

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-8125)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On January 16, 2018, the City of Delano (City) adopted Ordinance Number 0-18-01 [Corrected March 14, 2018] (Ordinance) annexing certain real property (Property) from Franklin Township (Township) legally described as follows:

All that part of the East Half of the Northwest Quarter lying east of the center of the State Road known as the Watertown and Rockford Road and all the West Half of the Northeast Quarter, all in Section 23, Township 118, Range 25, excepting from said combined tract the three following described tracts:

- 1) Forty (40) acres on the North side thereof, conveyed by Harriet Cunningham and husband to Joseph Wessollek, on April 1, 1893 by deed recorded in Book 30 of Deeds, page 191.
- 2) That part of the Southwest Quarter of the Northeast Quarter lying East of the Centerline of the South Fork of the Crow River, in Section 23, Township 118, Range 25.
- 3) That part of the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 23, Township 118, Range 25, Wright County, Minnesota, described as follows:

Beginning of the Southwest corner of the Southeast Quarter of the Northwest Quarter of said Section 23, thence Northerly along the West line of said Southeast Quarter of the Northwest Quarter distant 619.70 feet; thence Easterly parallel with the South line of said Southeast Quarter of the Northwest Quarter and Southwest Quarter of the Northeast Quarter 2051.90 feet more or less to the west bank of Crow River; thence Southeasterly along said river to the South line of said Southwest Quarter of the Northeast Quarter and Southeast Quarter of Northwest Quarter of said Section 23; thence Westerly along said South line 2313.40 feet more or less 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. Pursuant to Minn. Stat. § 414.036 (2016), the City will reimburse the Township \$2,473.93 as stated in Ordinance Number 0-18-01 [Corrected March 14, 2018].

Dated: April 5, 2018



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 (2017). However, no request for amendment shall extend the time of appeal from this Order.