

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Silver Lake from Hale Township
(MBAU Docket A-7973)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On December 21, 2015, the city of Silver Lake (City) adopted Ordinance Number 84 (Ordinance) annexing certain real property (Property) owned by Robert Shamla legally described as follows:

The following described tracts all contained in Section 33, Township 117, Range 28, McLeod County, Minnesota:

That part of Lot 9, Auditor's Plat of the U.S. Lots 3 & 4, Section 33-117-28, according to the map on file and of the record in the Office of the County Recorder, McLeod County, Minnesota, lying northerly of the northerly line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT No. 43-34, according to the recorded plat thereof.

That part of Lot 10, Auditor's Plat of U.S. Lots 3 & 4, Section 33-117-28, according to the map on file and of record in the Office of the County Recorder, McLeod County, Minnesota, lying northerly of the northerly line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT No. 43-34, according to the recorded plat thereof.

Commencing at a point 4.14 chains South of the Quarter Section corner of Sections 28 and 33 in Government Lot Four (4) in said Section Thirty-three (33), Township One Hundred Seventeen (117) North of Range Twenty-eight (28) West of the 5th P.M. and thence West 798.6 feet; thence South 190.72 feet; thence East 798.6 feet; thence North 190.72 feet to the place of beginning;

EXCEPTING THEREFROM: Beginning at a point on the North-South Quarter Section line of Section Thirty-three (33) in Township One Hundred Seventeen (117) North of Range Twenty-eight (28) West, 272.9 feet South of the North Quarter Corner of said Section; thence South along said North-South Quarter Section line for 49.87 feet to the Northerly right-of-way line of Trunk Highway No. 7; thence Southwesterly along said Northerly right-of-way line for 105.3 feet; thence North parallel with said North-South Quarter Section line for 80.66 feet; thence East parallel to the North line of said Section for 100.0 feet to the point of beginning;

ALSO EXCEPTING THEREFROM: That part of Lots Nine (9), Ten (10) and Eleven (11), Auditor's Plat of U.S. Lots 3 and 4, in Section Thirty-three (33), Township One Hundred Seventeen (117) North, Range Twenty-eight (28) West, shown as parcel 210 of Minnesota Department of Transportation Right of Way Plat Numbered 43-34 as the same is on file and of record in the office of the County Recorder in and for McLeod County, Minnesota.

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. Pursuant to Minn. Stat. § 414.036 (2014), the City will reimburse Hale Township (Township) \$150.12 each year for two years as stated in the Ordinance.

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 McLeod 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.