



**STATE OF MINNESOTA  
MUNICIPAL BOARD**

Suite 165 Metro Square  
7th & Robert Streets  
St. Paul, Minnesota 55101

May 22, 1984

Secretary of State  
c/o Donna Scott  
State Office Building  
St. Paul, Minnesota 55155

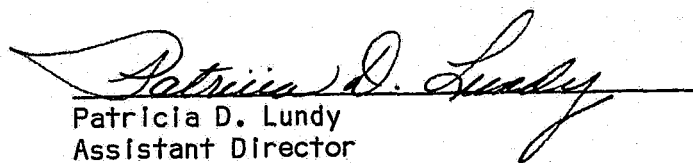
Re: Municipal Board Docket Number: D-192 Waconia

The subject order of the Minnesota Municipal Board makes the following changes in the population of the named units of government:

The population of the Town of Waconia is increased by two.

The population of the City of Waconia is decreased by two.

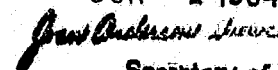
Official date of the Order is May 22, 1984.

  
Patricia D. Lundy  
Assistant Director

cc: Commissioner  
Department of Revenue  
c/o Wallace Dahl, Director  
Tax Research Division  
205 Centennial Building

R. Thomas Gillaspy, Ph.D.  
State Demographer  
101 Capitol Square Building

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JUN - 1 1984

  
Secretary of State

35267  
O.D.

D-192 Waconia

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JUN - 1 1984  
*John Andrew Howe*  
Secretary of State

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

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IN THE MATTER OF THE PETITION AND )  
RESOLUTION FOR THE DETACHMENT OF )  
CERTAIN LAND FROM THE CITY OF )  
WACONIA PURSUANT TO MINNESOTA )  
STATUTES 414.06 )  
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FINDINGS OF FACT  
CONCLUSIONS OF LAW  
AND ORDER

On May 4, 1984, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Waconia. A resolution for the detachment of the same land was received from the City of Waconia on the 4th day of May, 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 Waconia.

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:

All that part of the following described tract of land not already in the Township of Waconia, same being the Westerly 100 feet of the following described tract:

Beginning at an iron post 1016.5 feet West and 1164 feet North of the Southeast corner of Section 13, Township 116

North, Range 25 West, thence West 83 feet to an iron post, thence South 47 feet to an iron post, thence West 517 feet to an iron post, that being the point of beginning of the parcel herein to be described, thence North 255 feet to an iron post 33 feet South of the center line of Trunk Highway No. 5; thence North 68 degrees East to a point which would be intersected by a line drawn parallel to and 150 feet East of the West line of the parcel herein to be described; thence South and parallel to said West line 280 feet, more or less, to a point 150 feet East of the point of beginning, that being a point on the 517 foot line above described; thence West on said line 150 feet to the point of beginning.

Situated in Lot 3, Section 13-116-25 and containing 93/100 acres, more or less.

and

That part of Government Lot Three (3) of Section 13, Township 116 North, Range 25 West described as follows: Commencing at a stone at the southeast corner of said Section 13; running thence South 88 degrees 15 minutes West a distance of 1515.56 feet to the actual point of beginning of the tract to be described; thence continuing South 88 degrees 15 minutes West along said last described course a distance of 100 feet to an iron marker; thence North 00 degrees 15 minutes West a distance of 1106.3 feet to an iron marker; thence North 88 degrees 13 minutes East a distance of 100 feet to a point; thence South to the point of beginning.

and

Beginning at an iron stake 300 feet South and 438 feet West of an iron stake marking the northeast corner of U.S. Lot No. 3 in Section 13, Township 116, Range 25 West, which first mentioned iron stake is 33 feet North of the center line of the present trunk highway No. 5; thence running North 6 degrees West for a distance of 270 feet to an iron stake on the south meander line of Clear Water Lake; thence North 6 degrees West to the lake shore line of the said Clear Water Lake; thence Easterly along said shore line 152 feet; thence South 6 degrees East to an iron stake on the south meander line of said Clear Water Lake; thence continuing South 6 degrees East 220 feet to an iron stake which is 33 feet North of the center line of the aforesaid trunk highway; thence Westerly parallel to the said highway 153 feet to the point of beginning, containing one acre, more or less. Excepting from said above described tract the following: Beginning at an iron stake 300 feet South and 438 feet West of an iron stake marking the northeast corner of U.S. Lot 3 in Section 13, Township 116, North,

Range 25 West, which first mentioned iron stake is 33 feet North of the center line of the old trunk highway No. 5; thence running North 6 degrees 00 minutes West for a distance of 270 feet to an iron stake on the south meander line of Clear Water Lake; thence North 6 degrees 00 minutes West to the lake shore line of said Clear Water Lake; thence Easterly along said shore line 90 feet to a point; thence South 6 degrees 00 minutes East to a point on the south meander line of said Clear Water Lake; thence continuing South 6 degrees 00 minutes East to the north right of way line of old trunk highway No. 5; thence Southwesterly, along said north right of way line to the place of beginning.

Lot Five (5), Larson's Subdivision of Part of U.S. Lots Three (3) and Four (4), except the Easterly 52 feet thereof, also described as follows: That part of Government Lot 3 in Section 13, Township 116, North, Range 25 West, described as follows: Commencing at an iron post at the intersection of the northerly line of Trunk Highway No. 5 with the east line of said Government Lot 3, said point being 100.8 feet South of the northeast corner of said Lot 3; thence South 54 degrees 58 minutes West along the northerly line of said trunk highway No. 5, a distance of 136.2 feet to an iron post, being the actual point of beginning of the tract of land to be described; thence continuing Southwesterly along the northerly line of said highway 188.7 feet to an iron post; thence North 6 degrees West to the south shore of Clearwater Lake; thence Easterly along the shore of said Lake 184 feet, more or less, to the intersection of said shore line with a line bearing North 6 degrees West from the actual point of beginning; thence South 6 degrees East to the actual point of beginning, excepting from said above described tract of land the Easterly 52 feet thereof, said 52 feet being measured at right angles to the easterly line of the premises hereinabove described, containing 80/100 acre.

Subject: to the provisions of the stipulation between the Applicant and the State of Minnesota respecting that part of the above described premises lying below the ordinary high water mark of Lake Waconia, as more particularly defined and described in the Original Decree of Registration filed in the Office of the Registrar of Titles, for said Carver County on Oct. 3rd, 1958, as Doc. No. 6932.

3. The area proposed for detachment is situated within the City of Waconia and abuts the municipal boundary.
4. The area proposed for detachment is 3.3 acres.

5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.

6. There is one house and one cabin on the area proposed for detachment.

7. There are no municipal improvements on the area proposed for detachment.

8. The population of the area subject to detachment is two.

9. The area abuts the Township of Waconia.

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.

ORDER

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 Waconia and made a part of the Township of Waconia, the same

as if it had originally been made a part thereof.

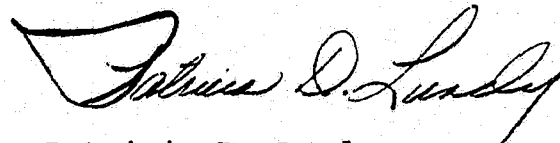
2. IT IS FURTHER ORDERED: That the population of the City of Waconia be, and the same hereby is, decreased by two persons for all purposes until the next Federal Census.

3. IT IS FURTHER ORDERED: That the population of the Town of Waconia be, and the same hereby is, increased by two persons for all purposes until the next Federal Census.

4. IT IS FURTHER ORDERED: That the effective date of this order is May 22, 1984.

Dated this 22nd day of May, 1984.

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



Patricia D. Lundy  
Assistant Director

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JUN - 1 1984  
*Jan Anderson Howe*  
Secretary of State

#35207  
O.D.

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