

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

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

The joint resolution for orderly annexation submitted by the City of Eagle Lake and Mankato 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 November 2, 2009, and by the Township on November 18, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on December 1, 2009.
2. The joint resolution requests the designation and immediate annexation of certain property to the City of Eagle Lake described as follows:

That part of the West Half of the Southeast Quarter of Section 13, Township 108 North Range 26 West, Blue Earth County, Minnesota, described as:

Commencing at the southeast corner of the West Half of the Southeast Quarter of said Section 13; thence North 00 degrees 02 minutes 27 seconds West, (assumed bearing), along the east line of the West Half of the Southeast Quarter of said Section 13, a distance of 1,584.67 feet to the point of beginning; thence continuing North 00 degrees 02 minutes 27 seconds West, along said east line, a distance of 540.00 feet;

thence South 89 degrees 57 minutes 33 seconds West, a distance of 439.46 feet, thence South 00 degrees 02 minutes 27 seconds East, a distance of 540.00 feet; thence North 89 degrees 57 minutes 33 seconds East, a distance of 439.46 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 annexing the area described herein.

ORDER

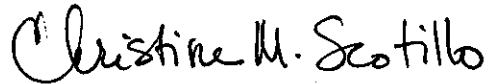
1. The property described in Findings of Fact 2 is annexed to the City of Eagle Lake, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Mankato Township will be reimbursed by the City of Eagle Lake in accordance with the terms of Joint Resolution No. 2009-41/09-11

signed by the City on November 2, 2009 and the Township on November 18, 2009.

Dated this 17th day of December, 2009.

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

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a large, stylized "C" at the beginning.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments