

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Barnesville from Humboldt Township
(MBAU Docket A-7942)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On July 13, 2015, the city of Barnesville (City) adopted Ordinance Number 2015-09 (Ordinance) annexing certain real property (Property) owned by Ed and Patricia Gilbertson legally described as follows:

That part of the Southwest Quarter of Section 29, Township 137 North, Range 45 West of the Fifth Principal Meridian, Clay County, Minnesota, described as follows:

Commencing at the northwest corner of said Section 29; thence South 01°58'14" East (assumed bearing), along the westerly line of the Northwest Quarter of said Section 29, for a distance of 2599.17 feet to the southwest corner of the Northwest Quarter of said Section 29; thence South 01°57'38" East for a distance of 34.70 feet to the southwest corner of the tract of land annexed to the City of Barnesville by Ordinance No. 2005-13 and the true point of beginning; thence North 89°09'17" East, along the southerly line of the tract annexed by said ordinance, for a distance of 2177.03 feet to the southeast corner of the tract annexed by said ordinance; thence South 01°57'38" East for a distance of 138.31 feet; thence South 89°09'17" West for a distance of 2177.03 feet to a point of intersection with the westerly line of the Southwest Quarter of said Section 29; thence North 01°57'38" West, along the westerly line of the Southwest Quarter of said Section 29, for a distance of 138.31 feet to the true point of beginning.

Said tract contains 6.911 acres, more or less, and is subject to easements as may be of record.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to agreement of the City and Humboldt Township (Township) and as allowed by Minn. Stat. § 414.036 (2014), the City will reimburse the Township \$35 in a one-time payment as stated in Ordinance Number 2015-09.

Dated: August 13, 2015

s/Tammy L. Pust
TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Clay County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order Approving Annexation Ordinance within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.