

OA-143-15 Faribault
City Resolution No. 2005-032
Town Resolution No. 2005-10

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

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

WHEREAS, an amendment to the joint resolution was received from the City of Faribault and the Town of Wells requesting that certain property be annexed to the City of Faribault 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 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 May 12, 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 Faribault, Minnesota, the same

as if it had originally been made a part thereof:

Trunk Highway 35 right of way

All that portion of Trunk Highway No. 35 Right of Way as described in Final Certificate recorded July 11, 1969, in Book 27 of M.R., pages 526-562 which lies within the north One-half (N ½) of the Northeast Quarter (NE ¼) of Section 26; and which lies within the Southeast Quarter (SE ¼) of Section 23; and which lies within the Northeast Quarter (NE ¼) of the Northwest Quarter of (NW ¼) of Section 24; all in Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota.

Cassidy Property

All that part of the Northeast Quarter of the Northwest Quarter of Section 24, in Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota. lying easterly of the Trunk Highway No. 35 Right of Way, as described in Final Certificate recorded July 11, 1969, in Book 27 of M.R., pages 526-562.

Rost Property

That part of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 23, Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, lying southeasterly from the southeasterly right of way line of Interstate Highway 35; subject to a public road, over the easterly side of the herein described property;

EXCEPTING THEREFROM the following described parcel: Beginning at the southeast corner of said Northeast quarter (NE ¼) of the Southeast Quarter (SE ¼) of said Section 23; thence northerly along the East line of said Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼), 175.00 feet; thence westerly at right angles to said East line of Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼) a distance of 475.00 feet; thence southerly parallel with said east line of Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼) about 175 feet to a point in the South line of said Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼), about 475.00 feet to the point of beginning, containing about 11.15 acres.

Independent School District Number 656

The South One Acre of the North One-half (N ½) of the East One-half (E ½) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 23; and also the South One-half (S ½) of the East One-half (E ½) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 23; and also beginning at the Northeast Corner of the West One-half (W ½) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 23, and running thence South 80 rods; thence West 3 ½ rods; thence North 31 rods; thence West 20 ½ rods; thence North 49 rods; thence East 24 rods to the place of beginning; all in Township 110 North, Range 21 West of the Fifth Principal Meridian; subject to an easement running in favor of Minnesota Northern Natural Gas Company; a corporation; and subject to an easement running in favor of Northern States Power Company, a corporation.

AND

Faribault Properties, LLC

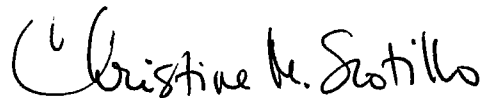
All that part of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 23, Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows, to -wit: Beginning at the southeast corner of said Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 23; thence northerly along the East line of said Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼); 175.00 feet; thence westerly at right angles to said East line of Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼) a distance of 475.00 feet; thence southerly, parallel with said East line of the Northeast Quarter (NE ¼) of Southeast Quarter (SE ¼) about 175.00 feet to a point in the South line of said Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) about 475.00 feet to the point of beginning; subject to a public road over the easterly side thereof; containing 1.908 acres, more or less, including road right of way and containing 1.775 acres, more or less, excluding road right of way.

Bauer

The Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 23, Township 110 North, Range 21 West of the Fifth Principal Meridian, excepting the South 1 Acre thereof, subject to Highway over and across the East side thereof.

Dated this 12th day of May, 2005.

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

A handwritten signature in black ink, reading "Christine M. Scotillo". The signature is written in a cursive style with a large initial "C".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments