



STATE OF MINNESOTA
MUNICIPAL BOARD

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

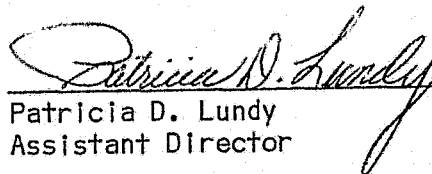
March 2, 1987

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

Re: Municipal Board Docket Number: D-225 Cuyuna

The subject order of the Minnesota Municipal Board makes no changes in the population of the City of Cuyuna.

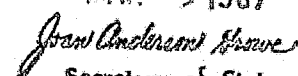
Official date of the Order is March 2, 1987.


Patricia D. Lundy
Assistant Director

PDL:sg

cc: Wallace O. Dahl, Director
L.G.A. & A. Division
Department of Revenue
2nd Floor Centennial Building

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

37142
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR - 3 1987

Secretary of State

D-225 Cuyuna

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Kenneth F. Sette Chair
Shirley J. Mihelich Vice Chair
John W. Carey Commissioner

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR - 3 1987
John Anderson Howe
Secretary of State

IN THE MATTER OF THE PETITION FOR)
THE DETACHMENT OF CERTAIN LAND FROM)
THE CITY OF CUYUNA 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 November 24, 1986 at Cuyuna, Minnesota. The hearing was conducted by Kenneth F. Sette, Chair, pursuant to Minnesota Statutes 414.01, Subdivision 12. Also in attendance were Shirley J. Mihelich, Vice Chair, and John W. Carey, Commissioner of the Minnesota Municipal Board. The petitioner was represented by Lillian Anderson and Lawrence Bruhn, the City of Cuyuna was represented by Bill Bedard, City Clerk, and the Town of Deerwood was represented by Margaret Newstrom, Township Supervisor. Testimony was heard and records and exhibits were received.

After due and careful consideration of all evidence together with all records, files and proceedings, the Minnesota Municipal Board hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On August 27, 1986, a petition for detachment from the City of Cuyuna

was filed by the sole owner with the Minnesota Municipal Board. The petition contained all of the information required by statute including a description of the property proposed for detachment which is as follows:

Government Lot 5, Section 5, Township 46, Range 28, Crow Wing County, Minnesota.

2. Due, timely and adequate legal notice of the hearing was published, served and filed.

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

4. The area proposed for detachment is approximately 25.25 acres in size.

5. The area proposed for detachment is partly hilly, swampy, and stoney. The soil varies from sandy loam to muck.

6. The western boundary of the area proposed for detachment borders Agate Lake.

7. There is no population in the area proposed for detachment.

8. The area proposed for detachment presently receives no municipal services other than general administration. The city has a volunteer fire department, but does not provide service to the detachment area because there is no road to the detachment area.

9. The petitioner owns approximately 80 acres of land in Deerwood Township abutting the area proposed for detachment. If the detachment is approved, the petitioner will own a combined area of approximately 105.25 acres under one jurisdiction.

10. The area proposed for detachment has no buildings or roads located on it.

11. The City of Cuyuna has a population of approximately 157.
12. The area proposed for detachment has a total assessed valuation of \$5,862. After agricultural, taconite, and homestead credits, the total taxes payable in 1986 are approximately \$101.64.
13. The Town of Deerwood has an assessed valuation of \$6,109,395.
14. The City of Cuyuna has an assessed valuation of \$632,124.
15. The mill rate for the City of Cuyuna is 18.402. The mill rate for the Town of Deerwood is 10.796.
16. The property owner did not indicate any present plans for development of the area proposed for detachment.
17. The area proposed for detachment abuts the Town of Deerwood.
18. The detachment of the area proposed for detachment would not unreasonably affect the symmetry of the City of Cuyuna.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
2. The detachment of the area proposed for detachment would not unreasonably affect the symmetry of the City of Cuyuna.
3. The remainder of the municipality can continue to carry on the functions of government without undue hardship if the area proposed for detachment is detached.
4. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
5. An order should be issued by the Minnesota Municipal Board approving the petition for detachment of the area described herein.

O R D E R

1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 1 herein is hereby detached and made a part of the Town of Deerwood, the same as if it had been originally made a part thereof.

2. IT IS FURTHER ORDERED: That the effective date of this order is March 2, 1987.

Dated this 2nd day of March, 1987.

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

Patricia D. Lundy
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Assistant Director

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