

along a non tangential curve concave to the east, said curve has a radius of 626.75 feet, a central angle of 20°06'23", and the chord of said curve bears South 19°45'20" East 218.81 feet; thence South 29°48'32" East tangent to said curve 92.19 feet; thence South 00°05'56" East 684.15 feet to the north line of the South 350.00 feet of Government Lot 4 and there terminating.

The above described parcel contains 24.62 acres, more or less, and is subject to any easements, covenants and restrictions of record.

PARCEL 1 LAND DESCRIPTION:

Government Lot 4, Section 30, Township 112, Range 17, Goodhue County, Minnesota EXCEPT the South 350.00 feet thereof and ALSO EXCEPT the West 989.08 feet thereof.

Together with that part of Government Lot 5, Section 30, Township 112, Range 17, Goodhue County, Minnesota, lying westerly of the centerline of State Trunk Highway No. 52, EXCEPT the South 350.00 feet thereof, and ALSO EXCEPT THE FOLLOWING:

That part of Government Lots 4 and 5, Section 30, Township 112, Range 17, Goodhue County, Minnesota described as follows: Commencing at the intersection of the north line of the South 350.00 feet of Government Lot 4, said Section 30 and the west line of said Government Lot 4; thence South 89 degrees 33 minutes 18 seconds East, assumed bearing, along said north line of the South 350.00 feet of Government Lots 4 and 5 a distance of 2031.41 feet; thence North 0 degrees 18 minutes 50 seconds East 570.13 feet to the point of beginning of land to be described; thence North 89 degrees 33 minutes 18 seconds West 300 feet; thence North 0 degrees 18 minutes 50 seconds East 400 feet to the north line of Government Lot 4; thence South 89 degrees 39 minutes 05 seconds East 300 feet along said north line of Government Lot 4; thence South 0 degrees 18 minutes 50 seconds West 400 feet to the point of beginning.

ALSO EXCEPT THE FOLLOWING:

That part of Government Lot 5, Section 30, Township 112, Range 17, Goodhue County, Minnesota described as follows: Commencing at the intersection of the north line of the South 350.00 feet of Government Lot 4, said Section 30, and the west line of said Government Lot 4; thence South 89 degrees 33 minutes 18 seconds East (assumed bearing) along said north line of the south 350.00 feet of Government Lots 4 and 5 a distance of 2253.37 feet to the point of beginning of the land to be described; thence North 0 degrees 26 minutes 42 seconds East 195.00

feet; thence South 89 degrees 33 minutes 18 seconds East, parallel with said north line of the South 350.00 feet of Government Lots 4 and 5 a distance of 707.41 feet to the centerline of the north bound lane of U.S. Highway No. 52; thence South 5 degrees 59 minutes 27 seconds West along said centerline 195.92 feet to said north line of South 350.00 feet of Government Lot 5; thence North 89 degrees 33 minutes 18 seconds West along said north line of the South 350.00 feet of Government Lot 5 a distance of 688.48 feet to the point of beginning.

AND

PARCEL 2 LAND DESCRIPTION:

That part of Government Lots 4 and 5, Section 30, Township 112, Range 17, Goodhue County, Minnesota, described as follows:

Commencing at the intersection of the north line of the South 350.00 feet of Government Lot 4, said Section 30, and the west line of said Government Lot 4; thence South 89 degrees 33 minutes 18 seconds East, assumed bearing, along said north line of the South 350.00 feet of Government Lots 4 and 5 a distance of 2031.41 feet; thence North 0 degrees 18 minutes 50 seconds East 570.13 feet to the point of beginning of land to be described; thence North 89 degrees 33 minutes 18 seconds West 300 feet; thence North 0 degrees 18 minutes 50 seconds East 400 feet to the north line of Government Lot 4; thence South 89 degrees 39 minutes 05 seconds East 300 feet along said north line of Government Lot 4; thence South 0 degrees 18 minutes 50 seconds West 400 feet to the point of beginning.

ALSO, a roadway and utility easement for the benefit of the above-described property in perpetuity described as follows:

A strip of land 66 feet in width located in Government Lots 4 and 5 of Section 30, Township 112, Range 17, Goodhue County, the centerline of which is described as follows: Beginning at the northwest corner of said Government Lot 5; thence South along the West line thereof a distance of 70.00 feet; thence deflecting 85 degrees 09 minutes 30 seconds left a distance of 911 feet, more or less, to its intersection with the westerly right of way line of State Highway No. 52 and said centerline there terminating.

AND

Together with a strip of land 66.00 feet in width lying west of and adjacent to the westerly right of way line of State Highway No. 52 which lies north of the north line of the above described 66 foot strip and south of the north

line of said Government Lot 5.

The sidelines of said strips are to be lengthened or shortened to terminate at the westerly right of way line of State Highway No. 52 and the north line of said Government Lot 5.

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 Cannon Falls, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Cannon Falls Township will be reimbursed by the City of Cannon Falls in accordance with the terms of the Joint Resolution

No. 1846/2010-04 signed by the City and the Township on May 18, 2010.

Dated this 21st day of September, 2010.

For the Chief Administrative Law Judge's designee
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 initial 'C'.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments