

OA-1089-1 Hinckley
City Signed Resolution 6-1-04
Town Signed Resolution 5-18-04

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

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

WHEREAS, as a result of local negotiations following a contested case proceeding, a joint resolution for orderly annexation was adopted by the City of Hinckley and the Town of Barry representing among other things, a resolution of contested issues contained in Municipal Boundary Adjustment (hereinafter "MBA") Docket A-7040; and

WHEREAS, said joint resolution requests that a portion of the property, previously the subject of MBA Docket A-7040, be designated for orderly annexation and immediately annexed to the City of Hinckley pursuant to M.S. 414.0325, Subd. 1; 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 of land pursuant to said subdivisions; and

WHEREAS, on October 7, 2004, the Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the property described is hereby annexed in accordance with the terms of the resolution to the City of Hinckley, Minnesota, the same as if it had originally been made a part thereof:

That part of the Northeast Quarter of Northeast Quarter ($NE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Nineteen (19), Township Forty-one (41), Range Twenty (20), described as follows: All that portion lying between the East line of the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}$ of $NE\frac{1}{4}$) of said Section Nineteen (19), Township Forty-one (41), Range Twenty (20), and a line parallel to said East line and twenty (20) feet West thereof; and,

All that part of the Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) lying North of the Grindstone River, Section Nineteen (19), Township Forty-one (41), Range Twenty (20); and,

South Half of the Northeast Quarter of Northeast Quarter ($S\frac{1}{2}$ of $NE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Nineteen (19), Township Forty-one (41), Range Twenty (20), less that portion of the $S\frac{1}{2}$ of $NE\frac{1}{4}$ of $NE\frac{1}{4}$ described as follows: All that portion lying between the East line of the $S\frac{1}{2}$ of $NE\frac{1}{4}$ of $NE\frac{1}{4}$ of said Section 19, Township 41, Range 20, and a line parallel to said East line and 20 feet West thereof.

Dated this 7th day of October, 2004.

For the Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-1089-1 Hinckley

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1089-1, the Director finds and makes the following comment:

This order constitutes the annexation of the entire designated area as described in OA-1089/OA-1089-1. Most of the terms and conditions of the joint resolution pertain to areas *not* designated by the parties for consideration in the joint agreement. In ordering the annexation of the designated area, the state makes no opinion as to how, or if, the rest of the agreement can be enforced.

Cms