

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )	
AGREEMENT BETWEEN THE CITY OF MARSHALL )	<u>FINDINGS OF FACT</u>
AND LAKE MARSHALL TOWNSHIP )	<u>CONCLUSIONS OF LAW</u>
PURSUANT TO MINNESOTA STATUTES 414 )	<u>AND ORDER</u>

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The joint resolution for orderly annexation submitted by the City of Marshall and Lake Marshall Township was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. A joint resolution for orderly annexation was adopted by the City of Marshall and Lake Marshall Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

2. A joint resolution adopted and submitted by the City of Marshall and Lake Marshall Township, requests annexation of part of the designated area described as follows:

All that part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section Seventeen (17), Township One Hundred Eleven (111) North, Range Forty-one (41) West of the Fifth Principal Meridian, described as follows:

Commencing at the southwest corner of Lot One (1), Block One (1) Water-Bus Addition to the City of Marshall; thence North 00°31'33" West 340.01 feet along the west line of Lot One (1), Block One (1) and Outlot C of Water-Bus Addition to the northwest corner of said Outlot C; thence South 89°54'30" West along the south line of Outlot B of Water-Bus Addition a distance of 128.11 feet; thence South 00°31'33" East a distance of 340.01 feet; thence North 89°54'30" East a distance of 128.11 feet to the point of beginning.

3. Minnesota Statutes §414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

4. The joint resolution contains all the information required by Minnesota Statutes §414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

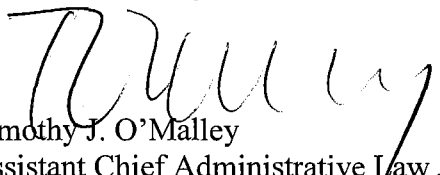
CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Marshall, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Lake Marshall Township will be reimbursed by the City of Marshall in accordance with the terms of Joint Resolution No. 3747 signed by the City on May 22, 2012 and the Township on May 8, 2012.

Dated this 12<sup>th</sup> day of June, 2012.

  
Timothy J. O'Malley  
Assistant Chief Administrative Law Judge  
Municipal Boundary Adjustment Unit