

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Raymond from the Townships of Edwards
and Lone Tree (MBAU Docket OA-1710-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Raymond (City) on January 8, 2018, Edwards Township on February 26, 2018, and Lone Tree Township on June 27, 2018, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

Parcel A

The North Half of the Southeast Quarter of Section 18, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, EXCEPT that part lying northerly and westerly of the line described as follows: Commencing at the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 18; thence on an assumed bearing of North 88 degrees 10 minutes 28 seconds East, along the South line of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 1150.46 feet to a point on a line which lies 50.00 feet West of the West line of the East 4.00 acres of Government Lot 1 of said Section 18 which is the point of beginning of the line to be described; thence on a bearing of North 00 degrees 05 minutes 02 seconds East, parallel with the East line of Government Lot 1 of said Section 18, a distance of 37.81 feet; thence on a bearing of North 89 degrees 05 minutes 18 seconds East a distance of 277.66 feet to the centerline of the drainage ditch; thence on a bearing of North 08 degrees 53 minutes 48 seconds East, along the centerline of the drainage ditch, a distance of 1329.56 feet to the North line of said Southeast Quarter where said line terminates.

Parcel B

The Southeast Quarter of the Southeast Quarter of Section 18 lying northwesterly of the northwesterly line of the Burlington Northern and Santa Fe Railroad right of way, and also the Northeast Quarter of the Northeast Quarter of Section 19 lying northwesterly of the northwesterly line of the Burlington Northern and Santa Fe Railroad right of way, all in Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota.

Parcel C

That part of Parcel C and Parcel D, as shown on the record plat entitled LONE TREE LAKE, on file in the office of the Kandiyohi County Recorder, AND ALSO that part of Government Lot 1 of Section 18 AND ALSO that part of Government

Lot 1 of Section 19, all in Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, described as follows:

Commencing at the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 18; thence on an assumed bearing of North 88 degrees 10 minutes 28 seconds East, along the South line of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 1150.46 feet to a point on a line which lies 50.00 feet West of the West line of the East 4.00 acres of Government Lot 1 of said Section 18, which point is also the point of beginning of the land to be described; thence continuing on a bearing of North 88 degrees 10 minutes 28 seconds East, along the South line of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 181.71 feet to the Northeast corner of Government Lot 1 of said Section 18; thence on a bearing of South 00 degrees 05 minutes 02 seconds West, along the East line of Government Lot 1 of said Section 18, a distance of 1341.71 feet to the Southeast corner of Government Lot 1 of said Section 18; thence on a bearing of South 00 degrees 50 minutes 46 seconds West, along the East line of Government Lot 1 of said Section 19, a distance of 568.95 feet to a point which lies 762.14 feet North of the Southeast corner of Government Lot 1 of said Section 19; thence on a bearing of South 87 degrees 09 minutes 57 seconds West a distance of 1060.34 feet to a found iron monument at the Southerly corner of said Parcel D; thence on a bearing of North 57 degrees 42 minutes 22 seconds West, along the Southwesterly line of said Parcel D, a distance of 812.77 feet to a found iron monument at the Westerly corner of said Parcel D; thence on a bearing of North 29 degrees 28 minutes 44 seconds East, along the Northwesterly line of said Parcel C, a distance of 262.02 feet; thence on a bearing of North 87 degrees 55 minutes 11 seconds East a distance of 1446.82 feet to a point on a line which lies 50.00 feet West of the West line of the East 4.00 acres of Government Lot 1 of said Section 18; thence on a bearing of North 00 degrees 05 minutes 02 seconds East, parallel with the East line of Government Lot 1 of said Section 18, a distance of 1242.55 feet to the point of beginning.

Parcel D

That part of the record plat entitled Raymond, on file in the office of the Kandiyohi County Recorder, lying within the Original Government Land Office Survey Meander Line.

Parcel E

Any part of Government Lot 1 and also any part of Government Lot 2 and also any part of Government Lot 3, all in Section 19, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, that is not already annexed as part of the City of Raymond.

Parcel F

Lot E, Lot F, Lot G, Lot H, Lot I and Lot J of the record plat entitled Lone Tree Lake, on file in the office of the Kandiyohi County Recorder.

Parcel G

The northerly 505.00 feet of Parcel K, of the record plat entitled Lone Tree Lake, on file in the office of the Kandiyohi County Recorder, as measured parallel to the north line of said Parcel K.

And also that part of said Parcel K lying southerly and westerly of the following described line:

Beginning at the Southeast corner of said Parcel K; thence north at 90 degrees to the southeast line of said Parcel K for 60.00 feet; thence deflecting southwesterly at 90 degrees for 154.70 feet to the west line of said Parcel K and said line there terminating.

Parcel H

That part of Parcel L, of the record plat entitled Lone Tree Lake, on file in the office of the Kandiyohi County Recorder, lying southerly of the following described line:

Commencing at the West Quarter corner of said Section 19; thence on an assumed bearing of North 0°09'41" West, along the west line of said Section 19, a distance of 1679.41 feet to the point of beginning of the line to be described; thence on a bearing of South 78°35'40" East a distance of 188.28 feet; thence on a bearing of South 66°59'21" East a distance of 416.47 feet; thence on a bearing of South 80°54'32" East a distance of 115.16 feet; thence on a bearing of North 82°55'33" East a distance of 172.52 feet to the easterly line of said Lot L and said line there terminating.

Parcel I

That part of Parcel B of the record plat entitled Lone Tree Lake, on file in the office of the Kandiyohi County Recorder, lying southerly of a line 70 feet northerly of Judicial Ditch 7

Parcel J

That part of Parcel A of the record plat entitled Lone Tree Lake, on file in the office of the Kandiyohi County Recorder, lying southerly of a line 70 feet northerly of Judicial Ditch 7

And Also:

The West 50.00 feet of said Parcel A.

Parcel K

That part of the NW1/4 of the SW1/4, and also part of Government Lot 3, all in Section 18, in Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, described as follows:

- Commencing at the northwest corner of said Section 18;
- thence on a geodetic bearing of South 01 degrees 18 minutes 02 seconds West, along the west line of said Section 18, a distance of 2647.15 feet to the northwest

corner of the Southwest Quarter of said Section 18;
- thence continuing on a bearing of South 01 degrees 18 minutes 02 seconds West, along the west line of said Section 18, a distance of 892.05 feet to the point of beginning of the land to be described;
- thence on a bearing of EAST a distance of 1088.48 feet;
- thence on a bearing of SOUTH a distance of 1032.06 feet to the northerly line of PARCEL A as shown on the record plat entitled LONE TREE LAKE, on file in the office of the Kandiyohi County Recorder;
- thence on a bearing of South 80 degrees 12 minutes 22 seconds West, along the northerly line of said PARCEL A, a distance of 1132.80 feet to the northwesterly corner of said PARCEL A;
- thence on a bearing of North 01 degrees 18 minutes 02 seconds East, along the west line of said Section 18, a distance of 1225.07 feet to the point of beginning.

Parcel L

That part of Government Lot 1 and the adjacent meandered lands, all in Section 13, Township 118 North, Range 37 West of the Fifth Principal Meridian, Lone Tree Township, Chippewa County, Minnesota, described as follows:

- Commencing at the northeast corner of said Section 13;
- thence on a geodetic bearing of South 01 degrees 18 minutes 02 seconds West, along the east line of said Section 13, a distance of 2647.15 feet to the northeast corner of Government Lot 1 of said Section 13;
- thence continuing on a bearing of South 01 degrees 18 minutes 02 seconds West, along the east line of said Section 13, a distance of 892.05 feet to the point of beginning of the land to be described;
- thence on a bearing of WEST a distance of 593.78 feet;
- thence on a bearing of South 00 degrees 14 minutes 55 seconds West a distance of 877.64 feet;
- thence on a bearing of South 53 degrees 40 minutes 13 seconds East a distance of 212.94 feet;
- thence on a bearing of South 50 degrees 32 minutes 48 seconds East a distance of 52.35 feet;
- thence on a bearing of South 49 degrees 25 minutes 04 seconds East a distance of 87.66 feet;
- thence on a bearing of South 59 degrees 45 minutes 38 seconds East a distance of 99.08 feet;
- thence on a bearing of South 72 degrees 25 minutes 08 seconds East a distance of 102.26 feet;
- thence on a bearing of South 86 degrees 56 minutes 08 seconds East a distance of 109.32 feet to the east line of said Section 13;
- thence on a bearing of North 01 degrees 18 minutes 02 seconds East, along the east line of said Section 13, a distance of 1181.01 feet to the point of beginning.

Parcel M

That part of the West Half of the Southeast Quarter of Section 19, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township,

Kandiyohi County, Minnesota, described as follows:

- Commencing at the southwest corner of the Southeast Quarter of said Section 19;
- thence on a geodetic bearing of North 89 degrees 57 minutes 34 seconds East, along the south line of said Section 19, a distance of 592.00 feet to the east line of the west 592.00 feet of the Southeast Quarter of said Section 19;
- thence on a bearing of North 01 degrees 26 minutes 56 seconds East, along the east line of the west 592.00 feet of the Southeast Quarter of said Section 19 a distance of 1056.08 feet to the point of beginning of the land to be described;
- thence continuing on a bearing of North 01 degrees 26 minutes 56 seconds East, along the east line of the west 592.00 feet of the Southeast Quarter of said Section 19, a distance of 431.46 feet to the easterly extension of the south line of the record plat entitled FIRST STREET SOUTH ADDITION, on file in the office of the Kandiyohi County Recorder;
- thence on a bearing of South 89 degrees 10 minutes 55 seconds West, along the easterly extension of the south line of said record plat entitled FIRST STREET SOUTH ADDITION, a distance of 11.00 feet to the southeast corner of Lot 8, Block Two, as shown on said record plat entitled FIRST STREET SOUTH ADDITION;
- thence on a bearing of North 01 degrees 26 minutes 56 seconds East, along the east line of said Lot 8, Block Two, a distance of 40.03 feet;
- thence on a bearing of North 89 degrees 10 minutes 55 seconds East a distance of 51.23 feet;
- thence on a bearing of South 01 degrees 26 minutes 56 seconds West a distance of 198.32 feet to the south line of the Northwest Quarter of the Southeast Quarter of said Section 19;
- thence on a bearing of South 01 degrees 26 minutes 56 seconds West a distance of 73.44 feet;
- thence on a bearing of North 89 degrees 34 minutes 16 seconds East a distance of 360.00 feet;
- thence on a bearing of South 36 degrees 40 minutes 57 seconds West a distance of 162.21 feet;
- thence on a bearing of South 57 degrees 57 minutes 56 seconds West a distance of 100.00 feet;
- thence on a bearing of South 81 degrees 33 minutes 14 seconds West a distance of 130.00 feet;
- thence on a bearing of South 89 degrees 34 minutes 16 seconds West a distance of 95.00 feet to the point of beginning.

Parcel N

The Northwest Quarter of the Southwest Quarter of Section 19, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, lying northwesterly of the northwesterly line of the Burlington Northern and Santa Fe Railroad right of way.

Parcel O

The Northeast Quarter of the Southwest Quarter of Section 19, Township 118

North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, EXCEPT that part platted as Korthof's Addition to Raymond, on file in the office of the Kandiyohi County Recorder.

Parcel P

Any part of the North 1207.73 feet of the North Half of the Southeast Quarter of Section 19, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, that is not already annexed as part of the City of Raymond.

Parcel Q

Lot 1, Lot 3 and the Dedicated Road as shown on the record plat entitled Holtz's Addition, on file in the office of the Kandiyohi County Recorder.

Parcel R

That part of the Southeast Quarter of the Northeast Quarter of Section 19, Township 118 North, Range 36 West of the Fifth Principal Meridian, Edwards Township, Kandiyohi County, Minnesota, lying southerly of the north line of County State Aid Highway Number 7

Parcel S

The north 60 feet of the west 200 feet of the Southwest Quarter of Section 20, Township 118, Range 36.

Parcel T

All that part of the NE1/4 of the NE1/4 of Section 19, Township 118, Range 36, described as follows: Beginning at the Northeast corner of Outlot 1 of the record plat entitled DeJong's Addition to the City of Raymond, on file in the office of the Kandiyohi County Recorder; thence Northeasterly on and along the southerly right of way line of Trunk Highway No. 23 to the northwesterly corner of Parcel 1-100, as shown on the record plat entitled City of Raymond Right of Way Plat No. 1, on file in the office of the Kandiyohi County Recorder; thence on a bearing of South 35 degrees 15 minutes 34 seconds East, along the westerly line of said Parcel 1-100, a distance of 199.56 feet; thence on a bearing of South 54 degrees 44 minutes 16 seconds West to a point on the East line of said Outlot 1; thence Northerly along the East line of said Outlot 1 to the point of beginning.

Parcel X

The North 138 feet of the East 100 feet of the NE¼ of the NE¼ of Section 18, Township 118, Range 36.

Parcel Y

That part of the Northwest Quarter (NW¼) of Section Twenty (20), Township One Hundred Eighteen (118) North, Range Thirty-Six (36) West, described by metes and bounds as follows:

Commencing at a point on the North line of said NW¼, 747 feet East of the Northwest Corner of said NW¼; thence South on a line parallel to the West line of

said NW¼ a distance of 133 feet; thence East on a line parallel to the North line of said NW¼ a distance of 165 feet; thence North on a line parallel to the West line of said NW¼ a distance of 133 feet to a point on the North line of said NW¼ thence West along the North line of said NW¼ to the point of beginning.

Parcel Z

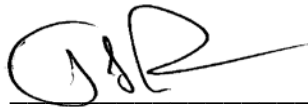
That part of the Southwest Quarter of the Southwest Quarter (SW¼ of the SW¼) of Section Twenty (20), Township One Hundred Eighteen (118) North, Range Thirty-six (36) West, described by metes and bounds as follows: Beginning at a point 1,593.9 feet South and 50 feet East of the West Quarter Corner of Section 20, Township 118 North, Range 36 West; thence East 125 feet; thence South 150 feet; thence West 125 feet; thence North 150 feet to the place 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 (2018), 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 (2018), no reimbursement shall be made by the City to Edwards Township or Lone Tree Township in accordance with the terms of the Joint Resolution.

Dated: August 21, 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 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Kandiyohi County District Court or Chippewa 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.