

**PROPERTY OWNER PETITION FOR DETACHMENT  
OF PROPERTY FROM A CITY**

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

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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:

   x    all of the property owners, the area is less than 40 acres; or  
       75% or more of the property owners, the area is more than 40 acres;  
to detach certain properties described herein from the City of Rochester and make a part of the Township of Cascade.

1. The Pleasant Prairie Cemetery is a non-profit association managed by an elected board for the property owners in the area proposed for detachment.
2. The President of the Pleasant Prairie Cemetery Association has signed this petition as a duly elected representative of the property owners.
3. The property is situated within the City of Rochester, abuts the municipal boundary, and is located in the County of Olmsted.  
The petitioned area abuts on the city's N and E boundary.

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4. The property proposed for detachment is a cemetery and not developed for urban residential, commercial, or industrial purposes.
5. The reason detachment is requested is the cemetery would prefer to be under the auspices of the township.
6. Summarize what efforts were taken prior to filing this petition to resolve the issues: The Municipal Boundary Adjustment Unit Docket No OA-1048-3 was amended several times with the last time it was amended Pleasant Prairie Cemetery was included by mistake. The attempt to correct this error was denied because the MBAU had already been amended several times.
7. The number of acres in the property proposed for detachment is 2.79 more or less and is described as follows:

See exhibit attached (A)

8. The number and character of buildings on said property is: Cemetery  
With one (1) small storage structure
9. The number of residents in the area proposed for detachment is 0  
(The number of residents is not necessarily the same as number of owners.)
10. Public improvements on said property are: none

Date:

10-20-15  
Property Owner\_\_\_\_\_  
Property Owner**Municipal Boundary Adjustment Unit Contacts**Star Holman [star.holman@state.mn.us](mailto:star.holman@state.mn.us) 651-361-7909Katie Lin [katie.lin@state.mn.us](mailto:katie.lin@state.mn.us) 651-361-7911

(August 2012)

Exhibit A

REC'D BY  
MBA

NOV 16 2015

Note: The following legal description was prepared for annexation purposes only. It was prepared from data found on recorded plats. The property was not surveyed and the title records were not searched.

### PROPOSED LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 4, Township 107 North, Range 14 West, Olmsted County, Minnesota described as follows:

Commencing at the northwest corner of said Southwest Quarter, thence on an assumed bearing of North  $89^{\circ}11'09''$  East, along the north line of said Southwest Quarter 1071.07 feet to the northeast corner of Lot 3, Block 2, PRAIRIE CROSSING WEST, according to the recorded plat thereof and the point of beginning; thence South  $13^{\circ}45'16''$  East, along the east line of said Lot 3 and Lot 2, said Block 2 a distance of 625.18 feet to the corner of said Lot 2; thence North  $76^{\circ}14'44''$  East, along the north line of said Lot 2 a distance of 201.00 feet to the northeast corner of said Lot 2 and the westerly line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55-63; thence northerly along said west line to the intersection with said north line of the Southwest Quarter; thence South  $89^{\circ}11'09''$  West, along said north line to the point of beginning.



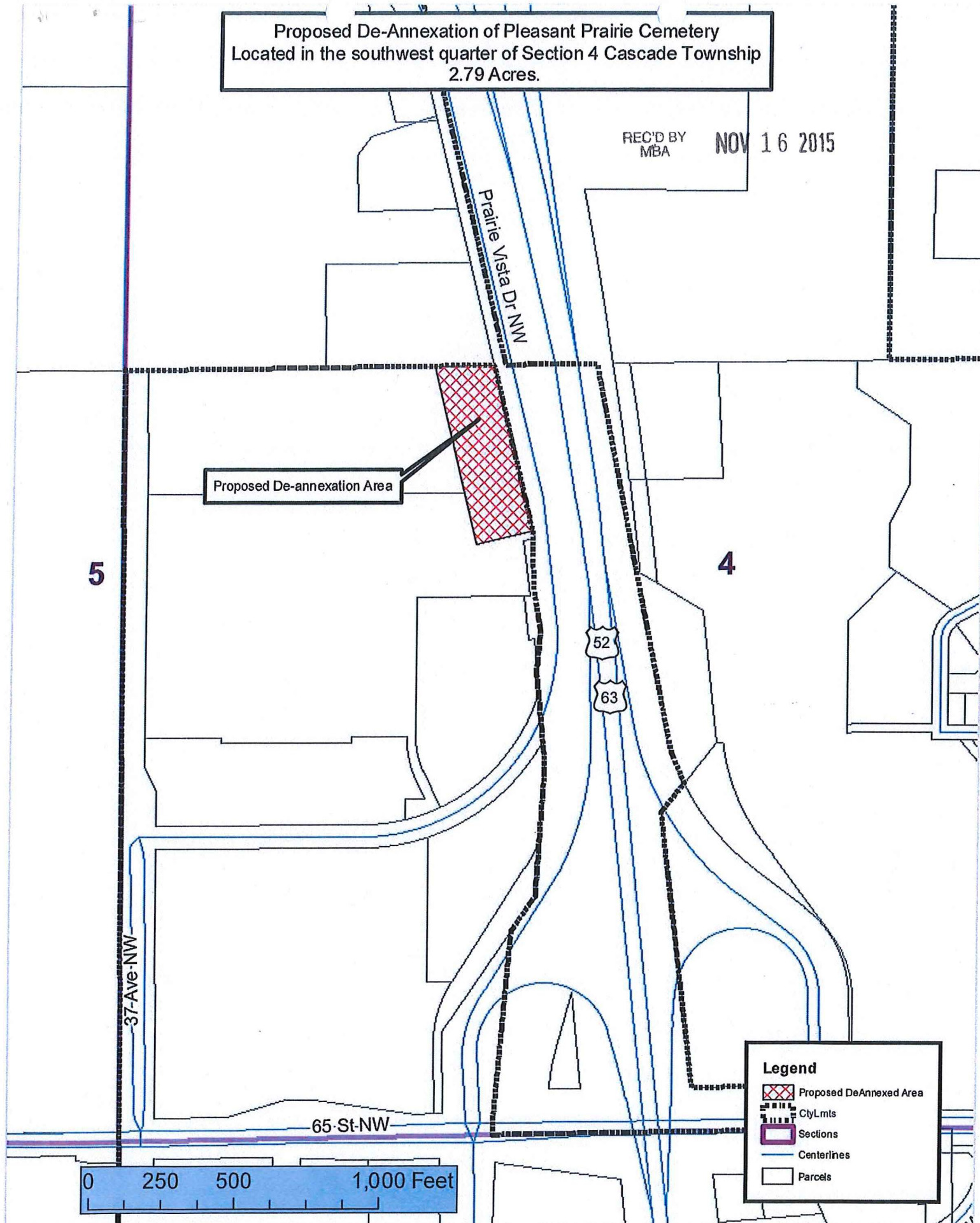
Joel Thoreson  
Olmsted County Surveyor



Proposed De-Annexation of Pleasant Prairie Cemetery  
Located in the southwest quarter of Section 4 Cascade Township  
2.79 Acres.

REC'D BY  
MBA

NOV 16 2015



This map prepared by the GIS Division, Rochester-Olmsted County Planning Department 4/28/2015. Olmsted County is not responsible for omissions or errors contained herein. If discrepancies are found within this map, please notify the GIS Division, Rochester-Olmsted County Planning Department, 2122 Campus Drive SE, Rochester, MN 55904, (507) 328-7100.



