

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1568-1
Osakis/Osakis Township
Pursuant to Minnesota Statutes 414

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The joint resolution for orderly annexation submitted by the City of Osakis and Osakis 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. The Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City and Township on March 7, 2014, and filed with the Office of Administrative Hearings, Municipal Boundary Adjustment Unit on March 17, 2014.

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

That part of Government Lot 2, Section 36, Township 128 North, Range 36 West, Douglas County, Minnesota, described as follows: Commencing at the north quarter corner of said Section 36; thence South 00 degrees 46 minutes 00 seconds West, assumed bearing along the west line of the Northeast Quarter of said Section 36, a distance of 1308.38 feet to a point on the north line of Government Lot 2 of said Section 36, said point being the point of beginning of the land to be described; thence continuing South 00 degrees 46 minutes 00 seconds West, along the west line of said Government Lot 2, a distance of 391.88 feet; thence North 89 degrees 40 minutes 00 seconds East 566.69 feet; thence South 00 degrees 46 minutes 00 seconds West 100.02 feet; thence North 89 degrees 40 minutes 00 seconds East 453.25 feet; thence North 01 degrees 37 minutes 00 seconds East 221.25 feet; thence North 20 degrees 38 minutes 00 seconds West 289.78 feet to the north line of aforesaid Government Lot 2; thence South 89 degrees 35 minutes 55 seconds West, along said north line of

Government Lot 2, a distance of 917.49 feet to the point of beginning. The tract contains 9.93 acres more or less subject to an existing public roadway easement of record (Trunk Highway No. 127).

EXCEPTING THEREFROM THE FOLLOWING:

That part of Government Lot 2, Section 36, Township 128 North, Range 36 West, Douglas County, Minnesota, described as follows: Commencing at the north quarter corner of said Section 36; thence South 00 degrees 46 minutes 00 seconds West, assumed bearing along the west line of the Northeast Quarter of said Section 36, a distance of 1308.38 feet to the north line of Government Lot 2 of said Section 36; thence continuing South 00 degrees 46 minutes 00 seconds West, along the west line of said Government Lot 2, a distance of 391.88 feet; thence North 89 degrees 40 minutes 00 seconds East 566.69 feet to the point of beginning of the land to be described; thence South 00 degrees 46 minutes 00 seconds West 100.02 feet; thence North 89 degrees 40 minutes 00 seconds East 453.25 feet; thence North 01 degrees 37 minutes 00 seconds East 100.06 feet; thence South 89 degrees 40 minutes 00 seconds West 454.73 feet to the point of beginning. Said tract contains 1.04 acres more or less.

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).

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings 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

Osakis.

2. Pursuant to Minnesota Statutes § 414.036, Osakis Township will be reimbursed by the City of Osakis in accordance with the terms of the Joint Resolution signed by the City of Osakis and Osakis Township on March 7, 2014.

Dated: April 8, 2014


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