

REC'D BY  
MAB

JUL 17 2008

## PETITION FOR DETACHMENT

The undersigned, being all of the owners of real property in the Northwest Quarter of the Northeast Quarter (NW ¼ of NE ¼) of Section Nine (9), Township One Hundred Eighteen (118) North, Range Twenty-six (26) West, Wright County, Minnesota, containing forty acres, more or less, (hereinafter the "Property") hereby petition the Township of Woodland and the City of Waverly for detachment of the Property from the City of Waverly, into the Township of Woodland, under and pursuant to Minn. Stat. § 414.06. This Petition is necessary because the Property was erroneously included as part of the real estate annexed from the Township of Woodland into the City of Waverly by that certain Order of the Office of Administrative Hearings of the State of Minnesota dated May 11, 2006.

The undersigned Randall J. Rasset, and Deanna M. Rasset, husband and wife are the fee owners of the following described approximate 2.5 acre parcel within the Property:


North 319.42 feet of the East 340.93 feet of the Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West.

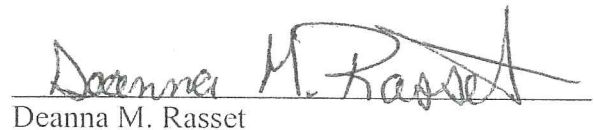
The undersigned WDD Properties II, LP, is the fee owner of the following described approximate 37.5 acre parcel within the Property:

The Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West, except the North 319.42 feet of the East 340.93 feet thereof.

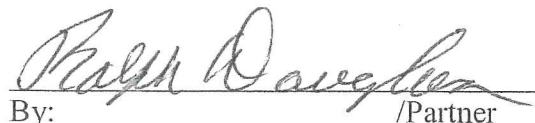
This Petition is made by the undersigned in good faith and for the purposes set forth herein.

IN WITNESS WHEREOF, the undersigned have executed this Petition, this 14<sup>th</sup> day of April 2008.

  
Randall J. Rasset

  
Deanna M. Rasset

WDD Properties II, LP

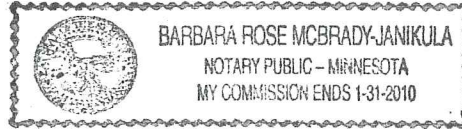
  
By: /Partner

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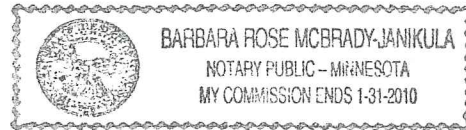
This Petition was acknowledged before me, a Notary Public, by Randall J. Rasset and Deanna M. Rasset, husband and wife, this 14<sup>th</sup> day of April, 2008.

Barbara Rose McBrady-Janikula  
Notary Public



This Petition was acknowledged before me, a Notary Public, by Ralph Douglas, a Partner in WDD Properties II, LP this 14<sup>th</sup> day of April, 2008, for and on behalf of the Limited Partnership.

Barbara Rose McBrady-Janikula  
Notary Public



**THIS INSTRUMENT DRAFTED BY:**

Patrick J. Neaton (#77318)  
Neaton & Puklich, P.L.L.P.  
7975 Stone Creek Drive, Suite 120  
Chanhassen, MN 55317  
(952) 258-8444

## CITY OF WAVERLY

RESOLUTION NO. 08-07-1

WHEREAS, the City of Waverly has received a Petition for Detachment from Petitioners Randall J. Rasset and Deanna M. Rasset, husband and wife, and from WDD Properties II, LP, to have the Northwest Quarter of the Northeast Quarter (NW ¼ of NE ¼) of Section 9, Township 118 North, Range 26 West, Wright County, Minnesota, containing 40 acres, more or less (hereinafter the "Property") detached from the City of Waverly into the Township of Woodland;

WHEREAS, Randall J. Rasset and Deanna M. Rasset are the fee owners of the following described approximate 2.5 acre parcel within the Property:

North 319.42 feet of the East 340.93 feet of the Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West;

WHEREAS, WDD Properties II, LP is the fee owner of the following described approximate 37.5 acre parcel within the Property:

The Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West, except the North 319.42 feet of the East 340.93 feet thereof;

WHEREAS, the aforesaid Petitioners assert that the Property was erroneously included as part of the real estate annexed from the Township of Woodland into the City of Waverly by that certain Order of the Office of Administrative Hearings of the State of Minnesota dated May 11, 2006.

WHEREAS, the City of Waverly, by and through its legal counsel, has investigated the assertions contained in the aforesaid Petition for Detachment, and has independently determined that the Property was in fact erroneously included as part of the real estate annexed from the Township of Woodland into the City of Waverly by that certain Order of the Office of Administrative Hearings of the State of Minnesota dated May 11, 2006;

WHEREAS, the Property abuts the municipal boundary of the City of Waverly;

WHEREAS, the Property is not needed for reasonably anticipated future development in the City of Waverly;

WHEREAS, the Property is rural in character and is not developed for urban residential, commercial, or industrial purposes;

WHEREAS, the detachment of the Property would not unreasonably affect the symmetry of the City of Waverly;

WHEREAS, the boundaries of the Property are 70<sup>th</sup> Street Southwest on the north, the west line of the Northeast Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26

West on the east, the north line of the Southwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West on the south, and the east line of the Northeast Quarter of the Northwest Quarter of Section 9, Township 118 North, Range 26 West on the west;

WHEREAS, the only buildings on the Property are a rural residential homestead on the approximate 2.5 acre portion of the Property owned by Randall J. Rasset and Deanna M. Rasset;


WHEREAS, the resident population of the Property consists of Randall J. Rasset and Deanna M. Rasset; and

WHEREAS, the only municipal improvement on the Property is the right of way for 70<sup>th</sup> Street Southwest over the approximate north 33 feet of the Property.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Waverly, that based upon the hereinabove stated factual basis, all of which is incorporated as Findings into this Resolution, the Property shall be detached from the City of Waverly into the adjacent Township of Woodland under and pursuant to Minn. Stat. § 414.06, and the City of Waverly hereby requests that the Office of Administrative Hearings of the State of Minnesota issue an Order, without a hearing, detaching the Property from the City of Waverly into the adjacent Township of Woodland, provided that the Township of Woodland shall be responsible for paying the fees of the Office of Administrative Hearings of the State of Minnesota. This requested detachment shall be effective immediately upon an Order of the Office of Administrative Hearings of the State of Minnesota.

ADOPTED by the City of Council for the City of Wavlerly this 8<sup>th</sup> day of July, 2008.

CITY OF WAVERLY:

By: 

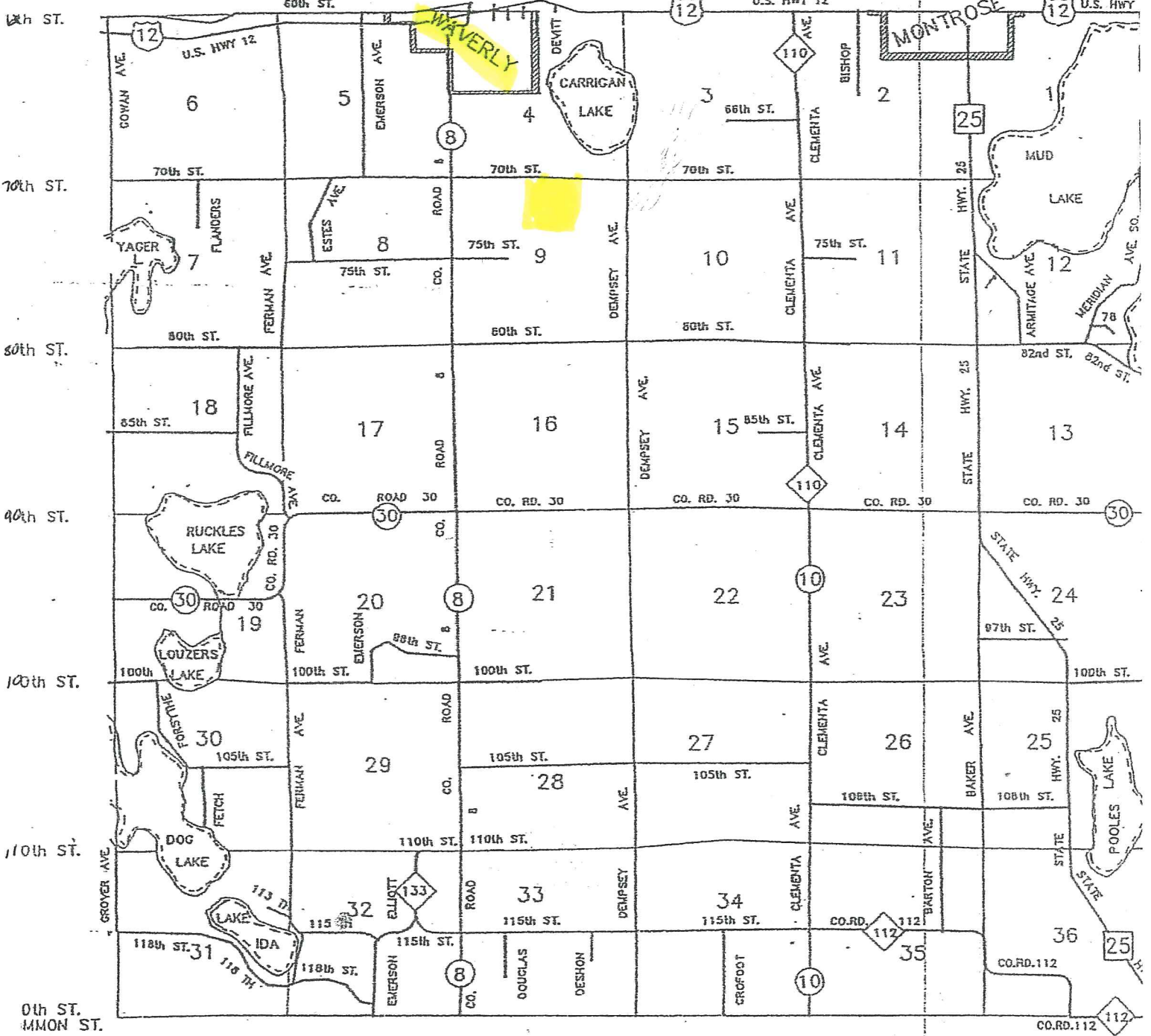
ATTEST:

  
Deborah Ryks, City Clerk

# WOODLAND TOWNSHIP

WRIGHT COUNTY TOWNSHIP LOCATION INDEX

- GROVER
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- EVANS
- ESTES
- ERIK
- ENDICOTT
- EMERSON
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- DEVITT
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- CUSTER
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- CURTIS
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- BANYON
- BAKER
- ARNOLD
- ARMITAGE
- APPLETON
- ANTELOPE
- AMES
- AMERY
- ALADDIN
- ALDERWOOD



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