

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
New Ulm from Cottonwood Township
(MBAU Docket OA-1260-2)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of New Ulm (City) and Cottonwood Township (Township) on April 12, 2006, pursuant to Minn. Stat. § 414.0325 (2014), designating certain real property for annexation.

City Resolution Number 15-106 (City Resolution) adopted by the City on December 15, 2015, requests annexation of certain real property (Property) owned by Bradley and Jody Retzlaff legally described as follows:

That part of the plat of Lot A in the Northeast Quarter of the Northeast Quarter of Section 5 and Lot A in the Northwest Quarter of the Northwest Quarter of Section 4 in Township 109 North, Range 30 West, Brown County, Minnesota, described as follows:

Beginning at the Northwest corner of the plat of Lot A in the Northeast Quarter of the Northeast Quarter of Section 5 and Lot A in the Northwest Quarter of the Northwest Quarter of Section 4 in Township 109 North, Range 30 West, according to the recorded plat thereof; thence on an assumed bearing of North 89 degrees 54 minutes 31 seconds East, along the north line of said Lot A in the Northwest Quarter of the Northwest Quarter of Section 4, a distance of 254.46 feet to an iron monument; thence continuing North 89 degrees 54 minutes 31 seconds East, along the north line of said Lot A in the Northwest Quarter of the Northwest Quarter of Section 4, a distance of 212.11 feet to an iron monument; thence South 0 degrees 06 minutes 13 seconds East a distance of 98.48 feet to an iron monument located on the south line of said Lot A in the Northwest Quarter of the Northwest Quarter of Section 4; thence South 89 degrees 51 minutes 59 seconds West, along said south line, a distance of 468.14 feet to the Southwest corner of said Lot A in the Northwest Quarter of the Northwest Quarter of Section 4; thence North 0 degrees 48 minutes 11 seconds East, along the west line of said Lot A in the Northwest Quarter of the Northwest Quarter of Section 4, a distance of 98.97 feet

to the point of beginning, containing 1.06 acres, subject to easements now of record in said county and state.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325, the City Resolution is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution to Designate, the City Resolution, 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 (2014), the City will reimburse the Township as stated in the Joint Resolution to Designate adopted by the City and Township on April 12, 2006.

Dated: December 30, 2015

s/Tammy L. Pust

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 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Brown 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.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at star.holman@state.mn.us or 651-361-7909.