

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Faribault from Wells Township
(MBAU Docket A-8367)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On September 14, 2021, the City of Faribault (City) adopted Ordinance No. 2021-6 (Ordinance) annexing certain real property (Property) from Wells Township (Township) legally described as follows:

Parcel 1

A tract of land in the East Half of the Northwest Quarter of Section 14, Township 110 North, Range 21 West, Rice County, Minnesota, described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 14; thence on an assumed bearing of North 00 degrees 33 minutes 37 seconds East along the west line of said Northwest Quarter, a distance of 659.29 feet; thence North 89 degrees 50 minutes 28 seconds East 2016.18 feet to the point of beginning of the land being described; thence North 04 degrees 06 minutes 06 seconds East 557.18 feet; thence South 80 degrees 11 minutes 16 seconds East 84.63 feet to the westerly right-of-way line of State Highway 21; thence South 34 degrees 01 minutes 59 seconds East along said westerly right-of-way line, a distance of 651.59 feet to the intersection with a line bearing North 89 degrees 50 minutes 28 seconds East from the point of beginning; thence South 89 degrees 50 minutes 28 seconds West 487.92 feet to the point of beginning. Together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: easement in favor of the State of Minnesota as shown on Final Certificate recorded in Book 157 of Deeds, Page 87.

Parcel 2

A tract of land in the South Half of the Southeast Quarter of the Northwest Quarter of Section 14, Township 110 North, Range 21 West, Rice County, Minnesota, described as follows:

Commencing at the southwest corner of said South Half of the Southeast Quarter of the Northwest Quarter; thence on an assumed bearing of North 89 degrees 32 minutes 04 seconds East along the south line of said South Half of the Southeast Quarter of the Northwest Quarter, a distance of 577.59 feet to the point of beginning of the land being described; thence North 09 degrees 48 minutes 44 seconds East 255.27 feet; thence South 80 degrees 11 minutes 16 seconds East 51.00 feet; thence North 04 degrees 06

minutes 06 seconds East 420.88 feet to the north line of said South Half of the Southeast Quarter of the Northwest Quarter; thence North 89 degrees 27 minutes 57 seconds East along said north line, a distance of 395.28 feet; thence South 15 degrees 31 minutes 22 seconds West 492.22 feet; thence South 80 degrees 11 minutes 16 seconds East 51.00 feet; thence South 09 degrees 48 minutes 44 seconds West 182.74 feet to the south line of said South Half of the Southeast Quarter of the Northwest Quarter; thence South 89 degrees 32 minutes 04 seconds West along said south line, a distance of 406.52 feet to the point of beginning.

Parcel 3

A tract of land in the Southwest Quarter of the Southwest Quarter of Section 14, Township 110 North, Range 21 West, Rice County, Minnesota, described as follows:

Beginning at the southeast corner of said Southwest Quarter of the Southwest Quarter; thence on an assumed bearing of South 89 degrees 16 minutes 00 seconds West along the south line of said Southwest Quarter of the Southwest Quarter, a distance of 213.55 feet; thence North 03 degrees 51 minutes 29 seconds West 357.99 feet; thence North 90 degrees 00 minutes 00 seconds East 142.53 feet; thence North 00 degrees 00 minutes 00 seconds East 517.66 feet; thence North 90 degrees 00 minutes 00 seconds West 92.67 feet; thence North 00 degrees 00 minutes 00 seconds East 450.88 feet to the north line of said Southwest Quarter of the Southwest Quarter; thence North 89 degrees 24 minutes 03 seconds East, along said north line, a distance of 205.70 feet to the northeast corner said Southwest Quarter of the Southwest Quarter; thence South 00 degrees 46 minutes 29 seconds West along the east line of said Southwest Quarter of the Southwest Quarter a distance of 1325.27 feet to the point of beginning. Together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: subject to easement in favor of State of Minnesota as shown on Final Certificate recorded in Book 157 of Deeds, Page 77.

Parcel 4

A tract of land in the Northwest Quarter of the Northwest Quarter of Section 23, Township 110 North, Range 21 West, Rice County, Minnesota, described as follows:

Beginning at the northeast corner of said Northwest Quarter of the Northwest Quarter; thence on an assumed bearing of South 89 degrees 16 minutes 00 seconds West along the north line of said Northwest Quarter of the Northwest Quarter, a distance of 213.55 feet; thence South 03 degrees 51 minutes 29 seconds East 150.22 feet; thence North 89 degrees 16 minutes 00 seconds East 202.91 feet to the east line of said Northwest Quarter of the Northwest Quarter; thence North 00 degrees 12 minutes 16 seconds East along said east line a distance of 150.02 feet to the point of beginning. Together with all hereditaments and appurtenances belonging

thereto, subject to the following exceptions: None.

Parcel 5

A tract of land in the Northeast Quarter of the Northwest Quarter of Section 23, Township 110 North, Range 21 West, Rice County, Minnesota, described as follows:


Beginning at the northwest corner of said Northeast Quarter of the Northwest Quarter; thence on an assumed bearing of North 89 degrees 16 minutes 00 seconds East along the north line of said Northeast Quarter of the Northwest Quarter, a distance of 907.75 feet; thence South 23 degrees 50 minutes 54 seconds West 164.95 feet; thence South 89 degrees 16 minutes 00 seconds West 331.99 feet; thence South 04 degrees 06 minutes 06 seconds West 433.80 feet; thence North 90 degrees 00 minutes 00 seconds East 145.94 feet; thence South 00 degrees 00 minutes 00 seconds East 131.67 feet; thence South 65 degrees 16 minutes 47 seconds West 59.23 feet; thence South 14 degrees 32 minutes 58 seconds West 301.35 feet; thence North 89 degrees 47 minutes 01 seconds West 498.08 feet to the west line of said Northeast Quarter of the Northwest Quarter; thence North 00 degrees 12 minutes 16 seconds East, along said west line, a distance of 1022.44 feet to the point of beginning. Together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: None.

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

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2020), 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, the provisions of Minn. Stat. § 414.036 (2020) are not applicable
4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: November 3, 2021


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Rice 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.