

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Detachment of
Certain Real Property from the City
of Donaldson to Davis Township
(MBAU Docket D-612)

**ORDER APPROVING
DETACHMENT**

On April 10, 2020, a Petition for Detachment by the sole property owner (Petition for Detachment) was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2018), of certain real property (Property) from the City of Donaldson (City) legally described as follows:

The Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and that part of the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) lying and being West of the right of way for the Great Northern Railroad excepting therefrom a certain tract of land lying on the West side of the Great Northern Right of Way 150 feet by 585 feet long located in the Northeast Quarter (NE $\frac{1}{4}$) of Section Thirty (30), Township One Hundred Fifty-nine (159) North of Range Forty-eight (48) West, described as follows: Commencing at a point on the North line of the NE $\frac{1}{4}$ of Section 30, Township 159, Range 48 at the intersection of State Hwy No. 11 and the Great Northern Right of Way, thence South along the Western boundary line of said Great Northern Right of Way a distance of 585 feet, thence due West a distance of 150 feet; thence North and 150 feet parallel to said Great Northern Right of Way a distance of 585 feet; thence East and on the north line of said NE $\frac{1}{4}$ of Section 30, Township 159, Range 48 a distance of 150 feet to the point of beginning.

On April 6, 2020, the City adopted a Resolution (City Resolution) supporting the Petition for Detachment. On March 30, 2020, the Davis Town Board (Township) adopted a Resolution (Township Resolution) supporting the Petition for Detachment. The City Resolution and Township Resolution were filed with the Office of Administrative Hearings on April 10, 2020.


Based upon a review of the Petition for Detachment, the City Resolution, and the Township Resolution, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.06, the Petition for Detachment, the City Resolution, and the Township 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 of Donaldson.

Dated: April 17, 2020


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Kittson 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.