

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 Docket OA-1705-1)

**ORDER APPROVING
ANNEXATION**

Joint Resolution 15636/2018-02 for orderly annexation (Joint Resolution) was adopted by the City of Austin (City) and Austin Township (Township) on April 16, 2018, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

TRACT I

Beginning at a point on the West line of State Trunk Highway No. 218, that is 1535.15 feet South and 880.8 feet East of the Northwest Corner of the Northeast Quarter of Section 11, Township 102, Range 18; thence Southeasterly along the West line of said highway 725 feet to the place of beginning; thence Southeasterly along the West line of said highway for a distance of 150 feet; thence Southwesterly at a right angle (90°) off the West line of said highway for a distance of 180 feet; thence Northwesterly on a line that is parallel with the West line of said highway for a distance of 150 feet; thence Northeasterly 180 feet to the place of beginning.

TRACT II

Commencing at the Southeast Corner of the Northeast Quarter of Section 11, Township 102, Range 18; thence due West 821.5 feet to the West right-of-way line of Trunk Highway No. 218; thence North 39° 52' West along said right-of-way line 504 feet to the place of beginning of the tract to be described; thence North 39° 52' West 52.85; thence South 50° 08' West 180 feet; thence South 39° 52' East 52.85 feet; thence North 50° 08' East 180 feet to the place of beginning, Mower County, Minnesota.

TRACT III

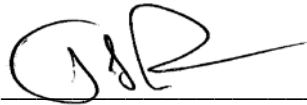
Commencing at the Southeast corner of the Northeast Quarter of Section 11, Township 102 North, Range 18 West, Mower County, Minnesota; thence due West 821.5 feet to the West right-of-way line of Trunk Highway No. 218; thence North 39° 52' West along said right-of-way line 504 feet; thence South 50° 08' West 180 feet to the place of beginning of the tract to be described; thence North 39° 52' West 202.85 feet; thence South 50° 08' West 258.51 feet; thence South 39° 52' East 177.8 feet; thence North 90° East 38.07 feet; thence North 50° 08' East 228.51 feet to the place of beginning, Mower County, Minnesota.

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: July 9, 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.