

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Detachment of
Certain Real Property from the City
of Barnesville to Humboldt Township
(MBAU Docket D-661)

**ORDER APPROVING
DETACHMENT**

On May 9, 2024, a Petition for Detachment (Petition for Detachment) was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2022), of certain real property (Property) from the City of Barnesville (City) legally described as follows:

That part of the Northwest Quarter of the Northwest Quarter of Section 29, Township 137 North, Range 45 West of the Fifth Principal Meridian, Clay County, Minnesota, described as follows:

COMMENCING at the Northwest Corner of the Northwest Quarter of said Section 29; thence South 01°58'14" East (assumed bearing) along the westerly line of the Northwest Quarter of said Section 29, for a distance of 535.05 feet; thence North 89°08'19" East for a distance of 50.01 feet to the southwest corner of a tract of land described in Book 253 of Deeds, Page 297, on file at the Clay County Recorder's Office; thence North 89°08'19" East, along the southerly line of a tract of land described in said Book 253 of Deeds, Page 297, for a distance of 250.00 feet to the southeast corner of a tract of land described in said Book 253 of Deeds, Page 297 and the TRUE POINT OF BEGINNING; thence North 01°58'14" West, along the easterly line of a tract of land described in said Book 253 of Deeds, Page 297, for a distance of 94.28 feet; thence South 76°56'28" East for a distance of 42.61 feet; thence South 01°58'14" East for a distance of 84.02 feet to a point of intersection with the southerly line of a tract of land described in Document No. 352812, on file at said Recorder's Office; thence South 89°08'19" West, along the southerly line of a tract of land described in said Document No. 352812, for a distance of 41.16 feet to the TRUE POINT OF BEGINNING. Said Tract of Land contains 0.084 acres, more or less, and is subject to easements as may be of record.

And

That part of the Northwest Quarter of the Northwest Quarter of Section 29, Township 137 North, Range 45 West of the Fifth Principal Meridian, in the City of Barnesville, Clay County, Minnesota, described as follows:

COMMENCING at the Northwest Corner of the Northwest Quarter of said Section 29; thence South 01°58'14" East (assumed bearing) along the westerly line of the Northwest Quarter of said Section 29, for a distance of 535.05 feet; thence North 89°08'19" East for a distance of 50.01 feet to the southwest corner of a tract of land described in Book 253 of Deeds, Page 297, on file at the Clay County Recorder's Office; thence North 89°08'19" East, along the southerly line of a tract of land described in said Book 253 of Deeds, Page 297, for a distance of 250.00 feet to the southeast corner of a tract of land described in said Book 253 of Deeds, Page 297, said corner being the southwest corner of a tract of land described in Document No. 352812, on file at said Recorder's Office; thence continue North 89°08'19" East, along the southerly line of a tract of land described in said Document No. 352812, for a distance of 41.16 feet to the TRUE POINT OF BEGINNING; thence continue North 89°08'19" East, along the southerly line of a tract of land described in said Document No. 352812, for a distance of 473.74 feet to a point of intersection with the westerly line of a tract of land described in Document No. 735739, on file at said Recorder's Office; thence North 02°06'30" West, along the westerly line of a tract of land described in said Document No. 735739, for a distance of 84.03 feet; thence South 89°08'19" West for a distance of 473.53 feet; thence South 01°58'14" East for a distance of 84.02 feet to the TRUE POINT OF BEGINNING. Said Tract of Land contains 0.913 acres, more or less, and is subject to easements as may be of record.

On February 9, 2021, the City adopted a resolution (City Resolution) supporting the Petition for Detachment. On May 6, 2024, the Humboldt Town Board (Township) adopted a resolution (Township Resolution) supporting the Petition for Detachment. The City Resolution and Township Resolution were received by the Office of Administrative Hearings on May 9, 2024.


Based upon a review of the Petition for Detachment, the City Resolution, and the Township Resolution, the Administrative Law Judge makes the following:

ORDER

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

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

Dated: May 15, 2024


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Clay 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 (2023). However, no request for amendment shall extend the time of appeal from this Order.