

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain  
Real Property to the City of Delano from  
Franklin Township (MBAU Docket A-8014)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On June 21, 2016, the City of Delano (City) adopted Ordinance Number 0-16-07 (Ordinance) annexing certain real city-owned property (Property) from Franklin Township (Township) legally described as follows:

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That part of the Southwest Quarter (SW1/4) of Section One (1), Township One Hundred Eighteen (118) Range Twenty-five (25), described as follows: beginning at a point on the North line of the Delano and Rockford Road, 1,025 feet Southwest from the East line of said quarter section; thence due North to the channel of the Crow River; thence Northeasterly along the channel of the Crow River to the North line of said quarter section; thence East to the East line of said quarter section; thence South on said East line to the North line of the Delano and Rockford Road; thence Southwesterly along the North line of the Delano and Rockford Road a distance of 1,025 feet to the point of beginning, Wright County, Minnesota.

together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions:

That part of the East 515 feet of the Northeast Quarter (NE1/4) of Southwest Quarter (SW1/4) of Section 1, Township 118, Range 25 (as measured along the North line of said Northeast Quarter (NE1/4) of Southwest Quarter (SW1/4)) Lying Northerly of the centerline of County Highway No. 17, containing 10 acres, more or less.

Also a tract described as follows: Commencing at the Southwest corner of the tract hereinbefore described; thence Northerly to a point in the Southerly shoreline of the Crow River which point is 200 feet Westerly from the West line of the hereinbefore described tract; thence Easterly along the Southerly line of said Crow River, 200 feet to the Westerly line of the above described tract; thence South on the West line of the above described tract to the point of beginning.

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All that part of the Southwest ¼ of Section 1, Township 118, Range 25, Wright

County, lying Southerly of the Crow River and Northerly of the following described line:

Beginning at the Southwest corner of said Section 1, thence North 5 degrees 52minutes along West line of said Section 1, 574.7 feet to the actual point of beginning, thence South 79 degrees 02 minutes 562.8 feet to the center line of the public road, known as Delano and Rockford Road, thence Northeasterly along said center line to a point on said center line 1,025 feet Southwest from the East line of said quarter section, thence due North to the channel of the Crow River, Wright County, Minnesota.

EXCEPT all that part of the Southwest Quarter of Section 1, Township 118, Range 25, Wright County, Minnesota described as follows: Beginning at a point on the West line of said Section 1, distant 574.7 feet North of the Southwest corner thereof (this being the Northwest corner of tract as described in Book 136 of Deeds on page 573), thence North 5° 52' West along the West line of said Section 1 distant 565.2 feet to the Southerly bank of Crow River, thence South 81° 2' East along said river distant 167.5 feet to sewer disposal ditch running Southeasterly, thence Southeasterly along said ditch distant 670.3 feet more or less to the North line of tract as described in Book 136 of Deeds on page 573, thence North 79° 2' West distant 384.5 feet to the point of beginning.

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

### ORDER

1. Pursuant to Minn. Stat. § 414.033 (2016), 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. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2016) are not applicable.

Dated: September 29, 2016



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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 (2016). Minn. Stat. § 414.033, subd. 7, requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Wright 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 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.