

BEFORE THE MUNICIPAL BOARD

OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chairman
Kenneth F. Sette	Vice Chairman
Richard A. Sand	Commissioner

AMENDED

IN THE MATTER OF THE RESOLUTION AND)
PETITION FOR THE DETACHMENT OF CERTAIN)
LAND FROM THE CITY OF RED LAKE FALLS)
PURSUANT TO MINNESOTA STATUTES 414.06)

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER

On October 5, 1984, the Minnesota Municipal Board received a petition by all of the property owners of the land to be detached for the detachment of certain land from the City of Red Lake Falls. A resolution for the detachment of the same land was received from the City of Red Lake Falls on the 5th day of October, 1984.

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 Red Lake Falls.

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 East 720 feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section Twenty-three (23) in Township One Hundred Fifty-one (151) North of Range Forty-four (44) West, LESS Highway

right-of-way. All of Blocks Seventy-nine (79), Eighty (80), Ninety-three (93) Ninety-four (94), Ninety-nine (99) and One Hundred (100) in Kretzschmar's Addition. All of Miles Addition.

more particularly described as

All that part of the East seven hundred twenty (720) feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) in Section Twenty Three (23) in Township One Hundred Fifty-One (151) North of Range Forty-Four (44) West of the Fifth Principal Meridian, which lies South by Southeast of the South Right of Way Line of State Highway No. 32 as said highway is newly re-located across said Government Subdivision estimated to contain 19 acres.

All of Blocks Seventy-nine (79), Eighty (80), Ninety-three (93), Ninety-four (94), Ninety-nine (99) and One Hundred (100), including all of the platted Streets, Avenues and Alleys abutting said Blocks which lie South of the South Right of Way Line of State Highway No. 32, East of the West Line of Blocks Eighty (80), Ninety-three (93) and One Hundred (100), and North of the North Right of Way line of County State Aid Highway No. 1, also known as First Street N.E., all located in Kretzschmar's Addition. All of Miles Addition, including all Streets, Avenues and Alleys lying south of First Avenue N.E., located within and abutting the East Line of the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) of Section Twenty Three (23) in Township One Hundred Fifty-One (151) North of Range Forty-Four (44) West of the Fifth Principal Meridian.

3. The area proposed for detachment is situated within the City of Red Lake Falls and abuts the municipal boundary.
4. The area proposed for detachment is 75 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 or municipal improvements on the area proposed for detachment.
7. There is one shed on the area proposed for detachment.
8. The area abuts the Town of Red Lake Falls.

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 Red Lake Falls and made a part of the Town of Red Lake Falls, 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 15, 1984.

Dated this 15th day of November, 1984.

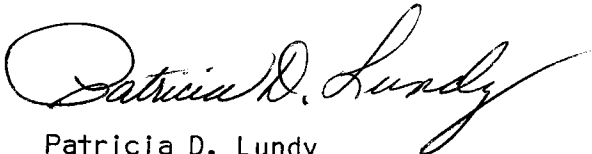
MINNESOTA MUNICIPAL BOARD

165 Metro Square Building

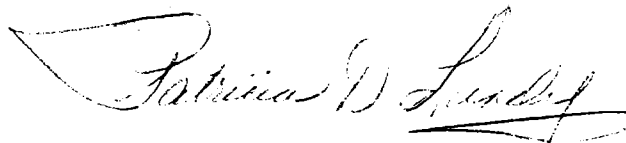
St. Paul, Minnesota 55101

Amended Order Dated this
16th day of July, 1985.

MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
St. Paul, Minnesota 55101



Patricia D. Lundy
Assistant Director



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Assistant Director