

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson
Arthur R. Swan
Robert J. Ford

Chairman
Vice Chairman
Member

IN THE MATTER OF THE PETITION FOR)
DETACHMENT OF CERTAIN PROPERTY)
FROM THE VILLAGE OF FRANKLIN)

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER

The petition of the owners of certain property within the corporate limits of the Village of Franklin for detachment of said property from said Village came on for hearing before Bruce Rasmussen, Secretary of the Minnesota Municipal Commission, on November 25, 1970, at the Community Building, Franklin, Minnesota. The petitioner was represented by his attorney, James Wagemaker, Olivia, Minnesota. The Village of Franklin was represented by Thomas J. Simmons, Attorney, Olivia, Minnesota.

The Commission having duly considered the testimony of the witnesses, the exhibits received in evidence, all files and records, and having viewed the affected property, being fully advised in the premises, makes and enters the following:

FINDINGS OF FACT

I.

The petition for detachment contains the required information, was executed by the sole owners of the property, and was properly presented to the Commission.

II.

Due, timely and adequate notice of the hearing herein was published, served and mailed.

III.

The property proposed for detachment is situated within the

22664

corporate limits of the Village of Franklin and is unplatted.

IV.

Two people reside on said property; and there exists a mobile home sales site of approximately one (1) acre.

V.

There exists other similar property within the corporate limits of the Village of Franklin.

VI.

A portion of said property fronts on U. S. Highway #19 and may be subject to further commercial development within the foreseeable future.

VII.

Said property is required by the Village of Franklin for reasonable anticipated future development.

CONCLUSION OF LAW

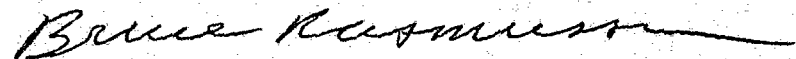
That said property should not be detached from the Village of Franklin.

O R D E R

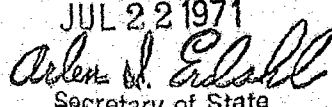
IT IS HEREBY ORDERED: That the petition to detach certain property from the Village of Franklin dated October 2, 1970 is DENIED.

Dated this 16 day of July, 1971

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



Bruce Rasmussen
Executive Secretary

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 22 1971

Secretary of State

22664