

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Fosston from Brandsvold Township
(MBAU Docket OA-1879-1)

**ORDER APPROVING
ANNEXATION**

A Joint Resolution for Orderly Annexation (Joint Resolution), adopted by the City of Fosston (City) and the Brandsvold Town Board (Township) on December 11, 2023, requests the designation and immediate annexation of certain real property (Property) legally described as follows:


That part of the Southwest Quarter of the Southeast Quarter of Section 33, Township 148 North, Range 40 West of the 5th Principal Meridian, Polk County, Minnesota being further described as follows: Beginning at the Southwest Corner of the Southeast Quarter (SE1/4) of Section 33; thence N89°11'52"E on the south line of said SE1/4 a distance of 1,327.94 feet to the west line of the East Half of the Southeast Quarter (E1/2SE1/4); thence N00°21'17"W on said west line a distance of 33.00 feet; thence S89°59'22"W a distance of 1,327.97 feet to the west line of said SE1/4; thence S00°23'55"W on said west line a distance of 51.35 feet to the Point of Beginning AND That part of the East Half of the Southeast Quarter of Section 33, Township 148 North, Range 40 West of the 5th Principal Meridian, Polk County, Minnesota being further described as follows: The South 33.00 feet of the East Half of the Southeast Quarter (E1/2SE1/4), except that area already within the City of Fosston. Consisting of approximately 1.29 acres, more or less.

Based upon a review of the Joint Resolution, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2022), the Joint Resolution is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution 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 (2022), there will be no reimbursement from the City to the Township.

Dated: January 3, 2024


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 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Polk 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.