

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Petition for Detachment
of Certain Real Property from the City of
Westbrook to Westbrook Township
(MBAU Docket D-567)

**ORDER APPROVING
DETACHMENT**

On June 20, 2016, a Petition for Detachment was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2014), of approximately 1.02 acres of real property (Property) owned by James Patterson legally described as follows:

Part of the South Half of the Northeast Quarter of Section 29, Township 107 North, Range 38 West of the Fifth Principal Meridian in Westbrook Township, Cottonwood County, Minnesota described as follows:

Commencing at an existing 1/2" iron stake at the southwest corner of the Northeast Quarter of said Section 29; thence North 00 degrees 01 minute 52 seconds East, assumed bearing along the West line of said Northeast Quarter a distance of 617.50 feet; thence South 89 degrees 27 minutes 10 seconds East, along a line parallel with the South line of said Northeast Quarter, and along the North line of Ninth Street in the City of Westbrook, a distance of 225.00 feet, to a 5/8" x 30" iron stake placed with survey cap PS 6700, this being the point of beginning; thence continuing South 89 degrees 27 minutes 10 seconds East, along the North line of said Ninth Street a distance of 150.00 feet, to a 5/8" x 30" iron stake placed with survey cap PS 6700; thence North 00 degrees 01 minute 52 seconds East, along a line parallel with the West line of said Northeast Quarter a distance of 150.00 feet, to a 5/8" x 30" iron stake placed with survey cap PS 6700; thence South 89 degrees 27 minutes 10 seconds East, along a line parallel with South line of said Northeast Quarter a distance of 150.00 feet to a 5/8" x 30" iron stake placed with survey cap PS 6700; thence North 00 degrees 01 minute 52 seconds East, along a line parallel with the West line of said Northeast Quarter a distance of 335.00 feet, to a 5/8" x 30" iron stake placed with survey cap PS 6700 thence North 89 degrees 27 minutes 10 seconds West, along a line parallel with the South line of said Northeast Quarter a distance of 525.00 feet, to a 5/8" x 30" iron stake placed with survey cap PS 6700 on the West line of said Northeast Quarter; thence South 00 degrees 01 minute 52 seconds West, along the West line of said Northeast Quarter a distance of 335.00 feet, to a 5/8" x 30" iron stake placed with survey cap PD 6700; thence South 89 degrees 27 minutes 10 seconds East, along a line parallel with the South line of said Northeast Quarter a distance of 225.00 feet, to a 5/8" x 30" iron stake with survey cap PS 6700; thence South 00 degrees 01 minute 52 seconds East, along a line parallel with the West line of said

Northeast Quarter a distance of 150.00 feet, to the point of beginning. Said tract contains 4.55 acres and is subject to easements of record, if any.

On June 6, 2016, the City of Westbrook (City) adopted a resolution supporting the Petition or Detachment. The City's resolution was filed with the Office of Administrative Hearings on June 20, 2016.

On June 13, 2016, the Westbrook Town Board (Township) adopted a resolution supporting the Petition for Detachment. The Township's resolution was filed with the Office of Administrative Hearings on June 20, 2016.

Based upon a review of the Petition for Detachment, the City's supporting resolution, the Township's supporting resolution, and finding that the detachment would be in the best interests of the Property, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.06, the Petition for Detachment, the City's supporting resolution, and the Township's supporting resolution are deemed adequate in all legal respects and found to properly support this Order.

2. Pursuant to this Order, the Property is **DETACHED** from the City.

Dated: June 21, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Cottonwood County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.