

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation  
of Certain Real Property to the City of  
Dilworth from Moorhead Township  
(MBAU Docket OA-1421-1)

**ORDER APPROVING  
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Dilworth (City) on July 28, 2008, and Moorhead Township (Township) on September 9, 2008, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

Joint Resolution 22-06 (Joint Resolution to Annex), adopted by the City on January 24, 2022, and the Township on February 22, 2022, requests annexation of certain real property (Property) legally described as follows:

A parcel in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section Eleven (11), Township One Hundred Thirty-nine (139) North, Range Forty-Eight (48) West of the Fifth Prime Meridian, Clay County, Minnesota, described as follows: Beginning at the East  $\frac{1}{4}$  corner of said Section Eleven (11), which point may also be identified as the Southeast corner of Auditor's Outlot B-11 of Dilworth, which point is the beginning of the property conveyed; thence in Westerly direction along the quarter line of said Section Eleven (11) a distance of seven hundred fifteen (715) feet; thence in a southerly direction parallel with the East line of said Section Eleven (11) a distance of three hundred fifteen  $\frac{63}{100}$  (315.63) feet; thence in an Easterly direction parallel with the quarter line of said Section Eleven (11) a distance of seven hundred fifteen (715) feet to the East line of said Section Eleven (11); thence in a Northerly direction along the East line of said Section Eleven (11) a distance of three hundred fifteen and  $\frac{63}{100}$  (315.63) feet to the point of beginning and there termination, excepting therefrom the following described parcel, beginning at a point of the East line of said Section Eleven (11), Township One Hundred Thirty-nine (139) North, Range Forty-eight (48) West of the Fifth Prime Meridian, Clay County, Minnesota, which point is two thousand three hundred thirteen and  $\frac{89}{100}$  (2,313.89) feet north of the Southeast corner of said Section Eleven, this point being the true point of beginning of the excepted property; thence in a Westerly direction along a line bearing S 89°08'00" W a distance of seven hundred fifteen (715) feet; thence in a northerly direction along a line bearing N 00°42'00" W and parallel to the East line of said Section Eleven (11) a distance of two hundred thirteen (213.00) feet; thence in an Easterly direction along a line bearing N 89°08'00" E a distance of seven hundred fifteen (715) feet, more or less, to the point of intersection with the East line of said Section

Eleven (11); thence in a southerly direction on a line bearing S 00°42'00" E, which line is the East line of said Section Eleven (11) a distance of two hundred thirteen (213.00) feet, more or less, to the point of beginning and there terminating, subject to a forty-five (45) foot road easement along and parallel with the East line of said Section Eleven (11).

And

That part of the Northeast Quarter of the Southeast Quarter of Section Eleven, Township One Hundred Thirty-nine, Range Forty-eight, Clay County, Minnesota, described as follows, to-wit: Beginning at a point on the East line of Section Eleven, Township One Hundred Thirty-nine North, Range Forty-eight West of the Fifth Principal Meridian, said point being 2313.89 feet North of the Southeast corner of said Section Eleven; thence South 89°08'00" West a distance of 715.00 feet; thence North 00°42'00" West parallel to said East section line a distance of 213.00 feet; thence North 89°08'00" East a distance 715.00 feet, more or less, to a point of intersection with said East section line; thence South 00°42'00" East along said East section line a distance of 213.00 feet, more or less, to the point of beginning.

Based upon a review of the Joint Resolution to Designate and the Joint Resolution to Annex, the Administrative Law Judge makes the following:

#### ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2020), the Joint Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the Joint Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2020), the City shall reimburse the Township as stated in the Joint Resolution to Annex.

Dated: March 24, 2022

  
JESSICA A. PALMER-DENIG  
Administrative Law Judge

## **NOTICE**

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2020). 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.