

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF BUFFALO)
AND THE TOWN OF BUFFALO PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Buffalo and the Town of Buffalo; and

WHEREAS, a resolution was received from the City of Buffalo requesting that certain property be annexed to the City of Buffalo pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge.

WHEREAS, on May 11, 2006, the Chief Administrative Law Judge reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Buffalo, Minnesota, the same as if

it had originally been made a part thereof:

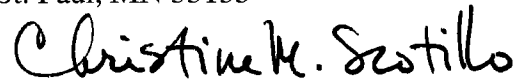
The Southwest Quarter of the Southwest Quarter of Section 21. Also the northerly 65 feet of the Northwest Quarter of the Northwest Quarter of Section 28. Also the easterly 33 feet of the Southeast Quarter of the Southeast Quarter of Section 20. And the Right of Way of CSAH 35 and CR 134 as shown on the Wright County Highway Right of Way Plat No. 37. All of said land is located in Township 120, Range 25, Wright County, Minnesota. Containing 45.64+- Acres.

Dated this 11th day of May, 2006.

For the Chief Administrative Law Judge

658 Cedar Street - Room 300

St. Paul, MN 55155



Christine M. Scotillo

Executive Director

Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1002-7, the Chief Administrative Law Judge finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

Once jurisdiction is conferred by submission of this agreement to this office, it cannot be taken away by written consent of the parties. Jurisdiction ends when all the designated area is annexed. The issue whether jurisdiction could be "given back" by the Chief Administrative Law Judge upon written request of the parties to the agreement to mutually end their agreement has not been addressed.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

Cws