



STATE OF MINNESOTA
MUNICIPAL BOARD

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

September 11, 1984

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

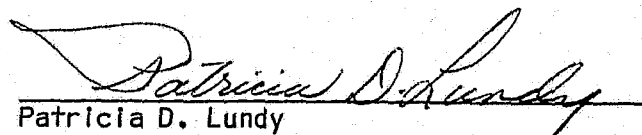
Re: Municipal Board Docket Number: D-187 Lowry

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 Ben Wade is increased by 0.

The population of the City of Lowry is decreased by 0.

Official date of the Order is September 11, 1984.


Patricia D. Lundy
Assistant Director

PDL:sg

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

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

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 13 1984
Jean Anderson Howe
Secretary of State

35453

O.D.

D-187 Lowry

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

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

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 13 1984

Jean Anderson Brown
Secretary of State

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

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER

The above-entitled matter came on for hearing before the Minnesota Municipal Board pursuant to Minnesota Statutes 414, as amended, on May 23, 1984 at the Lowry Fire Hall, Lowry, Minnesota. The hearing was conducted by Terrence A. Merritt, Executive Director, pursuant to Minnesota Statutes 414.01, Subdivision 12. Pursuant to request and agreement of counsel, the hearing was continued. On September 6, 1984, a stipulation was received from the City of Lowry and the petitioning property owners agreeing to the detachment of certain land from the City of Lowry. A resolution from the City of Lowry was also received on September 6, 1984 seeking detachment of the same property from the City of Lowry.

After review of the petition, resolution, and stipulation, 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 Lowry.

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 West Half of the West Half of the Southwest Quarter (W1/2 W1/2 SW1/4) of Section Twenty-four (24), Township One Hundred Twenty-six (126), Range Thirty-nine (39), according to the Plat thereof on file and of record in the office of the County Recorder in and for Pope County, Minnesota.

3. The area proposed for detachment is situated within the City of Lowry and abuts the municipal boundary.

4. The area proposed for detachment is 40 acres.

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

6. There is a vacant farm house, an operating dairy barn and associated outbuildings on the area proposed for detachment.

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

8. The area abuts the Town of Ben Wade.

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.

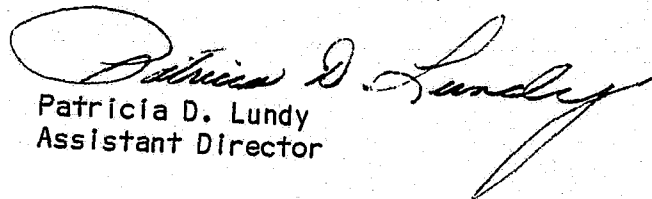
ORDER

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 Lowry and made a part of the Town of Ben Wade, 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 September 11, 1984.

Dated this 11th day of September, 1984.

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


Patricia D. Lundy
Assistant Director

135453

O.D.