

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of  
Certain Real Property to the City of  
Barnesville from Humboldt Township  
(MBAU Docket A-8271)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On February 10, 2020, the City of Barnesville (City) adopted Ordinance No. 2020-05 (Ordinance) annexing certain real property (Property) from Humboldt Township (Township) legally described as follows:

**Tract A**

That part of the Southwest Quarter in Section 29, Township 137 North, Range 45 West of the Fifth Principal Meridian in Clay County, Minnesota described as follows:

Commencing at a found iron monument which designates the west quarter corner of said Section 29; thence South 01 degree 57 minutes 40 seconds East on a record bearing along the west line of said Section 29 for a distance of 173.00 feet to the northwest corner of a tract annexed to the City of Barnesville by Ordinance Number 2019-01 and recorded as Document Number 794560 on file and of record in the office of the Clay County Recorder, said point also being the southwest corner of DEL ACRES GILBERTSON SECOND ADDITION, said plat is on file and of record in the Office of said Recorder; thence North 89 degrees 09 minutes 17 seconds East along the north line of said tract of land and along the south line of said DEL ACRES GILBERTSON SECOND ADDITION for a distance of 100.00 feet to the northeast corner of said tract of land annexed to the City of Barnesville, said point also being on the south line of a tract of land annexed to the City of Barnesville by Ordinance Number 2015-09 and recorded as Document Number 748443 on file and of record in the Office of said Recorder, said point is the point of beginning; thence continuing North 89 degrees 09 minutes 17 seconds East along the south line of said DEL ACRES GILBERTSON SECOND ADDITION and along the south line of said tract of land annexed to the City of Barnesville by Ordinance Number 2015-09 for a distance of 1384.28 feet; thence South 01 degree 58 minutes 14 seconds East for a distance of 1105.21 feet; thence South 89 degrees 09 minutes 17 seconds West parallel with the south line of said DEL ACRES GILBERTSON SECOND ADDITION for a distance of 1408.91 feet to the easterly line of said tract of land annexed to the City of Barnesville by Ordinance Number 2019-01; thence North 00 degrees 41 minutes 35 seconds West along

said easterly line for a distance of 1105.00 feet to the point of beginning. The above described tract contains 35.43 acres.

SUBJECT TO easements, restrictions, and reservations of record, if any.

**Tract B**

That part of the Southwest Quarter in Section 29, Township 137 North, Range 45 West of the Fifth Principal Meridian in Clay County, Minnesota described as follows:

Commencing at a found iron monument which designates the west quarter corner of said Section 29; thence South 01 degree 57 minutes 40 seconds East on a record bearing along the west line of said Section 29 for a distance of 173.00 feet to the southwest corner of a tract annexed to the City of Barnesville by Ordinance Number 2015-09 and recorded as Document Number 748443 on file and of record in the office of the Clay County Recorder, said point also being the southwest corner of DEL ACRES GILBERTSON SECOND ADDITION, said plat is on file and of record in the Office of said Recorder; thence North 89 degrees 09 minutes 17 seconds East along the south line of said DEL ACRES GILBERTSON SECOND ADDITION and along the south line of said tract of land annexed to the City of Barnesville by Ordinance Number 2015-09 for a distance of 1817.07 feet to the point of beginning; thence continuing North 89 degrees 09 minutes 17 seconds East along the south line of said tract of land annexed to the City of Barnesville by Ordinance Number 2015-09 for a distance of 360.00 feet to the southeast corner of said of said tract of land annexed to the City of Barnesville by Ordinance Number 2015-09; thence South 01 degree 58 minutes 14 seconds East for a distance of 181.00 feet; thence South 89 degrees 09 minutes 17 seconds West parallel with the south line of said DEL ACRES GILBERTSON SECOND ADDITION for a distance of 360.00 feet; thence North 01 degree 58 minutes 14 seconds West for a distance of 181.00 feet to the point of beginning. The above described tract contains 1.50 acres.

SUBJECT TO easements, restrictions, and reservations of record, if any.


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

**ORDER**

1. Pursuant to Minn. Stat. § 414.033 (2018), 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 the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2018), the City will reimburse the Township \$147.50 as stated in the Ordinance.

4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: June 5, 2020

  
JESSICA A. PALMER-DENIG  
Administrative Law Judge

### NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Clay 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.