of Litchfield, Meeker County, Minnesota, on the 24th day of August, 1971. The City of Litchfield was represented by Patrick J. Casey, City Attorney.

The Commission, having considered the testimony of the witnesses, the exhibits received in evidence, and all other evidence, the arguments of counsel, and the files and records herein, and being fully advised in the premises, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Due, timely and adequate legal notice of the hearing ordered by the Minnesota Municipal Commission posted, published, served and filed.
2. The area proposed for annexation contains approximately one (1) acre. The area is located along the north side of Eleventh Street of the City of Litchfield, Minnesota.

3. The area above described contains no buildings of any kind. It is presently part of a Township Road and otherwise suburban in character.

4. No one lives in the area and the City of Litchfield has approximately 6,000 inhabitants.

5. The area proposed to be annexed is in the same school district as the school district of the City of Litchfield and, therefore, the school levy in said area will not be affected by said annexation.

6. The Township of Litchfield in which the area proposed to be annexed is situated, operates no sanitary sewer or water facilities and provides no separate police protection nor fire protection other than that provided for by the City of Litchfield. The City of Litchfield has available the foregoing services, maintains street maintenance crews and equipment and has maintained the proposed highway of which the proposed annexation is a part.

7. The City of Litchfield has constructed water mains and sanitary sewers adjacent to the area proposed to be annexed, which with proposed extensions and connections are adequate to serve the area.

8. The area proposed to be annexed is so small and is so located that there will be no tax base that will benefit anyone.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction of this annexation proceeding.

2. The area proposed to be annexed is so conditioned and so located as to be properly subjected to municipal government of the City of Litchfield, Minnesota.

3. The Township form of government is not adequate to cope with the problems of the area proposed to be annexed.

4. There is no need for continuance of any township government within the area proposed to be annexed.

5. Municipal government by the City of Litchfield in the area proposed to be annexed is necessary and required to protect the public health, safety and welfare and to provide proper needed governmental services.

6. The City of Litchfield is capable and is best situated to provide the governmental services presently needed and those services which will become necessary in the future in the area to be annexed.

7. The proposed annexation to the City of Litchfield will not in any way affect the capability of the Township of Litchfield to continue its normal operation.

8. The annexation of the area to the City of Litchfield would be in the best interests of the entire area, including the Township of Litchfield and the City of Litchfield.

9. An Order should be issued by the Minnesota Municipal Commission annexing to the City of Litchfield the real estate located in the Township of Litchfield, County of Meeker, State of Minnesota, and described in the Order herein.

O R D E R

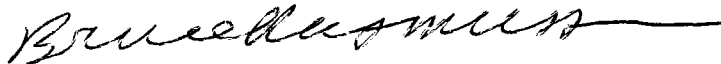
IT IS HEREBY ORDERED: That the real estate situated in the Township of Litchfield, County of Meeker, State of Minnesota, described as follows be and the same is hereby annexed to the City of Litchfield, Minnesota, the same as if it had been originally made a part thereof:

The South Thirty-three (33) feet of that part of Section Two (2), Township One Hundred Nineteen, North (119-N), Range Thirty-one, West (31-W), described as follows, to-wit: Beginning at the intersection of 11th Street in the

City of Litchfield and the west side of Trunk Highway No. 12, as now located, running thence west on the Section Line between Section Two (2) and Eleven (11) to the Southwest corner of Section Two (2), Township One Hundred Nineteen, North (119-N), Range thirty-one, West (31-W), thence North Thirty-three (33) feet, thence East and parallel with the South boundary line of said Section two (2) to the West side of Trunk Highway No. 12, as now located, thence in a Southerly direction to the point of beginning.

Dated this 3 day of November, 1971

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



Bruce Rasmussen
Executive Secretary