

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Luverne from Luverne Township
(MBAU Docket OA-1616-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the city of Luverne (City) on June 14, 2015, and Luverne Township (Township) on June 8, 2015, requesting the designation and immediate annexation of the certain real property (Property) owned by James Remme, Stacie Busse-Remme, and Darv Habben of MSDB Partnership legally described as follows:

A tract of land located in the Southwest Quarter (SW $\frac{1}{4}$) of Section Fourteen (14), Township One Hundred Two (102) North, Range Forty-Five (45) West of the 5th P.M. described as follows: Commencing at the Southwest corner of said SW $\frac{1}{4}$; thence going North along the West line of said SW $\frac{1}{4}$ a distance of 1089.70 feet to the point of beginning; thence going in a Northerly direction along the West line of said SW $\frac{1}{4}$ a distance of 316.55 feet; thence going in an Easterly direction 440 feet; thence going in a Southeasterly direction 328 feet to a point 444.85 feet East of the point of beginning; thence going in a Westerly direction 444.85 feet to the point of beginning, subject to easements, if any.

AND

Tract in the SW $\frac{1}{4}$ commencing at the Southwest corner of said SW $\frac{1}{4}$; thence going North along the West line of said SW $\frac{1}{4}$ a distance of 1054.70 feet to the point of beginning; thence going in a Northerly direction along the West line of said SW $\frac{1}{4}$ a distance of 35 feet; thence going in an Easterly direction 800.85 feet; thence going in a Southerly direction 35 feet; thence going in a Westerly direction 800.85 feet to the point of beginning.

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.

3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2014), the City will reimburse the Township an amount of \$40 in a one lump sum payment.

Dated: July 22, 2015

s/ Tammy L. Pust

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 Rock 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 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.