

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF MADISON LAKE) FINDINGS OF FACT
AND JAMESTOWN TOWNSHIP PURSUANT TO) CONCLUSIONS OF LAW
MINNESOTA STATUTES 414) AND ORDER

The joint resolution for orderly annexation submitted by the City of Madison Lake and Jamestown Township was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from the Chief Administrative Law Judge, hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On December 17, 2009, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on October 19, 2009, and by the Township on October 15, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on November 19, 2009.

2. The joint resolution requests the designation and immediate annexation of certain property to the City of Madison Lake described as follows:

All that part of the Northeast Quarter of the Southwest Quarter of Section 34, Township 109 North, Range 25 West, Blue Earth County, Minnesota, described as follows:

Commencing at the Southeast corner of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West, (assumed bearing) on a straight line between the Southeast corner and the Northeast corner of the Southwest Quarter as historically monumented, a distance of 1316.16 feet to the South line of the Northeast Quarter of the Southwest Quarter; thence South 89 degrees 20 minutes 20

seconds West on said South line, a distance of 444.50 feet; thence North 00 degrees 25 minutes 39 seconds West, 132.84 feet; thence North 89 degrees 20 minutes 20 seconds East, 6.17 feet to the point of beginning; thence continuing North 89 degrees 20 minutes 20 seconds East, 100.00 feet to the West line of the East 338.33 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 387.38 feet; thence North 89 degrees 34 minutes 21 seconds East on a line 1835 feet North of the Southeast corner of the Southwest Quarter, a distance of 1.33 feet; thence North 00 degrees 25 minutes 39 seconds West on the West line of the East 337 feet of the Northeast Quarter of the Southwest Quarter, a distance of 94.79 feet to the North line of the South 615 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East on said North line, a distance of 139.70 feet to the West line of the East 197.3 feet of the Northeast Quarter of the Southwest Quarter; thence North 00 degrees 25 minutes 39 seconds West on said West line, a distance of 220.80 feet to the North line of the South 835.8 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 20 minutes 20 seconds East, on said North line, a distance of 197.30 feet to the East line of the Southwest Quarter as historically monumented; thence North 00 degrees 25 minutes 39 seconds West on said East line, a distance of 480.35 feet to the Northeast Corner of the Southwest Quarter as historically monumented; thence South 89 degrees 24 minutes 02 seconds West on the North line of the Southwest Quarter as historically monumented, a distance of 239.20 feet to the Northwesterly right-of-way of Trunk Highway Number 60, said point being on a circular curve which center of radius bears South 23 degrees 07 minutes 44 seconds East; thence southwesterly, along said Northwesterly right-of-way, along a 1837.95 foot radius curve, central angle = 6 degrees 55 minutes 14 seconds, an arc distance of 222.00 feet to the point of intersection with a line which bears North 00 degrees 25 minutes 39 seconds West from the point of beginning; thence South 00 degrees 25 minutes 39 seconds East, 1086.56 feet to the point of beginning. Containing 6.96 acres.

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

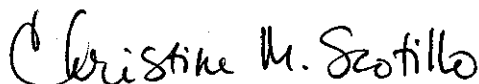
1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Chief Administrative Law Judge annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Madison Lake, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Jamestown Township will be reimbursed by the City of Madison Lake in accordance with the terms of Joint Resolution No. 2009-448 signed by the City on October 19, 2009 and the Township on October 15, 2009.

Dated this 17th day of December, 2009.

For the Assistant Chief Administrative Law Judge
P. O. Box 64620
St. Paul, Minnesota 55164-0620



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments