

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation  
of Certain Real Property to the City of  
Gibbon from Severance Township  
(MBAU Docket OA-1883-1)

**ORDER APPROVING  
ANNEXATION**

City Resolution No. 2024-04/Township Resolution No. 2024-A (Joint Resolution), adopted by the City of Gibbon (City) on January 16, 2024, and the Severance Town Board (Township) on January 8, 2024, requests the designation and immediate annexation of certain real property (Property) legally described as follows:

Parcel ID: 21.0204.000

Starting at Minnesota Highway #19 Right of Way at the Southwest Corner of the Southeast Quarter of Northeast Quarter (SE 1/4 NE 1/4) Section 2, Township 112, Range 31, Sibley County, Minnesota, as follows: 754 feet North along the West property line of the Southeast Quarter of Northeast Quarter (SE 1/4 NE 1/4); Thence East at right angles a distance of 250 feet; Thence South at right angles a distance of 754 feet; Thence West at right angles a distance of 250 feet to point of beginning.

AND

Parcel ID: 21.0203.000

All that part of the East Half of the Northeast Quarter of Section 2, Township 112 North, Range 31 West, Sibley County, Minnesota, lying northerly of the northerly right-of-way line of Minnesota Trunk Highway Number 19, as per MN/DOT Highway Right of Way Map 29-1 and southerly of the following described line: Commencing at the Northeast corner of said Section 2; thence South 00 degrees 39 minutes 11 seconds West an assumed bearing on the east line of said Northeast Quarter, a distance of 1186.90 feet to the point of beginning of the line to be described; thence South 89 degrees 37 minutes 35 seconds West, a distance of 1314.04 feet to the West line of said East Half of the Northeast Quarter and there terminating and excepting therefrom the following described tract of land: Starting at Minnesota Highway #19 Right of Way at the Southwest Corner of SE1/4 of the NE1/4 of Section 2, Township 112, Range 31, Sibley County, Minnesota, as follows: 754 feet North along the West property line of the SE 1/4 of the NE 1/4; thence East at right angles a distance of 250 feet; thence South at right angles a distance of 754 feet; thence West at right angles a distance of 250 feet to point of beginning.

AND

Parcel ID: 21.0101.020

All that part of the Northwest Quarter of Section 1, Township 112 North, Range 31 West, Sibley County, Minnesota, lying northerly of the northerly right-of-way line of Minnesota Trunk Highway Number 19, as per MN/DOT Highway Right of Way Map 29-1 and southerly and westerly of the following described line: Commencing at the Northwest corner of said Section 1; thence South 00 degrees 39 minutes 11 seconds West an assumed bearing on the west line of said Northwest Quarter, a distance of 1186.90 feet to the point of beginning of the line to be described; thence North 89 degrees 37 minutes 35 seconds East, a distance of 1511.02 feet; thence South 00 degrees 22 minutes 25 seconds East, a distance of 1213.22 feet to the north right of way line of said Minnesota Trunk Highway 19 and there terminating.

AND

Parcel ID: 21.0209.000

A parcel of land situated in the Northeast Quarter of the Southeast Quarter of Section Number Two (2), in Township Number One Hundred Twelve (112) North, of Range Number Thirty-one (31) West, Sibley County, Minnesota, more particularly described as follows:

Beginning at a point where the South line of Second Street (now 11<sup>th</sup> Street) in the Village, now City of Gibbon, Minnesota, extended East intersects the West line of the Northeast Quarter of the Southeast Quarter of Section Number Two (2) in Township Number One Hundred Twelve (112) North, of Range Number Thirty-one (31) West, Sibley County, Minnesota; thence due East on said South line a distance of Four Hundred Fifty (450) feet; thence due South parallel with and Four Hundred Fifty (450) feet distant from the said West line of the said Northeast Quarter of the Southeast Quarter to a point Fifty (50) feet distant from the Northerly boundary line of the Right-of-Way of the Minneapolis and St. Louis Railway Company; thence Westerly parallel with and Fifty (50) feet distant from the said Northerly boundary line of the said Right-of-Way to a point where intersection is made with the said West line of the said Northeast Quarter of the Southeast Quarter and thence due North on said West line of the said Northeast Quarter of the Southeast Quarter to and terminating at the given point of beginning.

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), the City will reimburse the Township in accordance with the terms of the Joint Resolution.

Dated: February 29, 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 Sibley 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.