

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Braham from Stanchfield Township
(MBAU Docket A-8284)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On August 13, 2020, the City of Braham (City) adopted Ordinance No. 291 (Ordinance); and on September 1, 2020, adopted Ordinance No. 291 Amending Ordinance No. 291 (Amending Ordinance) annexing certain real property (Property) from Stanchfield Township (Township) legally described as follows:

That part of Southwest Quarter of Southwest Quarter (SW 1/4 of SW 1/4) of Section One (1), Township Thirty-seven (37), Range Twenty-three (23), described as follows, to-wit: Commencing at the Southwest corner of said SW 1/4 of SW 1/4; thence East along the Section line 248 feet for the actual point of beginning of the tract to be herein described; thence North parallel with the West Section line, 330 feet; thence East parallel with the South Section line, 222 feet; thence South parallel to the West Section line 330 feet and to the South Section line; thence West along the South Section line 222 feet to the point of actual beginning and there to terminate. Subject to road easements, Northwestern Bell Telephone Company cable easement and the usual railway reservations of record, Isanti County, Minnesota.

[Owner: Robert J. Brabec and Dolores J. Brabec; Street Address: 4251 413th Avenue Northeast, Braham, MN 55006; Parcel Identification Number (PIN): 11.001.1000; 1.68 acres]

That part of the West half of the Northwest Quarter of Section 12, Township 37, Range 23, Isanti County, Minnesota described as follows: Commencing at the Northwest corner of said West Half of the Northwest Quarter; thence easterly along the North line of the West Half of the Northwest Quarter a distance of 275.00 feet; thence continue easterly along said North line a distance of 275.00 feet; thence southerly and parallel with the West line of said West Half of the Northwest Quarter a distance of 475.37 feet; thence westerly and parallel with said North line a distance of 275.00 feet; thence northerly parallel with said West line a distance of 475.37 feet to the point of beginning, Isanti County, Minnesota.

[Owner: Randall W. Plageman and Michelle C. Plageman; Street Address: 4242 413th Avenue Northeast, Braham, MN 55006; PIN: 11.012.1001; 3.00 acres]

That part of the Southwest Quarter of the Southwest Quarter (SW 1/4 of SW 1/4) of Section One (1), Township Thirty-seven (37), Range Twenty-three (23), described as follows to-wit: Commencing at the Southwest corner of said SW 1/4 of SW 1/4, thence East along the Section line, a distance of 198 feet; thence North parallel with the West Section line, a distance of 20 rods; thence West parallel with the South Section line, a distance of 198 feet to the West Section line; thence South along the West Section line to the point of beginning and there to terminate. Subject to road easements and North-western Bell Telephone Company cable easement, Isanti County, Minnesota.

[Owner: Jade Simons; Street Address: 4213 413th Avenue Northeast, Braham, MN 55006; PIN: 11.001.0800; 1.50 acres]

That part of the Southwest Quarter of Southwest Quarter (SW 1/4 of SW 1/4) of Section One (1), Township Thirty-seven (37), Range Twenty-three (23), described as follows: Commencing at the Southwest corner of the SW 1/4 of SW 1/4; thence East along the Section line a distance of 198 feet for point of beginning; thence North and parallel with the West Section line a distance of 330 feet; thence East and parallel with the South Section line a distance of 50 feet; thence South and parallel with the West Section line a distance of 330 feet and to the South Section line; thence West 50 feet to point of beginning and there to terminate, Isanti County, Minnesota.

[Owner: Dennis J. Miron and Jean A. White; 4229 413th Avenue Northeast, Braham, MN 55006; PIN: 11.001.0700; 0.38 acres]

That part of the Southwest Quarter of the Southwest Quarter (SW 1/4 of SW 1/4) of Section One (1), Township Thirty-seven (37), Range Twenty-three (23), described as follows to-wit: Commencing at the Southwest corner of said SW 1/4 of SW 1/4 thence East along the Section line for a distance of 470 feet to the point of beginning of the parcel to be herein described; thence North and parallel to the West Section line a distance of 330 feet; thence East and parallel to the South Section line a distance of 190 feet; thence South and parallel to the West Section line a distance of 330 feet to the South Section line; thence West along said South Section line a distance of 190 feet to the point of beginning and there to terminate, Isanti County, Minnesota.

[Owner: Trevor White and Stephanie White; 4275 413th Avenue NE, Braham, MN 55006-3203; PIN: 11.001.0900; 1.44 acres]

EXCEPT all land which has previously been annexed into the city.

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

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2020), the Ordinance and Amending


Ordinance are deemed adequate in all legal respects and properly support this Order.

2. Pursuant to the terms of the Ordinance, the Amending Ordinance, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to Minn. Stat. § 414.036 (2020), the City will reimburse the Township \$542.16 each year for two years 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: September 4, 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 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Isanti 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.