

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of D-533
Wabasha/Greenfield Township
Pursuant to Minnesota Statutes 414

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to Minnesota Statutes 414, as amended, before the Chief Administrative Law Judge, in the above-entitled matter.

The first hearing will convene at 9:00 a.m. on September 4, 2014, in the Conference Room at the Wabasha City Hall, 900 Hiawatha Drive, East, Wabasha, Minnesota 55981-1731. The evidentiary part of the hearing will be held at a later date. All persons shall be given an opportunity to be heard orally and to submit written data, statements, or arguments concerning the above-entitled matter when this hearing is reconvened by an administrative law judge. The right to testify and the admission of testimony and other evidence shall be governed by the Rules of the Office of Administrative Hearings, Municipal Boundary Adjustments, Chapter 6000 and any other Statutes or rules that may be applicable.

The property proposed for detachment is described as follows:

All described property is located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota:

That part of Lot 6, Block 1, Teepeeota Point Subdivision located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota;

AND

That property located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota described as follows: that part of Government Lot 2 located in the Northeast Quarter (NE ¼) and that part of the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) all in Section 2, Township 110 North, Range 10 West, described as follows: beginning at the Northwest corner of said Government Lot 2 in the Northeast Quarter (NE ¼) of Section 2-110-10; thence bear East along the North line of said Government Lot 2 for a distance of 145.3 feet; thence bear South 40° 04' East for a distance of 82.8 feet; thence bear South 49° 56' West for a distance of 185.8 feet; thence bear North 51° 56' west for a distance of 287.9 feet to a point on the North line of said Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) of Section 2- 110- 10 for a distance of 170.6 feet to the point of beginning and there terminating. EXCEPTING THEREFROM a strip of land 66 feet wide measured at right angles from the North line of said property. The above also being described as Lot One (1), Block Three (3), Wilcox Whistling Pines Subdivision.

AND

That part of Lot 5, Block 1, Teepeeota Point Subdivision located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota;

AND

Lot 4, Block 1, Teepeeota Point Subdivision

AND

Lot 3, Block 1, Teepeeota Point Subdivision

AND

Lot 2, Block 1, Teepeeota Point Subdivision

AND

Lot 1, Block 1, Teepeeota Point Subdivision

AND

That part of Outlot 1, TEEPEEOTA POINT SUBDIVISION, according to the plat thereof on file at the County Recorder Office, Wabasha County, Minnesota, described as follows:

Commencing at the Southeast corner of said Outlot 1; thence Northeasterly on an assumed azimuth from North of 30° 53' 50" along the Southeasterly line of said Outlot 1, a distance of 206.20 feet; thence

Northwesterly 300° 53' 50" azimuth 120.00 feet; thence Northwesterly 303° 47' 30" azimuth 22.00 feet to the point of beginning; thence Southwesterly 225° 21' 30" azimuth 147.71 feet; thence Southwesterly 206° 57' 46" 61.09 feet to the Northerly right-of-way line of the platted street; thence Westerly 65.12 feet along said Northerly right-of-way line on a nontangential curve concave Southerly having a central angle of 14° 27' 08" , a radius of 258.18 feet and a chord azimuth of 275° 45' 02" to the Westerly line of said Outlot I; thence Northerly 348° 02' 50" azimuth along said Westerly line 237 feet more or less to the low water mark of the Mississippi River; thence Easterly along said low water mark 293 feet more or less to its intersection with a line that bears 30° 53' 50" azimuth from the point of beginning; thence Southwesterly 210° 53' 50" azimuth 70 feet more or less to the point of beginning.

AND

That part of Outlot 1, Teepeeota Point Subdivision according to the plat thereof on file at the County Recorders Office, Wabasha County, Minnesota, located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota and described as follows:

Commencing at the southeast corner of said Outlot 1; thence northwesterly on an assumed azimuth from north of 31 4 degrees 56 minutes 00 seconds along the northerly right of way line of the platted street 20.66 feet to the point of beginning; thence northeasterly 30 degrees 53 minutes 50 seconds azimuth 201.14 feet; thence northwesterly 300 degrees 53 minutes 50 seconds azimuth 50.00 feet; thence southwesterly 221 degrees 00 minutes 43 seconds azimuth 193.45 feet to the northerly right of way line of said platted street; thence southeasterly 72.00 feet along said right of way line on a nontangential curve concave to the south having a central angle of 15 degrees 58 minutes 42 seconds, a radius of 258.18 feet and a chord azimuth of 126 degrees 56 minutes 39 seconds; thence southeasterly 134 degrees 56 minutes 00 seconds azimuth along said right of way line 12.95 feet to the point of beginning. The above described property is also known as PARCEL B.

AND

That part of Outlot 1, Teepeeota Point Subdivision, according to the plat thereof on file at the County Recorders Office, Wabasha County, Minnesota, described as follows: Commencing at the southeast corner of said Outlot 1; thence northeasterly on an assumed azimuth from north of 30 degrees 53 minutes 50 seconds along the southeasterly line of said Outlot 1 a distance of 206.20 feet; thence northwesterly 300 degrees 53 minutes 50 seconds azimuth 20.00 feet to the point of beginning; thence continuing northwesterly 300 degrees 53 minutes 50 seconds azimuth

50.00 feet; thence northeasterly 30 degrees 53 minutes 50 seconds azimuth 94 feet more or less to the low water mark of the Mississippi River; thence easterly along said low water mark 5.3 feet more or less to its intersection with a line that bears 30 degrees 53 minutes 50 seconds azimuth from the point of beginning; thence southwesterly 210 degrees 53 minutes 50 seconds azimuth 100 feet more or less to the point of beginning. The above described property is also known as PARCEL D.

AND

That part of Outlot 1, Teepeeota Point Subdivision, according to the plat thereof on file at the County Recorders Office, Wabasha county, Minnesota, described as follows: Commencing at the SE corner of said Outlot 1; thence Northeasterly on an assumed azimuth from North of 30 deg. 53' 50" along the Southeasterly line of said Outlot 1, a distance of 206.20 feet; thence Northwesterly 300 deg. 53' 50" azimuth 20.00 feet to the point of beginning; thence continuing northwesterly 300 deg. 53' 50" azimuth 50.00 feet; thence northeasterly 30 deg. 53' 50" azimuth 94 feet more or less to the low water mark on the Mississippi River; thence Easterly along said low water mark 53 feet more or less to its intersection with a line that bears 30 deg. 53' 50" azimuth from the point of beginning; thence Southwesterly 210 deg. 53' 50" azimuth 100 feet more or less to the point of beginning. The above described property is also known as PARCEL D.

AND

That part of Outlot 1, TEEPEEOTA POINT SUBDIVISION according to the plat thereof on file at the County Recorder's Office, Wabasha County, Minnesota located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota and described as follows:

Commencing at the Southeast corner of said Outlot 1; thence Northeasterly on an assumed azimuth from North of 30° 53'50" along the Southeasterly line of said Outlot 1, a distance of 206.20 feet; thence Northwesterly 300° 53' 50" azimuth 20.00 feet to the point of beginning; thence Southwesterly 210° 53' 50" azimuth 201.14 feet to the Northerly right-of-way line of the platted street: thence Northwesterly 314° 56' 00" azimuth along said Northerly right-of-way 12.95 feet; thence Northwesterly 67.05 feet along said Northerly right-of-way line on a tangential curve concave Southwesterly, having a radius of 258.18 feet and a central angle of 14° 52' 48"; thence Easterly 36° 36' 17" azimuth 191.32 feet; thence Northeasterly 30° 53' 50" azimuth 88 feet more or less to the low water mark of the Mississippi River, thence Easterly along said low water mark 64 feet more or less to its intersection with a line that bears 30° 53 ' 50" azimuth from the point of beginning; thence Southwesterly 210° 53' 50"

azimuth 103 feet more or less to the point of beginning.

AND

That property located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota and described as follows:

Lot Fifteen (15) in Block Two (2) and that part of Lot Sixteen (16) in Block Two (2) described as: Commencing at the Southeast corner of said Lot 16; thence Northeasterly to a point on the Northerly line thereof 30 feet Northwesterly of the Northeast corner thereof; thence Southeasterly along the Northerly line thereof 30 feet to the Northeast corner thereof; thence Southwesterly along the Easterly line thereof to the place of beginning, all in Teepeeota Point Subdivision, according to the plat thereof on file and of record in the office of the County Recorder in and for Wabasha County, Minnesota.

AND

That property located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota and described as follows:

Beginning at the most northerly corner of Lot 15 Block 2 of Teepeeota Point Subdivision; thence North 45 deg. 04' 00" West, assumed bearing along the northeasterly line of Lot 16 of said Block 2 of Teepeeota Point Subdivision, a distance of 30.00 feet; thence North 67 deg. 50' 21" East, a distance of 77.08 feet; thence South 57 deg. 36' 52" East, a distance of 62.61 feet to the northeasterly extension of the southeasterly line of Lot 15 of said Block 2 of Teepeeota Point Subdivision; thence South 39 deg. 00' 00" West, along said extension, a distance of 83.00 feet to the most easterly corner of said Lot 15; thence northwesterly along the northeasterly line of said Lot 15, a distance of 69.8 feet to the point of beginning, containing 0.14 acres, more or less, Wabasha County, Minnesota.

AND

That property located in Section 35, Township 111, Range 10 in Wabasha County, Minnesota and described as follows:

Lot 16, Block 2, Teepeeota Point Subdivision, less that part described as follows: Commencing at the SE corner of said Lot 16; thence Northeasterly to a point on the Northerly line thereof 30 feet Northwesterly of the NE corner thereof; thence Southeasterly along the Northerly line thereof 30 feet to the NE corner thereof; thence Southwesterly along the Easterly line thereof to the place of beginning, being situated in Gov. Lot 2

in Sec. 35, Township 111 North, Range 10 West and Gov. Lots 3 and 4 in Section 2, Township 110 North, Range 10 West.

After all testimony is complete and the record is closed, the Chief Administrative Law Judge will issue findings and an order in accordance with Minnesota Statutes Chapter 414. Any other person, group of persons, or governmental agency residing in, owning property in, or exercising jurisdiction over the subject area that submits a timely request, and is determined by the presiding judge to have a direct legal interest that will be affected by the outcome of this proceeding may become a party. A party bears a portion of the hearing costs.

For special accommodations, please contact the Office of Administrative Hearings at (651) 361-7900 or TDD (651) 361-7878.

Dated: August 7, 2014



TIMOTHY J. O'MALLEY
Deputy Chief Administrative Law Judge
Municipal Boundary Adjustment Unit