

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation of  
Certain Real Property to the City of Austin  
from Austin Township (MBAU OA-1624-1)

**ORDER APPROVING  
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution Number 15028/2015-04) was adopted by the city of Austin (City) and Austin Township (Township) on August 17, 2015, and was amended by Joint Resolution Number 15059 adopted by the City on September 21, 2015, and the Township on October 5, 2015, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

All that part of the W1/2 NW1/4 Section 5 and the NE1/4 Section 6-T102N-R18W, Mower County, Minnesota; described as follows:

Beginning at the southeast corner of the NE1/4 of said Section 6;

thence North 89°17'11" East a distance of 1326.04 feet, on the south line of the NW1/4 of said Section 5, to the southeast corner of the W1/2 NW1/4 of said Section 5;

thence North 00°25'44" West a distance of 1133 feet more or less, on the east line of said W1/2 NW1/4, to a point on the southwesterly line of Turtle Creek Estates, as the same is platted and recorded in the office of the County Recorder of Mower County, Minnesota;

thence Southwesterly, Westerly and Northwesterly a distance of 2297 feet more or less, on the southwesterly line of said Turtle Creek Estates, to a point on the east line of said NE1/4;

thence North 00°12'16" West a distance of 150 feet more or less, on the east line of said NE1/4, to the northeast corner of said NE1/4;

thence South 89°04'45" West a distance of 1323.14 feet, on the north line of said NE1/4, to the northeast corner of the NW1/4 NE1/4 of said Section 6;

thence South 00°13'27" East a distance of 828.23 feet, on the east line of said NW1/4 NE1/4;

thence South 89°09'42" West a distance of 332.78 feet, parallel with the south line of said NE1/4;

thence South 00°14'38" East a distance of 1320.00 feet, parallel with the west line of said NE1/4;

thence South 89°09'42" West a distance of 330.00 feet, parallel with the south line of said NE1/4;

thence South 00°14'38" East a distance of 495.03 feet, parallel with the west line of said NE1/4, to the south line of said NE1/4;

thence North 89°09'42" East a distance of 1984.37 feet, on the south line of said NE1/4, to the point of beginning;

subject to highway easement on the south side thereof.

Based upon a review of Joint Resolution Number 15028/2015-04 and Joint Resolution Number 15059, the Chief Administrative Law Judge makes the following:

### ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2014), Joint Resolution Number 15028/2015-04 and Joint Resolution Number 15059, are deemed adequate in all legal respects and properly support this Order.

2. Pursuant to the terms of Joint Resolution Number 15028/2015-04, Joint Resolution Number 15059, 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 100% the first year, 80% the second year, 60% the third year, 40% the fourth year, 20% the fifth year, and 10% the sixth year as stated in Joint Resolution Number 15028/2015-04.

4. The effective date of this Order is **January 1, 2016**.

Dated: October 28, 2015

s/Tammy L. Pust

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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 Mower 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 within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at *star.holman@state.mn.us* or 651-361-7909.