

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE PETITION FOR )  
THE DETACHMENT OF CERTAIN LAND ) FINDINGS OF FACT  
FROM THE CITY OF BUTTERFIELD ) CONCLUSIONS OF LAW  
PURSUANT TO MINNESOTA STATUTES 414 ) AND ORDER  
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The detachment petition of the property owners along with a supporting resolution from the City of Butterfield was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On January 17, 2012, the Chief Administrative Law Judge or authorized designee reviewed the detachment petition and supporting city resolution which was duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on December 13, 2011.

2. The petition and city resolution contained all the information required by statute including a description of the territory proposed for detachment, which is as follows:

The East Fifteen (15) acres of the East on-half (E1/2) of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) in Section Twenty-seven (27), Township One Hundred-Six (106), Range Thirty-three (33) in Watonwan County Minnesota (said land is located East of the East line of Third Street in Butterfield).

The North One-half (N1/2) of the Southwest Quarter (SW1/4) south of Blocks Sixty-two (62) and Sixty-three (63) in Armstrongs Addition to Butterfield, in Section Twenty-seven (27), Township One Hundred-six (106), Range Thirty-three (33), containing Four and One-half (4 ½) acres.

and

Block Sixty-three (63) in Armstrongs Addition to the Village of Butterfield, Watonwan County, Minnesota.

Less the following land (sold to Watonwan County for the purpose of highway

construction) pursuant to MSA 287.22

The part of Block 63, Armstrong's Addition to Butterfield and the East Half of the Southwest Quarter of Section 27, Township 106 North, Range 33 West, shown as Parcel 26 on Minnesota Department of Transportation Right of Way Plat Numbered 83-18 as the same as on file and of record in the office of the County Recorder in and for Watonwan County, Minnesota;

Containing 3.30 acres, more or less, in the unplatted portion.

3. The area proposed for detachment is situated within the City of Butterfield and abuts the common boundary between the city and Butterfield Township, Watonwan County.
4. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
5. The area proposed for detachment is approximately 17.93 acres and needs no municipal improvements.

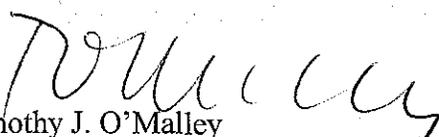
#### CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Chief Administrative Law Judge or authorized designee detaching the area described herein.

#### ORDER

1. The property described in Findings of Fact 2 is detached from the City of Butterfield and made a part of Butterfield Township, the same as if it had originally been made a part thereof.

Dated this 17<sup>th</sup> day of January, 2012.

  
Timothy J. O'Malley  
Assistant Chief Administrative Law Judge  
Municipal Boundary Adjustment Unit