

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

TO: Office of Administrative Hearings
Municipal Boundary Adjustment Unit
P. O. Box 64620
St. Paul, MN 55164-0620

Pursuant to the 2012 amendment to Minn. Stat. § 414.06, the petitioner(s) shall also provide a copy of this petition to:

- 1) the city from which the land may be detached;*
- 2) all property owners who have not signed this petition;*
- 3) the clerk of the town to which the property may be attached if granted;*
- 4) the clerk of any other abutting town or city; and*
- 5) the county recorder in the county in which the land is located.*

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 Nielsville and make a part of the Township of Hubbard.

1. There is one property owner in the area proposed for detachment.
2. The property owner has signed this petition. (If the land is owned by both the husband and wife, both must sign the petition to represent all owners.)
3. The property is situated within the City of Nielsville, abuts the municipal boundary, and is located in the County of Polk.
The petitioned area abuts on the city's N (S) E W (circle one) boundary(ies).

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4. The property proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
5. The reason detachment is requested is that the property was originally included in the city by Ordinance dated June 14, 1920. Since that time, the property has remained agricultural in nature and is farmed annually by the property owner. The city has a population of approximately 99, and no significant growth is expected.
6. Summarize what efforts were taken prior to filing this petition to resolve the issues: Not applicable.
7. The number of acres in the property proposed for detachment is 65 acres and is described as follows:

The West Half of the Northeast Quarter ($W\frac{1}{2}NE\frac{1}{4}$), Section Thirty (30), Township One Hundred Forty-seven (147) North of Range Forty-eight (48) West of the Fifth Principal Meridian; **And** That part of the East Half of the Northeast Quarter ($E\frac{1}{2}NE\frac{1}{4}$), Section Thirty (30), Township One Hundred Forty-seven (147) North of Range Forty-eight (48) West of the Fifth Principal Meridian, described as follows: That part of the $E\frac{1}{2}NE\frac{1}{4}$ of Sec. 30, Twp. 147 N., R. 48 W., bounded and described as follows: Beginning at the Southwest corner of said $E\frac{1}{2}NE\frac{1}{4}$; thence running East along the South line of said $E\frac{1}{2}NE\frac{1}{4}$ to the West line of railway right of way of the Great Northern Railroad Company as the same is located across the $NE\frac{1}{4}$ of Sec. 30, Twp. 147 N. R. 48 W.; thence North along the West line of said right of way to the North line of the $SE\frac{1}{4}NE\frac{1}{4}$; thence West along said North line 150 feet, more or less, to the East line of Spoklie Avenue extended; thence North to the Southeast corner of said Spoklie Avenue and Fourth Street; thence West along the South line of said Fourth Street to the Southwest corner of said Fourth Street and Hubbard Avenue; thence North along the West line of said Hubbard Avenue to the South line of Third Street; thence West along the South line of said Third Street to the West line of the $E\frac{1}{2}NE\frac{1}{4}$; thence South along said West line thereof to the place of beginning, including Block 4 of Hanson's Addition to Nielsville vacated pursuant to the Judgment and Decree of the Minnesota District Court, 14th Judicial District, Polk County, Minnesota dated Jan. 31, 1939. **Except** that part of Sec. 30, Township and Range aforesaid described as follows, to-wit: Starting at a point 70 feet West of the iron monument, located in the Northwest corner of Lot 18, Block 3 of Hanson's Addition to Nielsville, Minn. Thence due West 60 feet, thence due South 140 feet, thence due East 60 feet, thence due North 140 feet to place of beginning.


Parcel #s: 92.00005.00 & 92.00007.00

8. The number and character of buildings on said property is: Fifteen, which consists of the homestead of petitioner, shops, residence, storage buildings and grain storage bins.

9. The number of residents in the area proposed for detachment is two.
(The number of residents is not necessarily the same as number of owners.)

10. Public improvements on said property are: None.

Date: July 23, 2015



Robert W. Brekke, Jr., Property Owner

Municipal Boundary Adjustment Unit Contacts

Star Holman star.holman@state.mn.us 651-361-7909

Katie Lin katie.lin@state.mn.us 651-361-7911

(August 2012)



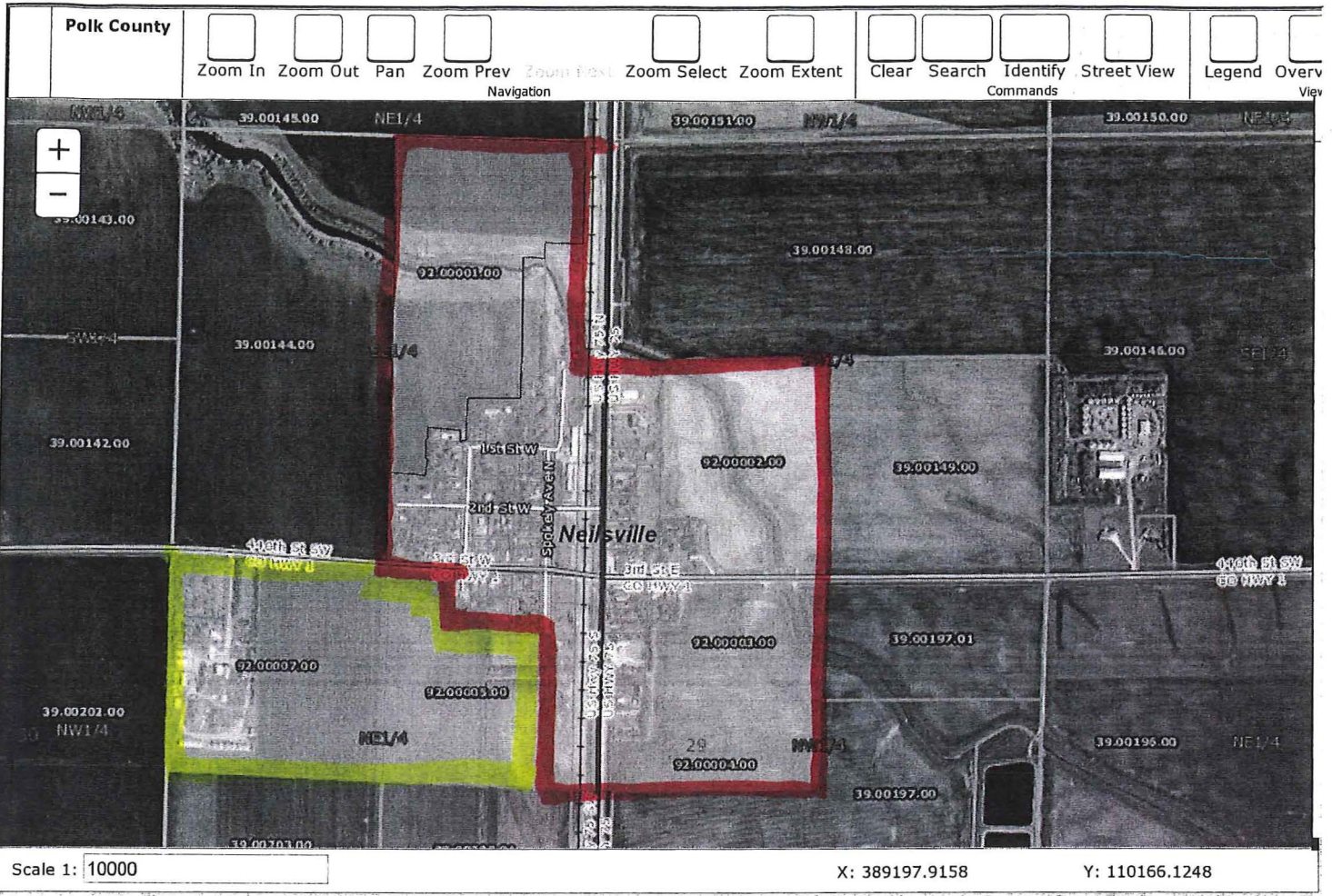
PROPERTY TO BE DETACHED
CITY BOUNDARY

6/9/2015

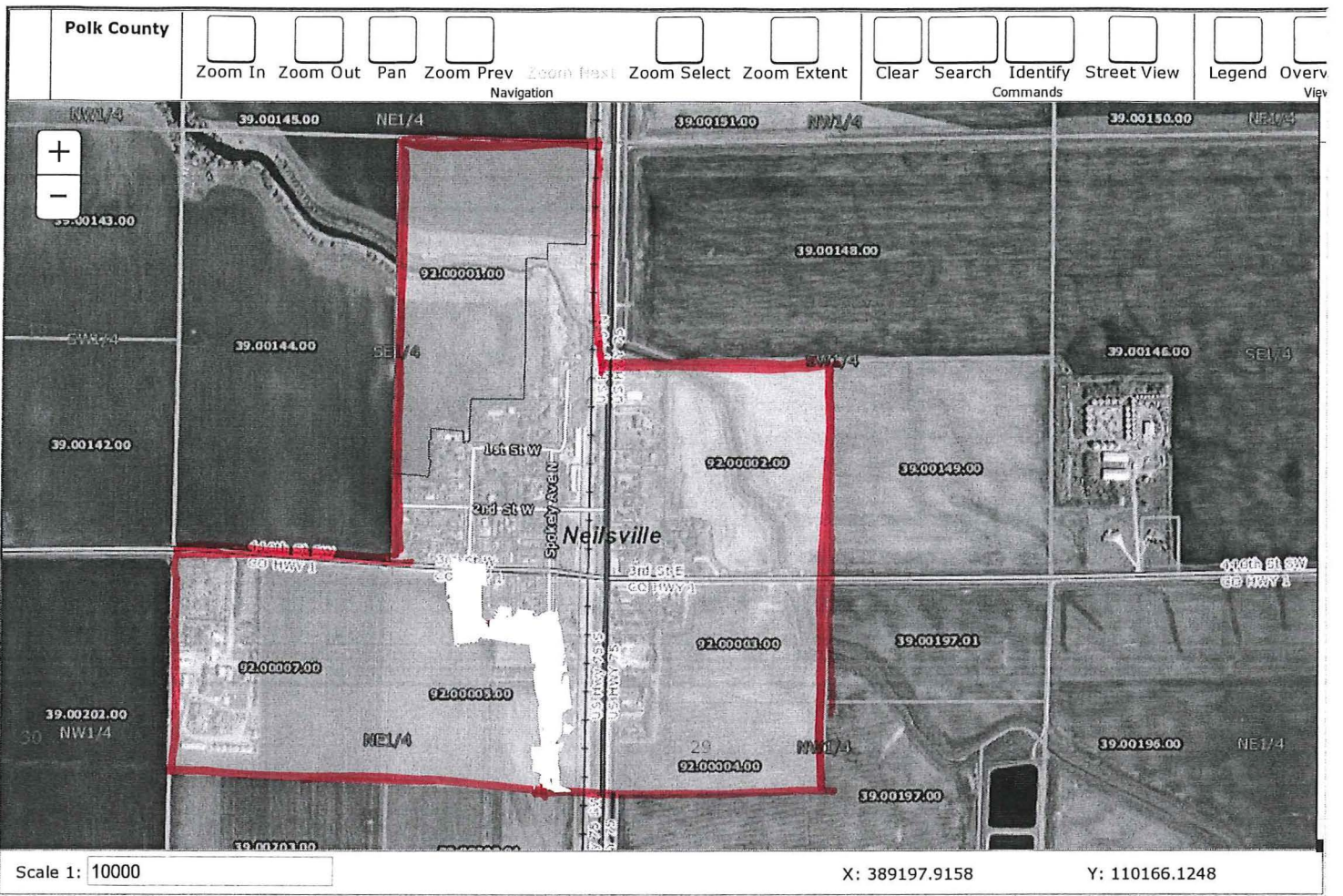
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