

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION     )  
AGREEMENT BETWEEN THE CITY OF BIG LAKE     )  
AND THE TOWN OF BIG LAKE PURSUANT TO         )  
MINNESOTA STATUTES 414                         )  
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ORDER

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Big Lake and the Town of Big Lake; and

WHEREAS, said resolution requests that certain property be annexed to the City of Big Lake pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on August 10, 2005, the Chief Administrative Law Judge has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Big Lake, Minnesota, the same

as if it had originally been made a part thereof:

The East 154.77 feet of the West 781.77 feet of the Southeast Quarter of the Southwest Quarter, Section 31, Township 33, Range 27, Sherburne County, Minnesota.

AND

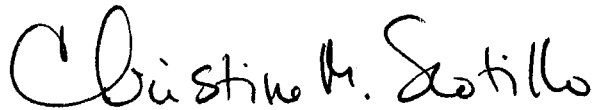
The North 200 feet of the East 430 feet of the West 1211.77 feet of Government Lot 2, Section 6, Township 32, Range 27, Sherburne County, Minnesota.

AND

The South 328 feet of the East 430 feet of the West 1211.77 feet of the Southeast Quarter of the Southwest Quarter of Section 31, Township 33, Range 27, Sherburne County, Minnesota.

Dated this 10<sup>th</sup> day of August, 2005.

For the Chief Administrative Law Judge  
658 Cedar Street, Room 300  
St. Paul, Minnesota 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1180-1, the Chief Administrative Law Judge finds and makes the following comment:

Paragraph #3 of this agreement purports to dictate future actions of this office. The parties to an orderly annexation agreement are without authority to require future outcomes of a state agency, whose jurisdiction is defined by the legislature. The Office of Administrative Hearings is not a signatory to this agreement and is therefore not bound by its terms and conditions, particularly those which seek to restrict its future actions as they relate to land designated herein. The issuance of this order makes no determination as to the legality or validity of this provision of the agreement. Any issue that may arise relative to the application or interpretation of this section will be the sole responsibility of the signatories to the agreement.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

*Cms*