



WHEREAS, on August 25, 2004, satisfied that the parties were reporting sufficient progress towards resolving contested issues, the parties' requests for a 30-day extension of the local discussion period was granted; and

WHEREAS, on November 19, 2004, the Executive Director of MBA at the Department of Administration received an Orderly Annexation Agreement between the City of Hutchinson and the Town of Hassan Valley representing settlement of the underlying dispute. The agreement designates certain land for orderly annexation and for the immediate annexation of said land; and

WHEREAS, as a result of said agreement, the Town of Hassan Valley requested that its objection to MBA Docket A-7050 Hutchinson be withdrawn; and

WHEREAS, the City of Hutchinson requested that the petition for annexation pursuant to Minnesota Statutes 414.033, Subd. 5 be withdrawn and that the MBA Docket A-7050 Hutchinson be closed. The City also requested that the continued hearing be canceled pursuant to the terms of the Orderly Annexation Agreement as executed between the parties; and

WHEREAS, on December 9, 2004, the Director of Strategic and Long Range Planning granted the Town's request to withdraw its petition; granted the City's request to withdraw the petition; canceled the continued hearing; and closed MBA Docket A-7050 Hutchinson; and

IT IS HEREBY ORDERED: That the petition for annexation of certain property to the City of Hutchinson described as:

**The East Half of the Southwest Quarter of Section 5, Township 116 North, Range 29 West, also known as Lot 37 of Auditors Plat of the West Half of said Section 5,**

**Except all that part of the Northeast Quarter of the Northeast Quarter of the Southwest Quarter of Section 5, Township 116 North, Range 29 West of the 5<sup>th</sup> Principal Meridian lying South of the right of way of the Great Northern Railway Company and Easterly of a line parallel with and distant 30 feet Westerly from**

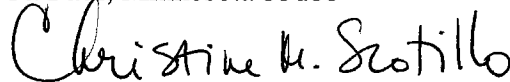
the center line of the Westerly leg of the wye and tail tract of the Great Northern Railway Company as now located and established, said center line being described as follows: Beginning at a point in the center line of the main tract of the Railway of the Great Northern Railway Company as now located and constructed distant 501.4 feet Westerly measured along said center line, from the North and South Quarter line of said Section 5; thence Southeasterly along a 7 degree 30 minute curve to the right through an angle of 7 degrees 30 minutes a distance of 100 feet to a point; thence southeasterly along a 12 degree 30 minute curve to the right through an angle of 78 degrees 45 minutes a distance of 630 feet to a point; thence Southeasterly along a 3 degree 45 minute curve to the right through an angle of 3 degrees 45 minutes a distance of 100 feet to a point; thence Southerly tangent to said 3 degree 45 minute curve a distance of 145 feet more or less to the south line of said Northeast Quarter of the Northeast Quarter of the Southwest Quarter of Section 5, and excepting right of way of Great Northern Railway Company.

is withdrawn, the continued hearing in this matter is canceled, and MBA Docket A-7050

Hutchinson is closed without prejudice.

Dated this 9<sup>th</sup> day of December, 2004.

For the Director  
658 Cedar Street - Room 300  
St. Paul, Minnesota 55155



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments