

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Lake Park from Lake Park Township
(MBAU Docket A-8047)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On February 13, 2017, the City of Lake Park (City) adopted Ordinance Number 2017-01 (Ordinance) annexing certain real property (Property) from Lake Park Township (Township) legally described as follows:

Parcel 18.0023.050

That part of the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) of Section 3, Township 139 North, Range 43 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Beginning at a point where the south line of Lake Street intersects the north and south quarter line of said Section 3; thence running westerly along the line of the south side of said Lake Street produced a distance of 472 feet; thence south on a line parallel to the said quarter line, a distance of 425.9 feet to the Northern Pacific right-of-way; thence easterly along the curved line of said right-of-way 475 feet to the quarter line of said Section 3; thence north on the quarter line, a distance of 469.5 feet to the place of beginning.

AND

Parcel 18.0023.100

That part of the Northwest Quarter (NW1/4) of Section 3, Township 139 North, Range 43 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at the Northwest corner of Lot 2 of the Subdivision Plat of Noben Addition as of public record in the office of the County Recorder, Becker County, Minnesota; thence on an assumed bearing of South on the Westerly line of said Noben Addition for a distance of 155.08 feet to the Southwest corner of Lot 1 of said Noben Addition; thence North 87 degrees 52 minutes West on the prolongation Westerly of the Southerly line of said Lot 1 for a distance of 46 feet; thence on a bearing of South and parallel with the Easterly line of said Noben Addition for a distance of 227 feet to the intersection with the prolongation Westerly of the Southerly line of Lake Street as dedicated in the Subdivision Plat of Canfield's Addition as of public record in the office of the County Recorder, Becker County, Minnesota;

thence North 87 degrees 52 minutes West on last said prolongation line for a distance of 115 feet to the point of beginning; thence continuing North 87 degrees 52 minutes West 145 feet; thence on a bearing of North for a distance of 370.56 feet; thence North 89 degrees 58 minutes 33 seconds East 145 feet; thence on a bearing of South 370.56 feet, more or less, to the point of beginning.

AND

Parcel 18.0023.000

That part of Government Lot Four (4) and the Southeast Quarter of the Northwest Quarter (SE1/4 of NW1/4) of Section 3, Township 139 North, Range 43 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at the southwest corner of Lot Six (6), Noben Addition, plat of which is on file and of record in the office of the County Recorder of said Becker County, thence North 15.00 feet on an assumed bearing along the westerly line of said Lot Six (6); thence North 89 degrees 59 minutes 51 seconds West 164.01 feet to the point of beginning; thence continuing North 89 degrees 59 minutes 51 seconds West 177.43 feet; thence South 00 degrees 01 minutes 08 seconds West 304.85 feet; thence North 89 degrees 59 minutes 49 seconds East 177.43 feet; thence on a bearing of North 290 feet, more or less, to the point 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 (2016), the Ordinance is deemed adequate in all legal respects and properly support 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 (2016), the City will reimburse the Township \$63.05 in 2018 and 2019 as stated in Ordinance Number 2017-01.

Dated: March 3, 2017



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 (2016). Minn. Stat. § 414.033, subd. 7, requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Becker 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.