

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE PETITION FOR THE )  
ANNEXATION OF CERTAIN LAND TO THE ) NOTICE OF  
CITY OF ELYSIAN PURSUANT TO MINNESOTA ) RECONVENED HEARING  
STATUTES 414 )  
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The evidentiary hearing concerning this Petition will reconvene on Thursday September 10, 2009, beginning at 10 a.m. in the Council Chambers at the Elysian City Hall, 110 W Main Street, Elysian, Minnesota. The hearing will be before Administrative Law Judge Manuel Cervantes. This is a continuation of the first hearing in this matter held on December 3, 2008.

The only formal parties to this proceeding to date are the City of Elysian; Elysian Township; Attorney for the City of Elysian, Jason Moran; and Attorney for Elysian Township, Robert Ruppe. The City has petitioned the State for authority to annex certain land.

All other persons interested in this matter may submit written data, statements or arguments by mail or e-mail to the Administrative Law Judge. All public comments must be post-marked, faxed, emailed, or delivered by September 10, 2009.

The hearing will be conducted pursuant to the procedure set out in Minn. Rules, Chapter 6000 as supplemented by Minnesota Rules 14.57 - 14.62. A copy of the Rules may be purchased from the Minnesota Bookstore, telephone: 651-297-3000. The Rules are also located on the Internet at [www.revisor.leg.state.mn.us](http://www.revisor.leg.state.mn.us).

The property proposed for annexation is described as follows:

Commencing at the southeast corner of the northeast quarter of section 35-109-24 west, thence north approximately 625 feet to the Lake Tustin south shoreline to the point of beginning, thence north along the east boundary line of section 35 approximately 1,235 feet to the north shore of Lake Tustin, thence a northwesterly direction following the shoreline of Lake Tustin and the City of Elysian's city boundary in a counterclockwise direction to the point of beginning, and containing approximately 74 acres of lake water body area.

And

Commencing at the southwest corner of the northwest quarter of section 35-109-24 west, thence north approximately 74 feet to the Lake Francis south shoreline to the point of beginning, thence north along the west boundary line of section 35 approximately 972 feet to the north shore of Lake Francis, thence a northeasterly direction following the shoreline of Lake Francis and the City of Elysian's boundary in a clockwise direction to the point of beginning, and containing approximately 83.6 acres of lake water body area.

Following the close of the hearing, the Chief Administrative Law Judge will issue a written final decision pursuant to Minnesota Statutes, Chapter 414 and the January 22, 2009 referral from Municipal Boundary Adjustments.

Any questions concerning the proposed annexation can be directed to Manuel Cervantes, Administrative Law Judge, at 651-361-7945, or Patricia Nusbaum, Elysian City Clerk, at 507-267-4708.

For special accommodations, please contact the Office of Administrative Hearings, at (651) 361-7900; or Greater Minnesota TTY 1-800-627-3529.

Dated this 28<sup>th</sup> day of July, 2009.

For the Chief Administrative Law Judge  
P. O. Box 64620  
St. Paul, Minnesota 55164-0620



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments