

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Thomas J. Simmons	Chairman
Robert W. Johnson	Vice Chairman
Gerald J. Isaacs	Member
Alvin S. Hall	Ex-Officio Member
Edwin H. Hoff	Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION)	
BETWEEN THE CITY OF GILBERT AND)	
MISSABE MOUNTAIN TOWNSHIP FOR THE)	<u>FINDINGS OF FACT,</u>
ORDERLY ANNEXATION OF CERTAIN LAND)	<u>CONCLUSIONS OF LAW,</u>
TO THE CITY OF GILBERT)	<u>AND ORDER</u>

The above-entitled matter came on for hearing before the Minnesota Municipal Commission pursuant to Minnesota Statutes 414, as amended, on May 29, 1975 at Eveleth, Minnesota. The City of Gilbert appeared by and through Jerry Ketola, City Attorney. Missabe Mountain Township appeared by and through Harold Fredericks. No one appeared in opposition to the annexation. The hearing was conducted by the full Commission. Also in attendance were County Commissioners Alvin S. Hall and Edwin H. Hoff, Ex-Officio Members of the Commission. Testimony was heard and records and exhibits were received.

After due and careful consideration of all evidence, together with all records, files and proceedings, and being fully advised in the premises, the Minnesota Municipal Commission hereby makes and files the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. That a joint resolution for orderly annexation was adopted by the City of Gilbert and the Township of Missabe Mountain and duly filed with the Minnesota Municipal Commission.
2. Due, timely and adequate legal notice of the hearing was published, served and filed.

3. That the area proposed to be annexed will experience residential development in the near future.

4. That the City of Gilbert does now provide fire protection to the area proposed for annexation.

5. That the City of Gilbert is capable of and it is practical for it to provide to the area proposed for annexation full municipal services within the next three (3) years.

CONCLUSIONS OF LAW

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

2. The area proposed for annexation is now or is about to become urban or suburban in nature.

3. The City of Gilbert is capable of providing the services required by the area described herein within a reasonable time.

O R D E R

IT IS HEREBY ORDERED: That the following described property lying in the Township of Missabe Mountain, County of St. Louis, State of Minnesota, be and the same hereby is annexed to the City of Gilbert the same as if it had originally been made a part thereof:

The NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, and
the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23,
Township 58N, Range 17W, of the Fourth
Principal Meridan according to the
United States Geological Survey.

IT IS FURTHER ORDERED: That the mill levy of the City of Gilbert on the property herein ordered annexed shall be increased in substantially equal proportion over a period of three (3) years to equality with the mill levy of the property already within the City. In the year following

annexation the increase in the mill rate for city purposes on the property annexed shall not exceed 1/3 of the difference between the current mill levy for city and township purposes. In the second year following annexation the increase in the mill rate on the property annexed shall not exceed 1/2 of the then existing difference between the mill levy on the property annexed and the full mill levy for city purposes. In the third year following annexation the property annexed shall be taxed at the full city rate.

Dated this 16th day of June, 1975

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

A handwritten signature in dark ink, appearing to read "Howard L. Kaibel, Jr.", written over a horizontal line.

Howard L. Kaibel, Jr.
Executive Secretary