

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Detachment of Certain  
Real Property from the City of Benson to  
Torning Township (MBAU Docket D-595)

**ORDER APPROVING  
DETACHMENT**

On or about July 10, 2018, a Property Owner Petition for Detachment (Petition for Detachment) was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2016), of approximately 35 acres of certain real property (Property) from the City of Benson (City) legally described as follows:

Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ), Section Six (6), Township One Hundred Twenty-one (121), Range Thirty-nine (39), subject to highway easements of record, AND EXCEPTING that part of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$  described as: Beginning at the Northwest corner of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ; thence Southerly along the West side of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$  a distance of eight hundred fifteen feet (815') to the center of Judicial Ditch No. 19; thence Northeasterly along the centerline of said Judicial Ditch No. 19 to the North line of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ; thence Westerly along the North line of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$  to place of beginning, Swift County, Minnesota.

On July 16, 2018, the City adopted Resolution 2018-11 supporting the Petition for Detachment. No resolution was received from the Torning Town Board.

Based upon a review of the Petition for Detachment, City Resolution 2018-11, and finding that the detachment would be in the best interests of the Property, the Chief Administrative Law Judge makes the following:

**ORDER**

1. Pursuant to Minn. Stat. § 414.06, the Petition for Detachment and City Resolution 2018-11 are deemed adequate in all legal respects and found to properly support this Order.

2. Pursuant to this Order, the Property is **DETACHED** from the City of Benson.

Dated: July 25, 2018



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TAMMY L. PUST  
Chief Administrative Law Judge

## **NOTICE**

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Swift 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.