

BEFORE THE MUNICIPAL COMMISSION

OF THE STATE OF MINNESOTA

Robert W. Johnson  
Thomas J. Simmons  
Gerald J. Isaacs  
Marvin Oldenburg  
Roland Boegeman

Chairman  
Vice Chairman  
Member  
Ex-Officio Member  
Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION )  
BETWEEN CITY OF NEW PRAGUE AND HELENA )  
TOWNSHIP FOR THE ORDERLY ANNEXATION OF )  
CERTAIN LAND TO THE CITY OF NEW PRAGUE)

FINDINGS OF  
FACT, CONCLU-  
SIONS OF LAW,  
AND ORDER

The above entitled matter came on for hearing before the Minnesota Municipal Commission pursuant to Minnesota Statutes 414, as amended, on the 18th day of June, 1974, at the City Hall, 118 Central Avenue North, New Prague, Minnesota. The City of New Prague appeared by and through Robert J. Goggins. The hearing was conducted by Howard L. Kaibel, Executive Secretary of the Minnesota Municipal Commission pursuant to Minnesota Statutes 414.01, Subd. 12.

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. Due, timely and adequate legal notice of the hearing was published, served and filed.
2. That the area proposed for annexation is approximately thirty acres
3. That the area proposed to be annexed will experience development in the near future.
4. That the City of New Prague does now provide to the area proposed for annexation the following services:
  - a. Fire protection;
  - b. Police protection;
  - c. Electrical service.

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

- a. Water;
- b. Sewer services;
- c. Garbage collection services.

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 New Prague is capable of providing the services required by the area described herein within a reasonable time.

ORDER

IT IS HEREBY ORDERED: That the following described property lying in the Township of Helena, County of Scott, State of Minnesota, be and the same hereby is annexed to the City of New Prague, the same as if it had originally been made a part thereof:

That part of the Southwest Quarter of Section 35, Township 113, Range 23, Scott County, Minnesota, described as follows: Commencing at the Southwest corner of said Southwest Quarter; thence Northerly at right angles to said South line a distance of 75.00 feet to the Northerly Right of Way Line of State Trunk Highway No. 19, the point of beginning of the tract of land to be described; thence continuing Northerly at right angles to said South line along West line of said Southwest Quarter a distance of 2600.00 feet; thence East at right angles to said West line a distance of 500.00 feet; thence South parallel with said West line a distance of 2600.00 feet; thence West at right angles a distance of 500.00 feet to the point of beginning. Containing 29.8439 acres more or less.

Dated this 27<sup>TH</sup> day of JUNE, 1974.

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

# 26902  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JUL 1 - 1974  
*Arlen J. Erdahl*  
Secretary of State