



STATE OF MINNESOTA
MUNICIPAL BOARD

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

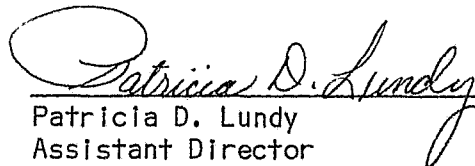
February 10, 1989

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

Re: Municipal Board Docket Number: D-246 Branch/A-4532 North Branch

The subject order of the Minnesota Municipal Board makes no changes in the population of the Cities of Branch and North Branch.

Official date of the Order is February 10, 1989.


Patricia D. Lundy
Assistant Director

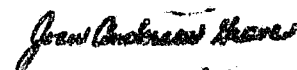
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cc: Jerome F. Silkey, Asst. Director
Local Government Services Division
Department of Revenue
2nd Floor Centennial Building

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

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

FEB 16 1989


Secretary of State

38860

O.D.

D-246 Branch
A-4532 North Branch

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

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

IN THE MATTER OF THE PETITION AND)
RESOLUTIONS FOR THE DETACHMENT)
OF CERTAIN LAND FROM THE CITY OF)
BRANCH AND ANNEXATION TO THE CITY)
OF NORTH BRANCH PURSUANT TO)
MINNESOTA STATUTES 414.061)

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER
AND MEMORANDUM OPINION

The above-entitled matter came on for hearing before the Minnesota Municipal Board pursuant to Minnesota Statutes 414, as amended, on January 25, 1989 at North Branch, Minnesota, and was continued to February 13, 1989. The hearing was conducted by Terrence A. Merritt, Executive Director, pursuant to Minnesota Statutes 414.01, Subdivision 12. Jurisdictional documents were made a part of the record.

WHEREAS, on October 17, 1988, the Minnesota Municipal Board received a petition from Independent School District No. 138 requesting the detachment of certain property from the City of Branch and annexation to the City of North Branch pursuant to Minnesota Statutes 414.061.

WHEREAS, on December 6, 1988, the Minnesota Municipal Board received an amended petition from the petitioner requesting the detachment of certain property from the City of Branch and annexation to the City of North Branch pursuant to Minnesota Statutes 414.061.

WHEREAS, the hearing on the matter was convened on January 25, 1989, jurisdiction was taken, and pursuant to request of counsel, the hearing was immediately continued to February 13, 1989.

WHEREAS, on January 25, 1989, the Minnesota Municipal Board received a resolution from the City of North Branch supporting the concurrent detachment and annexation.

WHEREAS, on February 9, 1989, the Minnesota Municipal Board received a resolution from the City of Branch supporting the concurrent detachment and annexation.

WHEREAS, on February 9, 1989, the Minnesota Municipal Board received a request from counsel of the petitioner to: withdraw the petition; substitute the resolutions from the Cities of Branch and North Branch for the petition; and cancel the hearing scheduled for February 13, 1989.

THEREFORE, the Minnesota Municipal Board hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT.

1. That resolutions requesting concurrent detachment and annexation of certain property were received from the Cities of Branch and North Branch.

2. The original petition, along with the amended petition and the resolutions of the Cities of Branch and North Branch, contained all the information required by statute including a description of the territory proposed for detachment and annexation, which is as follows:

The Southwest Quarter of the Northeast Quarter (SW 1/4 of NE 1/4) and the West Half of the Southeast Quarter of Northeast Quarter (W 1/2 of SE 1/4 of NE 1/4) of Section Twenty-one (21), Township Thirty-five (35) North, Range Twenty-one (21) West, Chisago County, Minnesota, subject to a road and passage way easement over the south Four (4) rods of the parcel hereby conveyed, the south line of which is the south line of said Northeast Quarter and subject to all public roads and highways.

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

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.

2. An order should be issued by the Minnesota Municipal Board concurrently detaching and annexing the area described herein.

ORDER

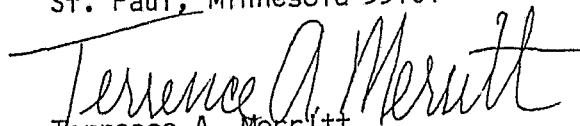
1. IT IS HEREBY ORDERED: That the petition for concurrent detachment and annexation by Independent School District No. 138 is hereby allowed to be withdrawn, and the resolutions of the Cities of Branch and North Branch are jurisdictionally before the Municipal Board.

2. IT IS FURTHER ORDERED: That the property described in Findings of Fact 2 be, and the same hereby is, detached from the City of Branch and annexed to the City of North Branch, the same as if it had originally been made a part thereof.

3. IT IS FURTHER ORDERED: That the effective date of this order is February 10, 1989.

Dated this 10th day of February, 1989.

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


Terrence A. Merritt
Executive Director

D-246 Branch

A-4532 North Branch

MEMORANDUM

The Municipal Board takes this opportunity to congratulate the Cities of Branch and North Branch on their cooperative efforts in resolving the concurrent detachment and annexation matter. The results of the meetings between the cities appear to be on-going discussions about the future of the total community. The board applauds these efforts.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

FEB 16 1989

John Ambrose Thayer
Secretary of State

38860

O.D.