

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE PETITION FOR)	<u>NOTICE OF</u>
THE ANNEXATION OF CERTAIN LAND TO)	<u>HEARING CANCELLATION</u>
THE CITY OF HINCKLEY PURSUANT TO)	<u>AND</u>
MINNESOTA STATUTES 414)	<u>ORDER TO DISMISS</u>

WHEREAS, a petition requesting the annexation of certain property from the Town of Barry to the City of Hinckley was filed with the Department of Administration pursuant to Minnesota Statutes 414.031, Subd. 1(a)(1) on March 5, 2004, Municipal Boundary Adjustment (hereinafter "MBA") Docket A-7040; and

WHEREAS, on March 18, 2004, the Director of Strategic and Long Range Planning, pursuant to Minnesota Statutes 414.01, Subd. 16, ordered the City of Hinckley and the Town of Barry to meet at least three times over a period of sixty days to address resolution of issues; and

WHEREAS, pursuant to statutory requirements a first hearing was convened on the petition on April 23, 2004, after due and appropriate legal notice, and was continued to an indefinite date to allow the parties time to complete the directed meetings; and

WHEREAS, on May 24, 2004, satisfied that the parties were reporting sufficient progress towards resolving contested issues, the parties' requests for a 30-day extension of the local discussion period was granted; and

WHEREAS, the parties requested, and where granted, an extension of the jurisdictional timeline pursuant to Minnesota Statutes Section 414.07 Subd.1 in order to accommodate

completion of an Environmental Assessment Worksheet; and

WHEREAS, on September 21, 2004, the Executive Director of MBA at the Department of Administration received an Orderly Annexation Agreement between the City of Hinckley and the Town of Barry representing settlement of the underlying dispute and designating certain land for orderly annexation; and

WHEREAS, the Orderly Annexation Agreement designates certain land for orderly annexation and requests the immediate annexation of said land; and

WHEREAS, the City of Hinckley requested that its petition for annexation pursuant to Minnesota Statutes 414.031, Subd. 1(a)(1) be withdrawn and that the MBA Docket A-7040 Hinckley be closed. The City also requested that the continued hearing be canceled pursuant to the terms of the Orderly Annexation Agreement as executed between the parties; and

WHEREAS, on October 7, 2004, the Director of Strategic and Long Range Planning granted the City's request to withdraw the petition; canceled the continued hearing; and closed MBA Docket A-7040 Hinckley; and

IT IS HEREBY ORDERED: That the petition for annexation of certain property to the City of Hinckley described as:

City-owned Property

That part of the Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Nineteen (19), Township Forty-one (41), Range Twenty (20), described as follows: All that portion lying between the East line of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of said Section Nineteen (19), Township Forty-one (41), Range Twenty (20), and a line parallel to said East line and twenty (20) feet West thereof; and,

All that part of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) lying North of the Grindstone River, Section Nineteen (19), Township Forty-one (41), Range Twenty (20); and,

South Half of the Northeast Quarter of Northeast Quarter (S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Nineteen (19), Township Forty-one (41), Range Twenty (20), less that portion of the S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ described as follows: All that portion lying between the East line of the S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 19, Township 41, Range 20, and a line

parallel to said East line and 20 feet West thereof.

And Also the Weidendorf Property

The east 60 acres of the East Half of the Northwest Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota, except the west 525 feet thereof, and except the north 309 feet thereof.

AND

The Northeast Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota, except the following 3 described parcels:

1. That part of the Southeast Quarter of the Northeast Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota lying north of the south 660 feet of said Southeast Quarter of the Northeast Quarter.
2. The west 418 feet of the north 309 feet of the Northwest Quarter of the Northeast Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota.
3. The east 330 feet of the Northeast Quarter of the Northeast Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota

Subject to Pine County Highway No. 140 along the north and east lines thereof.

And Also Pine County Highway No. 140

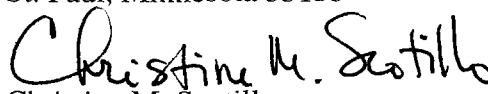
All of that part of Pine County Highway No. 140, Pine County, Minnesota, extending easterly from the eastern corporate limits line of the existing City of Hinckley from a point of beginning at the eastern edge of the Southwest Quarter of Section 18, Township 41, Range 20, Pine County, Minnesota, and the eastern edge of the Northwest Quarter of Section 19, Township 41, Range 20, Pine County, Minnesota, then continuing generally easterly to a point ending 418.01 feet east of the west edge of the Northeast Quarter of Section 20, Township 41, Range 20, Pine County, Minnesota.

is withdrawn, the continued hearing in this matter is canceled, and MBA Docket A-7040

Hinckley is closed without prejudice.

Dated this 7th day of October, 2004.

For the Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155


Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments