

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain  
Real Property to the City of La Crescent  
from La Crescent Township  
(MBAU Docket OA-1652-1)

**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 August 8, 2016, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

**Parcel No. 08.0099.000:**

PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) OF SECTION 8, TOWNSHIP 104 NORTH OF RANGE 4 WEST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN, HOUSTON COUNTY, MINNESOTA, LYING NORTH AND EAST OF PINE CREEK.

AND

**Parcel No. 08.0124.000:**

ALL THAT PART OF THE SOUTHWEST QUARTER (SW $\frac{1}{4}$ ) OF SECTION 9, TOWNSHIP 104 NORTH OF RANGE 4 WEST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN (A/K/A BLOCKS E, F, J AND I OF AUDITOR'S SUBDIVISION OF SECTION 9, TOWNSHIP 104, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA, LYING NORTH AND EAST OF PINE CREEK AND SOUTH AND WEST OF CSAH 6, AND WEST OF VOLUME 5 OF CERTIFIED SURVEY MAPS, PAGE 6.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE $\frac{1}{4}$  NW $\frac{1}{4}$ ) OF SECTION 9, TOWNSHIP 104 NORTH OF RANGE 4 WEST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN (A/K/A BLOCK D OF AUDITOR'S SUBDIVISION OF SECTION 9, TOWNSHIP 104, RANGE 4 WEST), HOUSTON COUNTY, MINNESOTA, LYING SOUTH AND WEST OF CSAH 6.

AND

**Parcel No. 08.0499.000:**

A PIECE OR PARCEL OF LAND LYING IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) OF SECTION 9, TOWNSHIP 104 NORTH, OF RANGE 4 WEST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN (A/K/A

BLOCK C OF AUDITOR'S SUBDIVISION OF SECTION 9, TOWNSHIP 104, RANGE 4 WEST), HOUSTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 9; THENCE SOUTH ALONG THE SECTION LINE A DISTANCE OF 1298.6 FEET TO THE CENTER OF PINE CREEK ROAD; THENCE SOUTH 71 DEGREES 20 MINUTES EAST A DISTANCE OF 401.4 FEET; THENCE SOUTH 61 DEGREES 54 MINUTES EAST A DISTANCE OF 1074.7 FEET TO A 1/16 LINE FENCE; THENCE SOUTH ALONG SAID FENCE LINE A DISTANCE OF 76.9 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THE PINE CREEK ROAD; THENCE NORTHWESTERLY ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF THE PINE CREEK ROAD A DISTANCE OF 153.0 FEET TO AN IRON PIPE WHICH IS THE POINT OF BEGINNING; THENCE NORTHWESTERLY ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF THE PINE CREEK ROAD A DISTANCE OF 70.0 FEET TO AN IRON PIPE; THENCE SOUTH A DISTANCE OF 730.7 FEET TO AN IRON PIPE; THENCE EAST A DISTANCE OF 60.4 FEET TO AN IRON PIPE; THENCE NORTH A DISTANCE OF 695.3 FEET TO THE POINT OF BEGINNING.

EXCEPT THE FOLLOWING DESCRIBED PARCELS:

PARCELS OF RECORD IN THE HOUSTON COUNTY RECORDER'S OFFICE RECORDED AS FOLLOWS:

DOCUMENT NO. 192510; DOCUMENT NO. 192511; DOCUMENT NO. 192512; DOCUMENT NO. 192513; DOCUMENT NO. 192514; DOCUMENT NO. 192515; DOCUMENT NO. 118932; DOCUMENT NO. 119233; DOCUMENT NO. 124648; DOCUMENT NO. 238293; DOCUMENT NO. 101000; DOCUMENT NO. 103300; DOCUMENT NO. 106852; DOCUMENT NO. 128802; DOCUMENT NO. 128869; DOCUMENT NO. 136902; AND DOCUMENT NO. 137712.

AND ALSO EXCEPTING ALL OF CRESCENT VALLEY SUBDIVISION AND THAT PARCEL CONTAINED IN VOLUME 5 OF SURVEY MAPS, PAGE 6.

AND

INCLUDING ALL THAT PART OF HOUSTON COUNTY STATE AID HIGHWAY NO. 6 BEGINNING AT THE INTERSECTION OF HOUSTON COUNTY STATE AID HIGHWAY NO. 6 AND ITS INTERSECTION WITH VALLEY LANE; THEN WEST TO THE INTERSECTION OF HOUSTON COUNTY STATE AID HIGHWAY NO. 6 AND THE MOST NORTHWESTERLY CORNER OF THE PARCEL DESCRIBED ABOVE.

AND

**Parcel No. 08.0520.000:**  
PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER

(NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), SECTION 9, TOWNSHIP 104 NORTH, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA, DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58° 32' W, 61.24 FEET, THENCE CONTINUING ALONG THE CENTER OF SAID HIGHWAY ALONG A CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET, A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CURVE LINE BEARING NORTH 47° 55' 30" W, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37° 19' W, 181.1 FEET, THENCE SOUTH 22° 05' W, 144.95 FEET, THENCE SOUTH 28° 35' W, 180.55 FEET, THENCE SOUTH 30° 35' W, 226.46 FEET, THENCE ALONG A CIRCULAR CURVED LINE OF RADIUS 45.0 FEET A DISTANCE OF 47.94 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING SOUTH 48° 16' W OF LENGTH 45.70 FEET TO THE POINT OF BEGINNING:

THENCE CONTINUE ALONG SAID CURVED LINE TO THE LEFT A DISTANCE OF 60.60 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING SOUTH 20° 50' 10" E OF LENGTH 56.12 FEET, THENCE SOUTH 30° 35' W, 215.43 FEET, THENCE NORTH 49° 25' W, 105.0 FEET, THENCE NORTH 6° 15' 30" W, 118.15 FEET, THENCE NORTH 20° E, 140.0 FEET, THENCE SOUTH 59° 25' E, 156.12 FEET TO THE POINT OF BEGINNING.

AND

**Parcel No. 08.0519.000:**

PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), SECTION 9, TOWNSHIP 104 NORTH, RANGE 4 WEST, HOUSTON COUNTY, DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58 DEGREES 32 MINUTES WEST 61.24 FEET; THENCE CONTINUING ALONG THE CENTER OF SAID HIGHWAY ALONG A CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING NORTH 47 DEGREES 55 MINUTES 30 SECONDS WEST, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37 DEGREES 19 MINUTES WEST 181.1 FEET, THENCE SOUTH 22 DEGREES 05 MINUTES WEST 144.95 FEET, THENCE SOUTH 28 DEGREES 35 MINUTES WEST 180.55 FEET, THENCE SOUTH 30 DEGREES 35 MINUTES WEST 215.43 FEET, THENCE SOUTH 59 DEGREES 25 MINUTES EAST 175.0 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 30 DEGREES 35 MINUTES WEST 215.43 FEET, THENCE SOUTH 69 DEGREES 25 MINUTES EAST 175.0 FEET, THENCE NORTH 62 DEGREES 47 MINUTES EAST 108.25 FEET, THENCE NORTH 28 DEGREES 34 MINUTES WEST 104.9 FEET, THENCE NORTH 32 DEGREES 24 MINUTES 30 SECONDS WEST 87.3 FEET, THENCE NORTH 59 DEGREES 25 MINUTES WEST 62.2 FEET TO THE POINT OF BEGINNING.

AND

**Parcel No. 08.0523.000:**

PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), SECTION 9, TOWNSHIP 104 NORTH, RANGE 4 WEST, DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58° 32' WEST 61.24 FEET, THENCE CONTINUING ALONG THE CENTER OF SAID HIGHWAY ALONG A CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET, A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING NORTH 47° 55' 30" WEST, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37° 19' WEST 181.1 FEET, THENCE SOUTH 22° 05' WEST 144.95 FEET, THENCE SOUTH 28° 35' WEST 180.55 FEET, THENCE SOUTH 30° 35' WEST 305 FEET, THENCE SOUTH 59° 25' EAST 45.0 FEET TO THE POINT OF BEGINNING, THENCE NORTH 30° 35' EAST 45.0 FEET, THENCE ALONG A CIRCULAR CURVED LINE TO THE LEFT OF RADIUS 45.0 FEET A DISTANCE OF 39.42 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING NORTH 06° 28' 20" EAST OF LENGTH 36.74 FEET, THENCE SOUTH 59° 25' EAST 200.0 FEET, THENCE SOUTH 30° 35' WEST 171.96 FEET, THENCE NORTH 28° 34" WEST 104.9 FEET, THENCE NORTH 32° 24' 30" WEST 87.3 FEET, THENCE NORTH 59° 25' WEST 17.2 FEET TO THE POINT OF BEGINNING.

AND

**Parcel No. 08.0127.000:**

PART OF THE SOUTH HALF OF THE SOUTHWEST ((S $\frac{1}{2}$  SW $\frac{1}{4}$ ) OF SECTION 9, TOWNSHIP 104 NORTH, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH  $\frac{1}{4}$  CORNER OF SAID SECTION 9; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 9 A DISTANCE OF 169.95 FEET; THENCE NORTH 3 DEGREES 23 MINUTES 31 SECONDS WEST 611.56 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION: THENCE CONTINUING NORTH 3 DEGREES 23 MINUTES 31 SECONDS WEST 225 FEET; THENCE WEST 1,140.87 FEET TO A MEANDER LINE OF PINE CREEK; THENCE ALONG SAID MEANDER LINE SOUTH 5 DEGREES 35 MINUTES 55 SECONDS EAST 30.91 FEET; THENCE CONTINUING ALONG SAID MEANDER LINE SOUTH 20 DEGREES 23 MINUTES 37 SECONDS WEST 101.96 FEET. SOUTH 69 DEGREES 29 MINUTES 12 SECONDS WEST 118.94 FEET, SOUTH 19 DEGREES 24 MINUTES 53 SECONDS WEST 52.89 FEET, SOUTH 6 DEGREES 32 MINUTES 22 SECONDS EAST 120.03 FEET, SOUTH 32 DEGREES 07 MINUTES 57 SECONDS EAST 62.14 FEET AND SOUTH 63 DEGREES 30 MINUTES 30 SECONDS EAST 248.38 FEET; THENCE NORTH 65 DEGREES 10 MINUTES 39 SECONDS EAST 657.27 FEET; THENCE EAST 450 FEET TO THE POINT

OF BEGINNING, INCLUDING ALL THE LAND LYING BETWEEN THE MEANDER LINE AND THE CENTERLINE OF PINE CREEK.

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

**ORDER**

1. Pursuant to Minn. Stat. § 414.0325 (2016), 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 (2016), the City will reimburse the Township \$2,640.93 each year for two (2) years as stated in the Joint Resolution adopted by the City and Township on August 8, 2016.

Dated: September 23, 2016



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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 (2016). 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 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.