

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation of
Certain Real Property to the City of Austin
from Lansing Township
(MBAU Docket OA-1692-1)

**ORDER APPROVING
ANNEXATION**

Joint Resolution 15578/01-17-2018 for orderly annexation (Joint Resolution) was adopted by the City of Austin (City) on January 16, 2018, and Lansing Township (Township) on January 17, 2018, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35-T103N-R18W, Mower County, Minnesota; described as follows:

Beginning at the southeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

thence North 00°55'46" West a distance of 330.00 feet on the east line of the SE $\frac{1}{4}$ of said Section 35;

thence South 89°14'49" West a distance of 660.00 feet, parallel with the south line of said SE $\frac{1}{4}$, to the west line of the East 660 feet of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

thence North 00°55'46" West a distance of 988.03 feet on the west line of said East 660.00 feet, to the northwest corner of said East 660 feet;

thence South 89°25'33" West a distance of 587.19 feet on the north line of said SE $\frac{1}{4}$, to the southeasterly right-of-way line of the Chicago & Northwestern Transportation Company, now abandoned;

thence Southwest a distance of 145.30 feet, on the southeasterly right-of-way line of said abandoned Railroad, and on a nontangential curve, concave to the Northwest with a central angle of 01°26'25", a radius of 5779.59 feet, a chord bearing of South 31°41'48" West, and a chord length of 145.29 feet, to the west line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

thence South 01°04'16" East a distance of 1197.27 feet on the west line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, to the southwest corner thereof;

thence North 89°14'49" East a distance of 1322.56 feet on the south line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, to the point of beginning;

including any additional land falling between said parcel and the right of way of 14th Street NE.

Subject to an easement for public street and utilities over, under and across the East 22.00 feet of the South 47.00 feet of said NE $\frac{1}{4}$ SE $\frac{1}{4}$.

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 for a period of six (6) years as stated in the Joint Resolution.

Dated: March 23, 2018



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 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.