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By: OAH on April 25, 2022

IN THE MATTER OF THE PETITION FOR DETACHMENT OF
CERTAIN LAND FROM THE CITY OF SAUK CENTRE MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.06

TO: Office of Administrative Hearings
Municipal Boundary Adjustment Unit
P. O. Box 64620
St. Paul, MN 55164-0620

Pursuant to the 2012 amendment to Minn. Stat. § 414.06, the petitioner(s) shall also provide a copy of this petition to:

- 1) the city from which the land may be detached;*
- 2) all property owners who have not signed this petition;*
- 3) the clerk of the town to which the property may be attached if granted;*
- 4) the clerk of any other abutting town or city; and*
- 5) the county recorder in the county in which the land is located.*

PETITIONERS STATE: The number of petitioners required by Minnesota Statutes § 414.06, Subd. 1, to commence this proceeding is: all of the property owners if the area is less than 40 acres; or 75% or more of the property owners in number if the area is more than 40 acres.

It is hereby requested by:

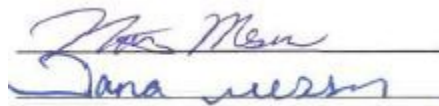
 X all of the property owners, the area is less than 40 acres; or
 75% or more of the property owners, the area is more than 40 acres;
to detach certain properties described herein from the City of Sauk Centre and make a
part of the Township of Sauk Centre.

1. There are 2 property owners in the area proposed for detachment.
2. 2 property owners have signed this petition. (If the land is owned by both the husband and wife, both must sign the petition to represent all owners.)
3. The property is situated within the City of Sauk Centre, abuts the municipal boundary, and is located in the County of Stearns.
The petitioned area abuts on the city's N S E W (circle one) boundary(ies).

4. The property proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
5. The reason detachment is requested is the property is separated from the City by the freeway and municipal utilities are not available to the property. The property is Ag in nature which is consistent with the adjoining township properties. Property to be ultimately platted and attached to adjacent farmstead currently located in the Township.
6. Summarize what efforts were taken prior to filing this petition to resolve the issues: Discussions with City officials on availability of utilities. Also discussions on zoning for Ag purposes. Separate action to annex property located on City side of freeway to occur simultaneously.
7. The number of acres in the property proposed for detachment is 22.70 and is described as follows:

Attached as Exhibit A.
8. The number and character of buildings on said property is: None
9. The number of residents in the area proposed for detachment is 0
(The number of residents is not necessarily the same as number of owners.)
10. Public improvements on said property are: None

Date: 12/15/2021



Property Owners
Nathan Messer
Jana Messer

EXHIBIT

Detachment Legal Description

That part of the Northwest Quarter of the Northwest Quarter of the Northwest Quarter and that part of the Northeast Quarter of the Northwest Quarter of the Northwest Quarter Section 16, Township 126 North, Range 34 West, Stearns County, Minnesota and that part of the Southwest Quarter of the Southwest Quarter of the Southwest Quarter and that part of the Southeast Quarter of the Southwest Quarter of the Southwest Quarter, Section 9, Township 126 North, Range 34 West, Stearns County, Minnesota lying southerly and westerly of the southwesterly right of way line of Interstate Highway No. 94.

LESS AND EXCEPT:

PART I: Beginning at the Northwest corner of said Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$); thence running East 16 rods; thence South ten (10) rods; thence West sixteen (16) rods; thence North ten (10) rods to the point of beginning.

PART II: Beginning at the point where the North line of the said Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) intersect the Southwesterly boundary line of Interstate Highway No. 94 which is the point of beginning; thence Westerly along said North line to a point 16 rods East of the Northwest corner of the said Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$); thence South ten (10) rods; thence East parallel to the said North line to the Southwesterly boundary line of said Interstate Highway No. 94; thence Northwesterly along said Southwesterly boundary line to the point of beginning.

All in Section Nine (9), in Township One Hundred Twenty-six (126), Range Thirty-four (34), Stearns County, Minnesota.

(The tract contains 22.70 acres more or less).

