

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Detachment of
Certain Real Property from the City of
Buffalo Lake to Preston Lake Township
(MBAU Docket D-664)

**ORDER APPROVING
DETACHMENT**

On July 8, 2024, a Petition for Detachment (Petition for Detachment) was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2024), of certain real property from the City of Buffalo Lake (City). An amendment to the Petition for Detachment (Amended Petition for Detachment) was received by the Office of Administrative Hearings on December 5, 2024, to clarify the legal description of the area proposed for detachment. The Amended Petition for Detachment requests detachment of certain real property (Property) legally described as follows:

Part of Outlot 6 of the plat of Riebe and Drache's First Addition to the Village of Buffalo Lake and part of Lot 5 and the Vacated Street adjacent thereto of the plat of Burgstahler's Addition to Buffalo Lake, described as follows: Commencing at the southeast corner of Outlot 5 of said plat of Riebe and Drache's First Addition; thence on an assumed bearing of South 90 degrees 00 minutes 00 seconds West along the south line of said Outlots 5 and 6 a distance of 443.50 feet to a point on the West line of said Outlot 6, said point being the point of tract to be described; thence continuing South 90 degrees 00 minutes 00 seconds West along said South line 250.00 feet; thence North 07 degrees 58 minutes 09 seconds East along said West line 220.70 feet; thence South 85 degrees 23 minutes 17 seconds East 123.95 feet; thence North 08 degrees 18 minutes 29 seconds East 168.10 feet; thence North 85 degrees 23 minutes 17 seconds West 8.27 feet; thence North 08 degrees 17 minutes 16 seconds East 79.36 feet to the Southerly right-of-way line of Truck Highway No. 212; thence South 72 degrees 25 minutes 37 seconds East along said Southerly right-of-way line 135.03 feet to the East line of said Outlot 6; thence South 08 degrees 18 minutes 29 seconds West along said East line 417.75 feet to the point of beginning. This tract contains 1.88 acres of land and is subject to any and all easements of record.

And also

Part of Outlots 5 and 6 of the plat of Riebe and Drache's Addition to the Village of Buffalo Lake and part of Lot 5 and the Vacated Street adjacent thereto of the plat of Burgstahler's Addition to Buffalo Lake, described as follows: Beginning at the southeast corner of said Outlot 5; thence on an assumed bearing of South 90 degrees 00 minutes 00 seconds West along the South line of said Outlots 5 and 6

a distance of 623.75 feet; thence North 07 degrees 58 minutes 09 seconds East 172.00 feet; thence South 85 degrees 23 minutes 17 seconds East 54.49 feet; thence North 08 degrees 18 minutes 29 seconds East 211.20 feet; thence North 85 degrees 23 minutes 17 seconds West 8.27 feet; thence North 08 degrees 17 minutes 16 seconds East 79.36 feet to the southerly right-of-way of Truck Highway Number 212; thence South 72 degrees 25 minutes 37 seconds East along said southerly right-of-way line 135.03 feet; thence South 08 degrees 18 minutes 29 seconds West along said southerly right-of-way line 16.08 feet; thence South 85 degrees 30 minutes 00 seconds East along said southerly right-of-way line 70.19 feet; thence South 72 degrees 25 minutes 37 seconds East along said southerly right-of-way line 326.75 feet to the easterly line of said Outlot 5; thence South 00 degrees 46 minutes 52 seconds East along said easterly line 293.32 feet to the point of beginning.

On November 12, 2024, the Preston Lake Town Board (Township) adopted Resolution No. 24-02 (Township Resolution) supporting the Amended Petition for Detachment. On November 26, 2024, the City adopted Resolution 2024-21 (City Resolution) supporting the Amended Petition for Detachment. The Office of Administrative Hearings received the Township Resolution on November 13, 2024, and the City Resolution on December 2, 2024.

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 Amended Petition for Detachment, the City Resolution, and the Township Resolution are deemed adequate in all legal respects and properly support this Order.

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

Dated: December 9, 2024


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 (2024). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Renville 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 (2023). However, no request for amendment shall extend the time of appeal from this Order.