

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation  
of Certain Real Property to the City of  
Gaylord from Dryden Township  
(MBAU Docket OA-125-11)

**ORDER APPROVING  
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Gaylord (City) on May 4, 1977, and the Dryden Town Board (Township) on May 12, 1977, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

On or about January 8, 2018, the City and Township adopted Resolution Number 2018-01 (Joint Resolution to Annex) requesting annexation of certain real property (Property) legally described as follows:

The West 37.00 feet of the Southwest Quarter of Section 27, Township 113, Range 28, Sibley County, Minnesota, that lies southerly of the centerline of Sibley County State Aide Highway Number 21, EXCEPTING therefrom the West 33.00 feet of said Southwest Quarter which lies southerly of the centerline of Sibley County State Aide Highway Number 21 and northerly of the centerline of Minnesota Trunk Highway Number 5. This contains 0.65 acres of land.

AND

Part of the Southeast Quarter of Section 28, Township 113, Range 28, Sibley County, Minnesota, described as follows: Beginning at the southeast corner of said Section 28; thence on an assumed bearing of South 89 degrees 45 minutes 28 seconds West along the South line of said Southeast Quarter 397.00 feet; thence northwesterly along a tangential curve that is concave to the northeast, said curve having a central angle of 32 degrees 26 minutes 30 seconds, a radius length of 572.96 feet, an arc length of 324.42 feet; thence North 57 degrees 48 minutes 02 seconds West, tangent to last described curve, 136.31 feet; thence North 18 degrees 25 minutes 03 seconds West 156.71 feet to the centerline of Minnesota Trunk Highway Number 5; thence northeasterly along said centerline to the intersection with the East line of said Southeast Quarter of Section 28; thence South 00 degrees 05 minutes 35 seconds East along said East line 603.11 feet to the point of beginning. This tract contains 8.35 acres of land.

AND

Part of the West Half of the Southwest Quarter of Section 29, Township 113, Range 28, Sibley County, Minnesota, described as follows: Commencing at the southwest corner of said Section 29; thence on an assumed bearing of North 89 degrees 29 minutes 45 seconds East along the South line of said Southwest Quarter 1285.82 feet to the point of beginning of the tract to be described; thence continuing North 89 degrees 29 minutes 45 seconds East along said South line 35.38 feet to the southeast corner of said West Half of the Southwest Quarter; thence North 00 degrees 06 minutes 39 seconds East along the East line of said West Half of the Southwest Quarter 2639.57 to the northeast corner of said West Half of the Southwest Quarter; thence South 89 degrees 46 minutes 58 seconds West along the North line of said Southwest Quarter 43.14 feet; thence South 00 degrees 03 minutes 28 seconds East 2639.72 feet to the point of beginning. This tract contains 2.38 acres of land and is subject to any and all easements of record.

AND

Part of the Northwest Quarter of the Northwest Quarter of Section 32, Township 113, Range 28, Sibley County, Minnesota, described as follows: Commencing at the northwest corner of said Section 32; thence on an assumed bearing of North 89 degrees 29 minutes 45 seconds East along the North line of said Northwest Quarter 1285.82 feet to the point of beginning of the tract to be described; thence continuing North 89 degrees 29 minutes 45 seconds East along said North line 35.38 feet to the northeast corner of said Northwest Quarter of the Northwest Quarter; thence South 00 degrees 01 minutes 46 seconds West along the East line of said Northwest Quarter of the Northwest Quarter 1329.68 feet to the southeast corner of said Northwest Quarter of the Northwest Quarter; thence South 89 degrees 35 minutes 57 seconds West along the South line of said Northwest Quarter of the Northwest Quarter 32.20 feet; thence North 00 degrees 06 minutes 26 seconds West 1329.59 feet to the point of beginning. This tract contains 1.03 acres of land and is subject to any and all easements of record.

Based upon a review of the Joint Resolution to Designate and the Joint Resolution to Annex, the Chief 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 to Minn. Stat. § 414.036 (2018), the City will reimburse the Township in accordance with the terms of the Joint Resolution to Designate and the Joint Resolution to Annex.

Dated: August 16, 2018



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TAMMY L. PUST  
Chief 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 Sibley 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.