

IN THE MATTER OF THE PETITION FOR DETACHMENT OF  
CERTAIN LAND FROM THE CITY OF ERSKINE, 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 Erskine and make a part of the Township of Knute.

1. There are two property owners in the area proposed for detachment.
2. All property owners have signed this petition.
3. The property is situated within the City of Erskine, abuts the municipal boundary, and is located in the County of Polk.

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 there is no benefit to landowner being in the City of Erskine.
6. Summarize what efforts were taken prior to filing this petition to resolve the issues: All parties agree to detachment.
7. The number of acres in the property proposed for detachment is 53.8 and is described as follows:

**See Attached Exhibit A.**

8. The number and character of buildings on said property is: There are no buildings on the property.
9. The number of residents in the area proposed for detachment is zero.
10. Public improvements on said property are: None.

Date: 6/11/18

Alois M. Bauer  
Alois M. Bauer, a single person

Joseph G. Bauer  
Joseph G. Bauer, a single person

Municipal Boundary Adjustment Unit Contacts

Star Holman [star.holman@state.mn.us](mailto:star.holman@state.mn.us) 651-361-7909

Katie Lin [katie.lin@state.mn.us](mailto:katie.lin@state.mn.us) 651-361-7911

(August 2012)

## **Exhibit A**

--The Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ); the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ ) and that part of the Northeast quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ ) lying South of the Great Northern Railroad Right of Way, Section Three (3), Township One Hundred Forty-eight (148) North of Range Forty-two (42) West of the Fifth Principal Meridian;--

### **EXCEPT**

--That part of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of Section Three (3), Township One Hundred Forty-eight (148) North of Range Forty-two (42) West of the Fifth Principal Meridian, described as follows: Commencing at an iron pipe monument at the Southwest corner of said Sec. 3; thence North 88 degrees 47 minutes 47 seconds East, assumed bearing, along the South line of said Sec. 3, a distance of 1319.82 feet to the Southwest corner of the said E $\frac{1}{2}$ SW $\frac{1}{4}$ ; point being the point of beginning of the tract to be described; thence North 01 degrees 34 minutes 42 seconds West along the West line of the said E $\frac{1}{2}$ SW $\frac{1}{4}$  a distance of 2329.41 feet to an iron pipe monument on the Southerly right of way line of the Burlington Northern, Inc. Railroad; thence South 61 degrees 10 minutes 38 seconds East along said right of way line 1231.72 feet to an iron pipe monument; thence South 36 degrees 57 minutes 03 seconds West 533.55 feet to an iron pipe monument; thence South 07 degrees 29 minutes 36 seconds West 386.15 feet to an iron pipe monument; thence North 79 degrees 51 minutes 30 seconds West 82.26 feet to an iron pipe monument; thence South 06 degrees 57 minutes 23 seconds West 937.41 feet to the South line of the said E $\frac{1}{2}$ SW $\frac{1}{4}$ ; thence South 88 degrees 47 minutes 47 seconds West along said South line 449.47 feet to the point of beginning.--

### **AND EXCEPT**

-- That part of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ), Section Three (3), Township One Hundred Forty-eight (148) North of Range Forty-two (42) West of the Fifth Principal Meridian, Polk County, Minnesota, described as follows: Commencing at the Southeast corner of said Sec. 3; thence North 89 degrees 55 minutes 01 seconds West along the South line of said Sec. 3 a distance of 1314.54 feet to the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Sec. 3, being the point of beginning; thence continuing North 89 degrees 55 minutes 01 seconds West along the South line of said Sec. 3 a distance of 562.00 feet; thence North 0 degrees 34 minutes 12 seconds West a distance of 989.07 feet to a point on the Southerly right of way of the BNSF Railroad; thence Southeasterly along said Southerly railroad right of way along a non-tangential spiral, concave to the Northeast, central angle 3 degrees 18 minutes 00 seconds a distance of 216.47 feet to spiral curve point; thence Southeasterly along said Southerly railroad right of way on a central curve, concave to the Northeast have a radius of 3647.47 feet, central angle of 06 degrees 20 minutes 38 seconds, a distance of 403.85 feet to

the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 3; thence South 0 degrees 34 minutes 12 seconds East a distance of 734.40 feet to the point of beginning.

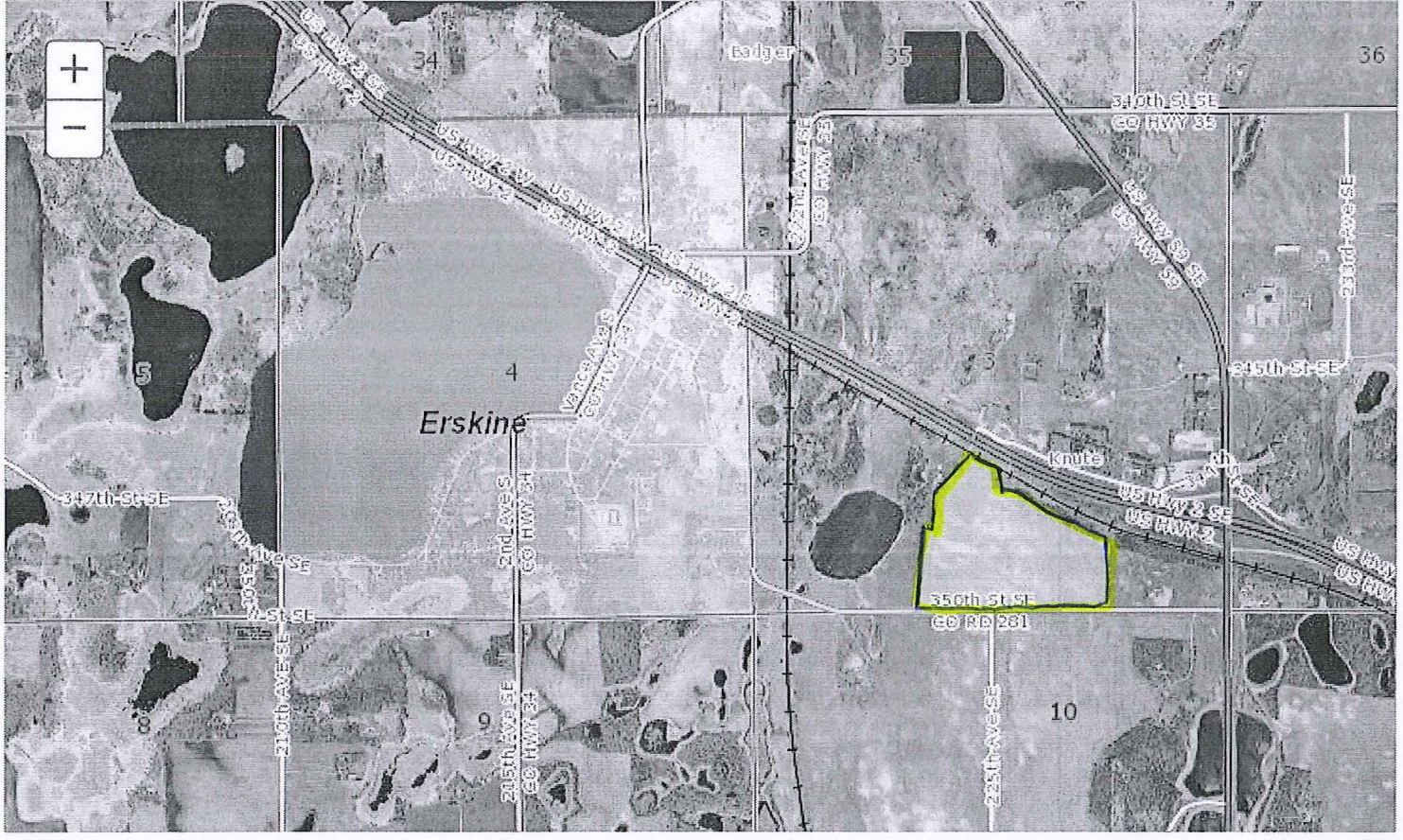
--Together with a roadway easement for access to and from the above-described real property over and across that part of the E $\frac{1}{2}$ SW $\frac{1}{4}$  of Sec. 3, Twp. 148 N., R. 42 W., described as follows: Commencing at an iron pipe monument at the Southwest corner of said Sec. 3; thence North 88 degrees 47 minutes 47 seconds East, assumed bearing, along the South line of said Sec. 3 a distance of 1769.29 feet to the point of beginning of the easement to be described; thence continuing North 88 degrees 47 minutes 47 seconds East 33.34 feet; thence North 06 degrees 57 minutes 23 seconds East 931.03 feet; thence North 79 degrees 51 minutes 30 seconds West 33.05 feet; thence South 06 degrees 57 minutes 23 seconds West 937.41 feet to the point of beginning.--



Polk County

Zoom In Zoom Out Pan Zoom Prev Zoom Next Zoom Select Zoom Extent Clear Search Identify

Navigation Commands



1 Items

	Parcel_ID	Document Type	Document Number	Document Type 2	Document Number 2	
X	84.00357.00	Order	671903			

Scale 1: 24000 X: 591681.052 Y: 159687.1609



**Polk County**

Navigation Commands

1 Items

Parcel_ID	Document Type	Document Number	Document Type 2	Document Number 2
<input checked="" type="checkbox"/> 84.00357.00	Order	671903		

Scale 1: 5000

X: 592714.9062

Y: 158749.6609