

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
La Crescent from La Crescent Township
(MBAU Docket OA-1606-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the city of La Crescent (City) and La Crescent Township (Township) on April 13, 2015, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

Parcel 08.0725.000:

LOT ONE (1), BLOCK ONE (1), AND THE NORTH TEN (10) FEET OF LOT SEVEN (7), BLOCK ONE (1), OF THE PLAT OF CRESCENT HILLS THIRD ADDITION TO THE TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

Parcel 08.0726.000:

LOT TWO (2), BLOCK ONE (1), CRESCENT HILLS THIRD ADDITION, ACCORDING TO THE RECORDED PLAT THEREOF, HOUSTON COUNTY, MINNESOTA.

AND

AN EASEMENT FOR RECREATIONAL USE, INCLUDING THE USE OF A SWIMMING POOL, OVER THAT PART OF LOT ONE (1), BLOCK ONE (1), DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF LOT TWO (2), BLOCK ONE (1); THENCE SOUTHERLY ON AND ALONG THE WEST LINES OF LOT TWO (2), AND LOT THREE (3), BLOCK ONE (1), FOR A DISTANCE OF 132.93 FEET; THENCE NORTH 14°22'30" WEST TO THE INTERSECTION OF THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT TWO (2), BLOCK ONE (1); THENCE EASTERLY ON THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT TWO (2), BLOCK ONE (1), TO THE NORTHWEST CORNER OF LOT TWO (2), BLOCK ONE (1), ALL IN THE PLAT OF CRESCENT HILLS THIRD ADDITION TO THE TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

Parcel 08.0727.000:

LOT THREE (3), IN BLOCK ONE (1), OF CRESCENT HILLS THIRD ADDITION

TO THE TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

Parcel 08.0728.000:

LOT FOUR (4), BLOCK ONE (1), CRESCENT HILLS THIRD ADDITION, ACCORDING TO THE RECORDED PLAT THEREOF, HOUSTON COUNTY, MINNESOTA.

Parcel 08.0729.000:

LOT FIVE (5), BLOCK ONE (1), CRESCENT HILLS THIRD ADDITION TO THE TOWN OF LA CRESCENT, ACCORDING TO THE PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE COUNTY RECORDER IN AND FOR HOUSTON COUNTY, MINNESOTA.

Parcel 08.0730.000:

LOT SIX (6), BLOCK ONE (1), CRESCENT HILLS THIRD ADDITION TO THE CITY OF LA CRESCENT AND TOWNSHIP OF LA CRESCENT ACCORDING TO THE RECORDED PLAT THEREOF, HOUSTON COUNTY, MINNESOTA.

TOGETHER WITH ALL RIGHTS AND RESPONSIBILITIES OF THE WATER SERVICE AGREEMENT RECORDED SEPTEMBER 1, 1998 AS DOCUMENT NO. 196337.

Parcel 08.0731.000:

LOT SEVEN (7), IN BLOCK ONE (1), CRESCENT HILLS 3RD ADDITION TO THE TOWNSHIP OF LA CRESCENT, EXCEPT THE NORTH 10 FEET THEREOF, HOUSTON COUNTY, MINNESOTA.

AND

ALSO INCLUDING THAT PART OF NORTH 4TH STREET LYING ADJACENT TO THE ABOVE DESCRIBED PARCELS.

AND

ALSO INCLUDING THAT PART OF CRESCENT HILLS DRIVE LYING ADJACENT TO THE ABOVE DESCRIBED PARCELS.

Based upon a review of the Joint Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2014), the Joint Resolution is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution and this Order, the Property is

annexed to the city of La Crescent.

3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2014), the City will reimburse the Township \$6,159.89 in the first year following the year the city could first levy on the annexed area; in the second year an amount equal to \$6,159.89; and in the third and final year an amount equal to \$6,159.89.

Dated: April 20, 2015



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Houston County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order Approving Annexation Ordinance within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2013). However, no request for amendment shall extend the time of appeal from this Order.