

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Dodge Center from Ashland Township
(MBAU Docket OA-1137-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Dodge Center (City) and Ashland Township (Township) on December 22, 2003, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

A joint resolution for annexation (Joint Resolution to Annex) adopted by the City on March 9, 2020, and the Township on March 3, 2020, requests annexation of certain real property (Property) legally described as follows:

TRACT 1

That part of the West One-Half of the Northwest Quarter of Section 3, Township 106 North, Range 17 West, Dodge County, Minnesota, described as follows:

Commencing at the Northwest corner of the Northwest Quarter of said Section 3; thence South 00 degrees 25 minutes 23 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate Systems NAD '83, Adjusted 1996) along the West line of said Northwest Quarter, 390.00 feet to the Southwest corner of the North 390.00 feet of said Northwest Quarter; thence North 89 degrees 58 minutes 26 seconds East, along the South line of said North 390.00 feet, 115.08 feet to the Easterly Right of Way line of MnDOT Right of Way Plat No. 20-33 and to the POINT OF BEGINNING; thence continue North 89 degrees 58 minutes 26 seconds East, along said South line, 330.92 feet; thence South 00 degrees 25 minutes 23 seconds East, 103.32 feet; thence North 88 degrees 57 minutes 27 seconds East, 19.69 feet; thence South 00 degrees 24 minutes 40 seconds East, 189.05 feet; thence South 87 degrees 50 minutes 36 seconds West, 132.87 feet; thence South 00 degrees 04 minutes 12 seconds East, 223.03 feet to the South line of the North 910.00 feet of said Northwest Quarter; thence South 89 degrees 58 minutes 26 seconds West, along said South line 204.14 feet to said Easterly Right of Way line; thence North 01 degrees 46 minutes 16 seconds West along said Easterly Right of Way line, 520.23 feet to the POINT OF BEGINNING.

TOGETHER WITH:

The South 520.00 feet of the North 910.00 feet of said Northwest Quarter lying adjacent to and Westerly of the east line of Parcel 236A on said MnDOT Right of

Way Plat No. 20-33. Said parcels contain 4.22 acres, more or less. Said parcel is subject to any easements or encumbrances of record.

TRACT 2

That part of the West One-Half of the Northwest Quarter of Section 3, Township 106 North, Range 17, West, Dodge County, Minnesota, described as follows:

Commencing at the Northwest corner of the Northwest Quarter of said Section 3; thence South 00 degrees 25 minutes 23 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996) along the West line of said Northwest Quarter, 390.00 feet to the Southwest corner of the North 390.00 feet of said Northwest Quarter; thence North 89 degrees 58 minutes 26 seconds East, along the South line of said North 390.00 feet, a distance of 446.00 feet to the POINT OF BEGINNING; thence South 00 degrees 25 minutes 23 seconds East, 103.32 feet; thence North 88 degrees 57 minutes 27 seconds East, 19.69 feet; thence South 00 degrees 24 minutes 40 seconds East, 189.05 feet; thence South 87 degrees 50 minutes 36 seconds West, 132.87 feet; thence South 00 degrees 04 minutes 12 seconds East, 223.03 feet to the South line of the North 910.00 feet of said Northwest Quarter; thence North 89 degrees 58 minutes 26 seconds East, along said South line, 834.65 feet; thence North 00 degrees 27 minutes 49 seconds West, 578.73 feet to the South line of the Easterly extension of ROSS FIRST SUBDIVISION; thence South 89 degrees 58 minutes 26 seconds West, along said Westerly extension, said South line and its Westerly extension, 719.70 feet to the East line of the West 446.00 feet of said Northwest Quarter; thence South 00 degrees 25 minutes 23 seconds West, 58.73 feet to the POINT OF BEGINNING.

Said parcel contains 10.06 acres, more or less. Said parcel is subject to any easements or encumbrances of record.

TRACT 3

That part of the West One-Half of the Northwest Quarter of Section 3, Township 106 North, Range 17 West, Dodge County, Minnesota, described as follows:

Commencing at the Northwest corner of the Northwest Quarter of said Section 3; thence South 00 degrees 25 minutes 23 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996) along the West line of said Northwest Quarter, 910.00 feet to the South line of the North 910.00 feet of said Northwest Quarter; thence North 89 degrees 58 minutes 26 seconds East, along said South line, 127.32 feet to the Easterly Right of Way line of MnDOT Right of Way Plat No. 20-33 and to the POINT OF BEGINNING; thence continue North 89 degrees 58 minutes 26 seconds East, along said South line, 1038.79 feet; thence South 00 degrees 27 minutes 49 seconds East, 380.03 feet to the Northerly Right of Way line of said Right of Way Plat; thence North 84 degrees 38 minutes 01 seconds West, along said Northerly Right of Way line, 172.10 feet; thence North 77 degrees 29 minutes 32 seconds West, along said Northerly Right of Way line, 886.25 feet; thence North 01 degrees 46 minutes 16 seconds West, along the Easterly Right of Way line of said plat, 171.59 feet to the POINT OF BEGINNING. Said parcel contains 6.77 acres, more or less. Said parcel

is subject to any easements or encumbrances of record.

TRACT 4


The East 149.41 feet of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of Section Three (3), Township One Hundred Six (106), Range Seventeen (17), Dodge County, Minnesota; EXCEPTING therefrom, the North 5 acres of the East Half (E½) of the West Half (W½) of the Northwest Quarter (NW¼) of Section 3, and also excepting therefrom, Parcel 236 on Minnesota Department of Transportation Right of Way Plat No. 20-33; containing 3.31 acres, more or less.

Based upon a review of the Joint Resolution to Designate and the Joint Resolution to Annex, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2018), the Joint Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the Joint Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2018), the City will reimburse the Township in accordance with the terms of the Joint Resolution to Designate adopted by the City and Township on December 22, 2003.

Dated: May 15, 2020


JESSICA PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Dodge 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.