

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain
Real Property to the City of Adrian from
Olney and Westside Townships
(MBAU Docket A-7971)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On November 23, 2015, the city of Adrian (City) adopted Ordinance Number 80 (Ordinance) annexing certain real property (Property) owned by the City legally described as follows:

Housing Subdivision Land: That part of the South Half of the Northwest Quarter (S1/2NW1/4) of Section Nineteen (19), Township 102 North, Range 42 West of the 5th P.M., Nobles County, Minnesota, described as follows: Commencing at the West Quarter Corner of said Section 19; thence North 02°07'27" East along the west line of the S1/2NW1/4 of said Section 19 for a distance of 63.89 feet to the Point of Beginning; thence continuing North 02°07'27" East along said west line for a distance of 360.00 feet to the Southwest Corner of a tract described in Doc. No. 242171 (said Doc. No. 242171 being recorded in the Nobles County Recorder's Office, Nobles County, MN); thence South 87°52'33" East along the south line of said tract for a distance of 398.79 feet to the Southeast Corner of said tract; thence North 02°27'27" East along the east line of said tract for a distance of 273.08 feet to the Northeast Corner of said tract and to the Southeast Corner of a tract described in Doc. No. 242172 (said Doc. No. 242172 being recorded in the Nobles County Recorder's Office, Nobles County, MN); thence North 02°07'27" East along the east line of said tract for a distance of 150.44 feet to the Northeast Corner of said tract; thence North 88°37'47" West along the North line of said tract for a distance of 85.82 feet to the Southeast Corner of a tract described in Doc. No. 275368 (said Doc. No. being recorded in the Nobles County Recorder's Office, Nobles County, MN); thence North 01°17'56" East along the east line of said tract for a distance of 109.46 feet to the Northeast Corner of said tract and to the south line of Spartz Addition to the City of Adrian, Nobles County, Minnesota; thence South 88°42'04" East along said south line for a distance of 394.64 feet to the Southeast Corner of Said Spartz Addition; thence North 02°07'27" East along the east line of said Spartz Addition for a distance of 370.04 feet to the Northeast Corner of said Spartz Addition and the north line of the S1/2NW1/4 of said Section 19; thence South 88 42'04" East along said north line for a distance of 728.92 feet; thence South 01°17'56" West for a distance of 33.00 feet; thence South 60° 19'00"

West for a distance of 264.99 feet; thence South 58°29'14" West for a distance of 123.94 feet; thence South 46°35'07" West for a distance of 91.22 feet; thence South 31°28'09" West for a distance of 125.05 feet; thence South 24°39'34" West for a distance of 168.19 feet; thence South 01°56'13" West for a distance of 89.74 feet; thence South 10°34'55" East for a distance of 325.70 feet; thence South 21°57'24" East for a distance of 109.51 feet; thence South 35°54'50" East for a distance of 253.74 feet; thence North 87°52'33" West for a distance of 1,190.25 feet to the Point of the Beginning.

Adrian Well Field: That part of the Northwest Quarter (NW 1/4) of Section Eighteen (Sec. 18), Township One Hundred Two North (T1O2N), Range Forty-two West (R42W) of the Fifth Principal Meridian (5th P.M.), Nobles County, Minnesota, described as follows: Commencing at the West Quarter Corner (W 1/4 Cor.) of said Soc. 18; thence North 00°00'00" East along the West line of said NW 1/4 for a distance of one thousand thirty four and seventy-one hundredths feet(1034.71 ft.); thence North 90°00'00" East for a distance of seventy-five feet (75.00 ft.) to the east right-of-way line of Trunk Highway Number ninety-one (T.H. #91) and the Point of Beginning; thence North 00°00'00" East along the East right-of-way line of said T.H. #91 for a distance of sixty-five and twenty-four hundredths feet(65.24 ft.); thence North 07°21'48" East along the east right-of-way line of said T.H. #91 for a distance of two hundred nine and sixty—five hundredths feet (209.65 ft.); thence North 19°27'44" East along the east right-of-way line of T.H. #91 for a distance of four hundred sixty-seven and eighty-nine hundredths feet (467.89 ft.) to the beginning of a curve which is concave to the west with a radius of seven hundred sixty-five and eighty hundredths feet (765.80 ft.); thence along said curve for a distance of eighty-eight and seventy-seven hundredths feet (88.77 ft.) through a central angle of 6°38'31" to the southerly right-of-way line of Interstate Number Ninety (1-90); thence North 70°45'55" East along the southerly right-of-way line of said 1-90 for a distance of two hundred ninety and two hundredths feet (290.02 ft.) to the beginning of a curve which is concave to the south with a radius of eight hundred sixty-six and ninety-three hundredths feet (866.93 ft.); thence along said curve for a distance of three hundred fifty and forty-nine hundredths feet(350.49 ft.) through a central angle of 23 09'50"; thence South 01 11'20" East for a distance of nine hundred one and twelve hundredths feet (901.12 ft.); thence North 90°00'00" West for a distance of three hundred forty-seven and thirty-two hundredths feet (347.32 ft.) to the centerline of a small creek; thence North 68°21'19" West along centerline of said creek sixteen and twenty hundredths feet (16.20 ft.); thence South 39°03'44" West along centerline of said creek eighty-six and thirty-seven hundredths feet(86.37 ft.); thence South 67°15'53" West along centerline of said creek fifty feet (50.00 ft.); thence North 30°20'14" West along center line of said creek twelve and forty hundredths feet (12.40 ft.); thence South 80°11'36" West along centerline of said creek forty-five and seventy-six hundredths feet (45.76 ft.); thence North 76°23'15" West along centerline of said creek thirty and sixty-three hundredths feet (30.63 ft.); thence North 37°19'19" West along centerline of said creek thirty-three and eighty hundredths feet (33.80 ft.); thence South 86°59'31" West along centerline of said creek seventy-seven and fifty two

hundredths feet (77.52 ft.); thence South 84°33'22" West and centerline of said creek ninety-two and thirty one hundredths feet (92.31 ft.); thence North 84°57'41" West along centerline of said creek ninety and fifty hundredths feet (90.50 ft.); thence North 69°30'52" West along centerline of said creek twenty-one and sixty-seven hundredths feet (21.67 ft.) to the Point of Beginning.

Land West of the Adrian Water Tower: The South 300 feet of the following described tract of land: A tract of land in the Southwest Quarter (SW1/4) of Section 13, Township 102, Range 43, described as follows: Commencing at a point 26 feet South of the Southwest corner of Lot 8, Block 5, Porter and Mohl's Addition to the Village of Adrian, then west at right angles a distance of 11 feet to the North-South quarter line of said Section 13, to a point which is the point of beginning; thence Westerly at right angles to said quarter line a distance of 152 feet; thence Northerly parallel to said quarter line a distance of 596 feet; thence at right angles Easterly a distance of 152 feet to said quarter line; thence Southerly on said quarter line a distance of 596 feet to the place of beginning.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.
3. As there is no taxable property within the Property, and there are no special assessments or debt incurred by Olney and Westside Townships on the Property, the provisions of Minn. Stat. § 414.036 (2014) are not applicable.

Dated: January 6, 2016

s/ Tammy L. Pust

TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Nobles 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.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at star.holman@state.mn.us or 651-361-7909.