

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Breckenridge from Breckenridge
Township (MBAU Docket A-8324)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On February 16, 2021, the City of Breckenridge (City) adopted Ordinance No. 515 (Ordinance) annexing certain real property (Property) from Breckenridge Township (Township) legally described as follows:

The Northwest Quarter of the Southwest Quarter of Section 10, Township 132 North, Range 47 West of the Fifth Principal Meridian, Wilkin County, Minnesota, described as follows:

Beginning at the southeast corner of said Northwest Quarter of the Southwest Quarter of Section 10; thence on an assumed bearing of North 89 degrees 56 minutes 47 seconds West on and along the south line of said Northwest Quarter of the Southwest Quarter of Section 10 a distance of 183.47 feet to its intersection with the northerly right of way line of Trunk Highway No. 75; thence on and along said northerly right of way line on a 1029.93 foot radius curve that is concave to the south, a chord bearing of North 75 degrees 53 minutes 10 seconds West a chord distance of 288.241 feet; thence North 0 degrees 15 minutes 41 seconds West a distance of 219.04 feet to the southerly right of way line of the Burlington Northern Inc. (formerly Northern Pacific) railroad; thence North 89 degrees 52 minutes 50 seconds East on and along said southerly right of way line of the Burlington Northern Inc. railroad a distance of 462.69 feet to the east line of the Northwest Quarter of the Southwest Quarter of Section 10; thence South 0 degrees 15 minutes 41 seconds East on and along the said east line of the Northwest Quarter of the Southwest Quarter of Section 10 a distance of 290.47 feet to the point of beginning. Tract contains 2.81 acres, more or less.

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

ORDER


1. Pursuant to Minn. Stat. § 414.033 (2020), 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 (2020), no reimbursement shall be made by the City to the Township.

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: March 25, 2021


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 Wilkin 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.