

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Lindstrom from Franconia Township
(MBAU Docket OA-1628-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Lindstrom (City) on September 17, 2015, and Franconia Township (Township) on November 10, 2015, requesting the designation and immediate annexation of the certain real property (Property) owned by Jay and Jackie Meyer legally described as follows:

That part of the following described property lying and being within Section 11, Township 33 North, Range 20 West, Chisago County, Minnesota:

That part of the Southeast Quarter of the Northeast Quarter, Government Lot 2 and Government Lot 3, all in Section 10 and that part of the Southwest Quarter of the Northwest Quarter of Section 11, all in Township 33 North, Range 20 West, Chisago County, Minnesota, described as follows:

Commencing at the East Quarter corner of said Section 10; thence North, assumed bearing along the East line of said Southeast Quarter of the Northeast Quarter, a distance of 368.60 feet to the point of beginning of the parcel to be described; thence South 29 degrees 29 minutes 30 seconds West, a distance of 245.70 feet; thence South 89 degrees 33 minutes 30 seconds West, a distance of 1203.50 feet; thence South 3 degrees 21 minutes West, a distance of 307 feet, more or less, to the South line of the North 145 feet of said Government Lot 2; thence Easterly, along said South line, a distance of 1342 feet, more or less, to the East line of said Government Lot 2 (known as line A); thence Northerly, along said East line, a distance of 145 feet, more or less, to the East Quarter corner of said Section 10; thence North 54 degrees 55 minutes 17 seconds East, a distance of 1032 feet, more or less, to the center line of Olympic Trail; thence Northwesterly, along said center line, a distance of 677 feet, more or less, to its intersection with a line that bears North 29 degrees 29 minutes 30 seconds East from the point of beginning, and to the point of beginning of the line hereinafter known as "Line B"; thence South 29 degrees 29 minutes 30 seconds West, along said "Line B", a distance of 872 feet, more or less, to the point of beginning and said "Line A" there terminating.

Line A and Line B are described in document numbers: 258327, 258328 and 258329

Subject to and together with a roadway easement extending over and across that part of said Southwest Quarter of the Northwest Quarter of said Section 11, being 33 feet on each side of the following described "Line B":

Commencing at the southwest corner of said Southwest Quarter of the Northwest Quarter; thence North, assumed bearing along the west line of said Southwest Quarter of the Northwest Quarter, a distance of 368.60 feet to the point of beginning of the center line to be described; thence North 29 degrees 29 minutes 30 seconds East, a distance of 872 feet, more or less, to the center line of Olympic Trail and there terminating.

Subject to a 66 foot roadway easement extending over, under and across part of said Southeast Quarter of the Northeast Quarter and part of said Government Lot 2, the Easterly line of which is described as follows:

Commencing at the Southeast corner of said North 145 feet of Government Lot 2; thence Westerly, along the South line of said North 145 feet, a distance of 520.00 feet to the point of beginning of said Easterly line to be described, thence Northerly, at a right angle, a distance of 300 feet, more or less, to the North line of the above described parcel and said Easterly line there terminating.

Subject to and together with a roadway easement over and across the following described parcel:

Commencing at the East Quarter corner of said Section 10; thence North, assumed bearing along the East line of said Southwest Quarter of the Northeast Quarter, a distance of 301.57 feet to the point of beginning of the easement to be described; thence South 29 degrees 29 minutes 30 seconds West, 168.35 feet; thence South 89 degrees 33 minutes 30 seconds West, to the West line of the East Half of the Southeast Quarter of the Northeast Quarter of said Section 10; thence Northerly, along said West line, a distance of 80 feet; thence Northeasterly, a distance of 695 feet, more or less, to a point on the East line of said Section 10 distant 134.07 feet, North of the point of beginning; thence South along said East line, a distance of 134.07 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 \$92.29 each year for two years as stated in the Joint Resolution adopted by the City on September 17, 2015, and the Township on November 10, 2015.

Dated: December 14, 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 Chisago 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.