

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Benson from Torning Township
(MBAU Docket OA-836-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Benson (City) on March 25, 2002 and Torning Township (Township) on March 18, 2002, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

The City and Township adopted a joint resolution (Joint Resolution to Annex) on November 21, 2016, requesting annexation of certain real property (Property) legally described as follows:

The East Half of the Northeast Quarter (E 1/2 NE 1/4) of Section Five (5), Township One Hundred Twenty-one (121), Range Thirty-nine (39), excepting therefrom a tract of land described as follows: Commencing at the SE corner of the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) of Section Five (5), thence running West Thirty-two (32) rods, thence running North Twenty-five (25) rods, thence running East Thirty-two (32) rods, thence running South Twenty-five (25) rods to the place of beginning.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325, the Joint Resolution to Annex adopted on November 21, 2016, 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. As there is no taxable property with the Property, the provisions of Minn. Stat. § 414.036 (2016) are not applicable.

Dated: February 3, 2017



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Swift 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 (2015). However, no request for amendment shall extend the time of appeal from this Order.