

REC'D BY  
MBA

MAY 21 2013

CITY RESOLUTION RESPONDING TO A  
PETITION INITIATED BY PROPERTY OWNER(S)  
FOR DETACHMENT OF PROPERTY FROM A CITY

RESOLUTION OF THE CITY OF LAKE BENTON  
CONCERNING DETACHMENT OF CERTAIN LAND  
PURSUANT TO MINNESOTA STATUTES § 414.06

The City of Lake Benton received a petition for detachment of certain property on April  
5, 2013 for the following described property:

See Exhibit A on the attached Petition for Detachment of Certain  
Land from the City of Lake Benton, Minnesota pursuant to Minnesota  
Statutes §414.06.

The City of Lake Benton:

- Supports the petition for detachment; or  
 Opposes the petition for detachment.

Date: May 20, 2013

Richard W. Carpenter  
Mayor

Barbara DeZure  
City Clerk

IN THE MATTER OF THE PETITION FOR DETACHMENT OF  
CERTAIN LAND FROM THE CITY OF LAKE BENTON, MINNESOTA  
PURSUANT TO MINNESOTA STATUTES § 414.06

TO: Office of Administrative Hearings  
Municipal Boundary Adjustments  
P. O. Box 64620  
St. Paul, MN 55164-0620  
651-361-7900

PETITIONERS STATE: The number of petitioners required by Minnesota Statutes § 414.06, Subd. 1, to commence this proceeding is: all of the property owners if the area is less than 40 acres; or 75% or more of the property owners in number if the area is more than 40 acres.

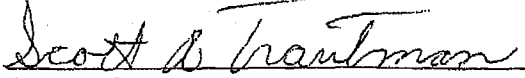
It is hereby requested by:


       all of the property owners, the area is less than 40 acres; or  
  X   75% or more of the property owners, the area is more than 40 acres;  
to detach certain properties described herein from the City of Lake Benton and make a part of the Township of Lake Benton, Lincoln County, Minnesota.

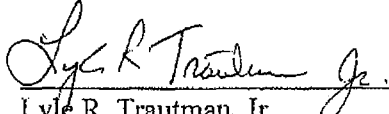
1. There are four (4) property owners in the area proposed for detachment: Scott A. Trautman and Charlene Trautman, husband and wife; and Lyle R. Trautman, Jr. and Pamela Trautman, husband and wife.
2. All property owners have signed this petition.
3. The property is situated within the City of Lake Benton, abuts the municipal boundary and the boundary of the Township of Lake Benton, in the County of Lincoln. The petitioned area abuts on the city's south, west and north boundaries.
4. The property proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
5. The number of acres in the property proposed for detachment is two hundred and seventy three and thirty two hundredths (273.32) and is described as follows:  
  
See Exhibit A attached hereto for legal description.
6. The reason detachment is requested is the real estate is used solely for agricultural purposes and is tilled cropland. There are no city services provided to the property.
7. The number of residents in the area proposed for detachment is zero (0). (The number of residents is not necessarily the same as number of owners.)

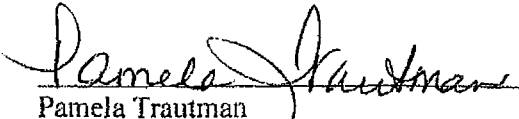
8. The number and character of buildings on said property is none.
9. Public improvements on said property are: none.
10. Reasons for seeking detachment: exorbitant real estate taxes with no corresponding benefit. The Petitioners consulted with the mayor of Lake Benton in January, 2012 and August, 2012 and thereafter, and have discussed the taxes with the Lake Benton City Council in meetings on December 19, 2012, January 21, 2013, March 4, 2013, March 12, 2013 and March 18, 2013.

Date: April 2, 2013.

  
\_\_\_\_\_  
Scott A. Trautman

  
\_\_\_\_\_  
Charlene Trautman

  
\_\_\_\_\_  
Lyle R. Trautman, Jr.

  
\_\_\_\_\_  
Pamela Trautman

**EXHIBIT A  
LEGAL DESCRIPTION**

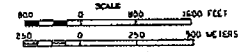
The East Half of the Northwest Quarter (E1/2NW1/4) also Government Lots Numbered One (1), Two (2), Three (3) and Four (4) also the East Half of the Southwest Quarter (E1/2SW1/4) all of Section Numbered Seven (7) in Township Numbered One Hundred Nine (109) North of Range Numbered Forty-five (45) West of the Fifth (5th) Principal Meridian. Excepting therefrom:

That part of the W2 of Sec. 7 in Twp, 109N., Range 45 West of the 5th P.M. bounded and described as follows, to-wit: Beginning at the center of said Section 7; thence running South 1 degree West 1,323.5 feet; thence West by a deflection angle of 84 degrees 24 minutes a distance of 1,713 feet; thence North by a deflection angle of 92 degrees 54 minutes a distance of 1,680 feet; thence East by a deflection angle of 86 degrees 35 minutes a distance of 491 feet; thence North by a deflection angle of 83 degrees 1 minute a distance of 750 feet; thence East by a deflection angle of 89 degrees 15 minutes a distance of 142 feet; thence North by a deflection angle of 89 degrees 55 minutes a distance of 1,358.7 feet to the center line of Trunk Highway #14; thence in a SE'ly direction along the center line of Trunk Highway #14 1,178.3 feet to the North-South quarter line of said Sec. 7, thence South along said North - South quarter line 1,769 feet to the point of beginning, containing in the aggregate 115.4 acres, more or less, Lincoln County, Minnesota.

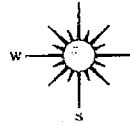
**AND EXCEPTING THEREFROM**

That part of the East Half of the Northwest Quarter (E 1/2 NW 1/4 ) of Section Seven (7) lying North of U.S. Highway No. 14, Township One Hundred Nine (109) Range Forty-five (45) West of the Fifth P.M., City of Lake Benton, Lincoln County, Minnesota.

MUNICIPALITIES OF  
**LINCOLN CO.**  
 PREPARED BY THE  
 MINNESOTA DEPARTMENT OF TRANSPORTATION  
 OFFICE OF TRANSPORTATION DATA & ANALYSIS  
 IN COOPERATION WITH  
 U.S. DEPARTMENT OF TRANSPORTATION  
 FEDERAL HIGHWAY ADMINISTRATION

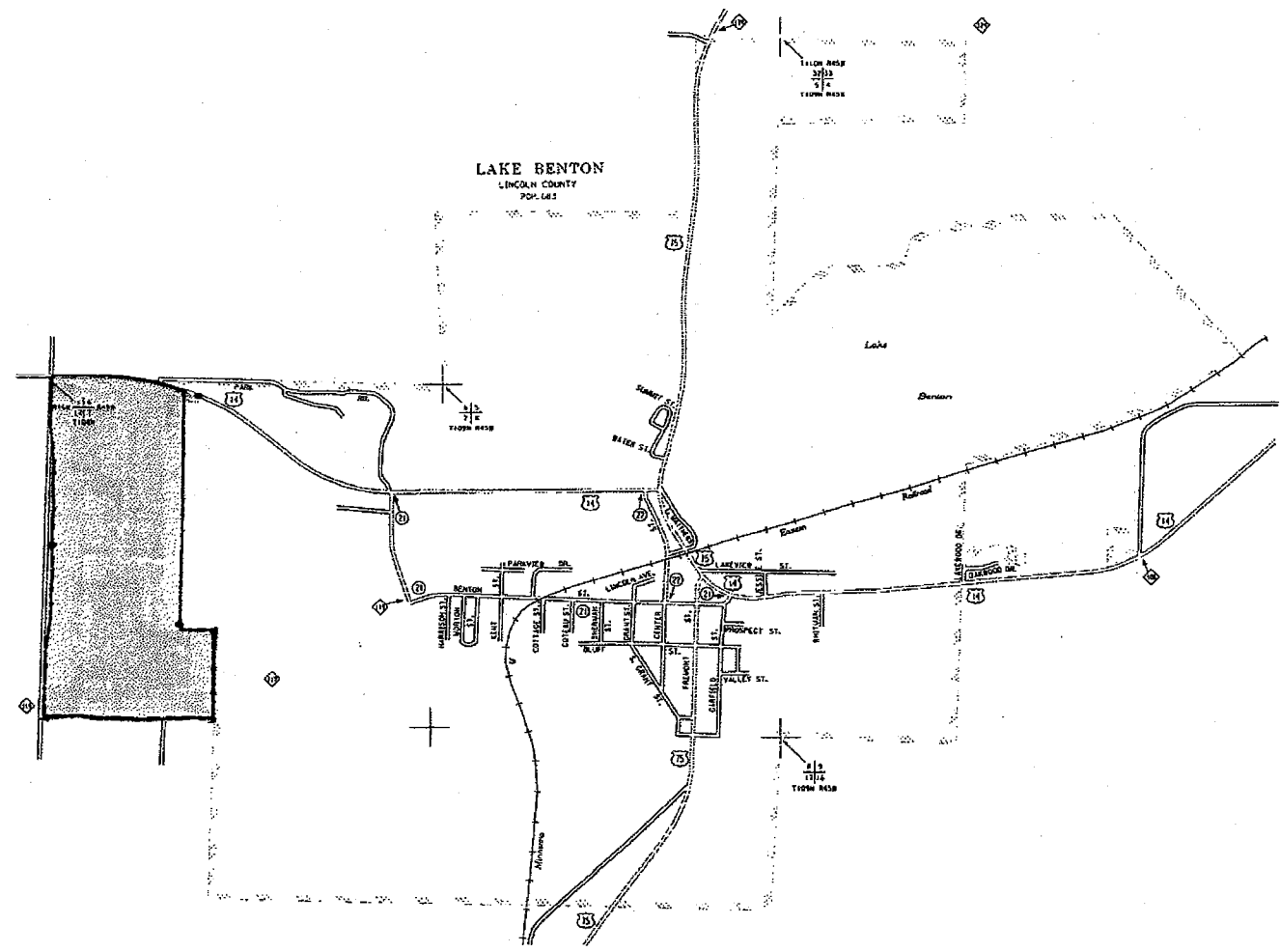


BASIC DATA - 1970



**LEGEND**

- INTERSTATE TRUNK HIGHWAY.....(I)
- U.S. TRUNK HIGHWAY.....(U)
- STATE TRUNK HIGHWAY.....(S)
- COUNTY STATE AID HIGHWAY.....(C)
- COUNTY ROAD.....(R)
- PUBLIC ROAD.....(P)
- PRIVATE ROAD.....(PR)
- CORPORATE LIMITS.....(---)



RECD BY  
 MBA  
 MAY 21 2013

MUNICIPALITIES SHOWN  
 ON THIS SHEET  
 LAKE BENTON

NOTE: 2010 U.S. CENSUS FIGURES SHOWN FOR ALL MUNICIPALITIES UNLESS OTHERWISE STATED.