

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Buffalo from Buffalo Township
(MBAU Docket A-7952)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On April 20, 2015, the city of Buffalo (City) adopted Ordinance Number 19.15 (Ordinance) annexing certain real property (Property) owned by Wright County and Mary and Howard Bremmer legally described as follows:

Property 1: PID 202-000-173204

That part of the NW 1/4 of the NW 1/4, Government Lot 2, and of Government Lot 3, all in Section 17, Township 120, Range 25, Wright County, Minnesota, described as follows:

Beginning at the southwest corner of said Government Lot 3; thence N 0°13'42" E on an assumed bearing, along the west line of the NW 1/4 of said Section 17, a distance of 1719.60 feet; thence S 82°34'57" E a distance of 1549.97 feet to the northwesterly right of way line of Minnesota Highway Number 25; thence S 41°10'52" W, along said right of way line, a distance of 1263.09 feet; thence southwesterly, along said right of way line, on a tangent curve, concave southeasterly having a radius of 7714.44 feet and a central angle of 4°22'28" a distance of 588.98 feet; thence S 63°26'51" W, along said right of way line, not tangent to the last said curve, a distance of 178.18 feet; thence S 89°32'32" E, along said right of way line, a distance of 100.00 feet; thence southwesterly, along said right of way line, on a curve not tangent to the last described line, concave southeasterly, having a radius of 7714.44 feet (the chord bears S 35°54'49" W 40.51 feet) a distance of 40.51 feet to the south line of said Government Lot 3; thence N 89°32'32" W, along said south line, a distance of 258.52 feet to the point of beginning, subject to road easements along the south and west lines thereof.

Exception A:

That part of the NW 1/4 of the NW 1/4, Government Lot 2, and Government Lot 3, all in Section 17, Township 120, Range 25, Wright County, Minnesota, described as follows:

Commencing at the southwest corner of said Government Lot 3; thence N 0°13'42" E on an assumed bearing, along the west line of the NW 1/4 of said Section 17, a distance of 1719.60 feet; thence S 82°34'57" E a distance of 954.56 feet to the actual point of beginning; thence continue S 82°34'57" E a distance of 595.41 feet to the northwesterly right of way line of Minnesota State Highway Number 25;

thence S 41°10'52" W, along said right of way line, a distance of 763.09 feet; thence N 82°34'57" W a distance of 91.29 feet; thence N 0°13'42" E a distance of 639.41 feet to the point of beginning.

Exception B:

That part of Government Lot 3, Section 17, Township 120, Range 25, Wright County, Minnesota, that lies northwesterly of the northwesterly right of way line of Minnesota State Highway Number 25 and southerly of the following described line: Commencing at the southwest corner of said Government Lot 3; thence northerly along the west line of said Government Lot 3 a distance of 571.68 feet to the actual beginning of the line to be described; thence easterly, deflecting 90°00' to the right a distance of 709.91 feet to the northwesterly right of way line of said Minnesota State Highway Number 25 and said line there terminating. Subject to the right of way of a township road along the west line of said Government Lot 3 and subject to the right of way of Wright County Road Number 138 along the south line of said Government Lot 3.

Property 2: PID 202-000-172203

That part of the Northwest Quarter of Section 17, Township 120, Range 25, Wright County, Minnesota, described as follows: Commencing at the Southwest corner of the Northwest Quarter of said Section 17; thence North 00 degrees 13 minutes 42 seconds East, assumed bearing, along the west line of said Section 17, a distance of 1719.60 feet to the south line of a tract recorded in Book 299 of Deeds page 7; thence South 82 degrees 34 minutes 57 seconds East, along the south line, a distance of 501.14 feet to the east line of the West 497.2 feet thereof, as measured along the North line of said Section 17; thence continue South 82 degrees 34 minutes 57 seconds East 491.12 feet to the point of beginning of the tract to be described; thence continue South 82 degrees 34 minutes 57 seconds East, along said south line, a distance of 558.22 feet to the Northwest right of way line of Minnesota State Highway 25, as occupied by the State of Minnesota in Final Certificate recorded in Book 254 of Deeds on pages 163 to 189; thence North 41 degrees 10 minutes 22 seconds East along said right of way, a distance of 327.57 feet; thence North 83 degrees 59 minutes 04 seconds West, a distance of 772.42 feet; thence South 00 degrees 13 minutes 42 seconds West, a distance of 255.45 feet to the actual point of beginning.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to Minn. Stat. § 414.036 (2014), the City will reimburse Buffalo Township (Township) as stated in Ordinance Number 19.15. There are no special assessments or debt incurred by the Township on the Property for which reimbursement is required.

Dated: October 22, 2015

s/Tammy L. Pust

TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Wright 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.