

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Albert Lea from Albert Lea Township
(MBAU Docket OA-1714-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Albert Lea (City) and Albert Lea Township (Township) on August 13, 2018, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

All that part of the NW1/4 Section 5-T102N-R21W, Freeborn County, Minnesota; described as follows:

Beginning at the northwest corner of said NW1/4;

thence South 89°48'33" East a distance of 54.56 feet on an assumed bearing on the north line of said NW1/4, to the centerline of County State Aid Highway No. 20;

thence Southeast a distance of 155.62 feet on said centerline, on a nontangential curve, concave to the Northeast with a central angle of 23°17'29", a radius of 382.81 feet, a chord bearing of South 43°17'50" East, and a chord length of 154.55 feet;

thence South 54°56'27" East a distance of 926.00 feet on a nontangential line, on said centerline, to the easterly extension of the north line of Country Club Road;

thence South 89°02'26" West a distance of 920.95 feet, on said north line and the easterly extension of said north line, to the west line of said NW1/4;

thence North 00°11'57" East a distance of 660.00 feet on said west line, to the point of beginning;

subject to highway easement on the northeasterly side thereof.

And

All that part of the NW1/4 Section 5-T102N-R21 W, Freeborn County; described as follows:

Commencing at the northwest corner of the NW1/4 of said Section 5; thence South

00°11'26" West a distance of 710.00 feet, to Judicial Landmark 25, on the west line of said Section 5; thence North 89°02'26" East a distance of 160.00 feet, to Judicial Landmark 27 (JM 27, 7-5-94), to the point of beginning;

thence North 89°02'26" East a distance of 200.00 feet, to Judicial Landmark 28 (JM 28, 7-5-94);

thence South 00°11'26" West a distance of 207.50 feet, to Judicial Landmark 29 (JM 29, 7-5-94);

thence South 89°02'26" West a distance of 200.00 feet, to Judicial Landmark 30 (JM 30, 7-5-94);

thence North 00°11'26" East a distance of 207.50 feet, to Judicial Landmark 27, to the point of beginning.

And

All that part of the NW1/4 Section 6-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the intersection of the east right-of-way line of County Road No. 101 and the southerly line of Lakeview Heights, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota; thence South 24°56'58" East a distance of 167.56 feet on said east right-of-way line, to the point of beginning;

thence North 65°03'02" East a distance of 175.00 feet, to a corner of Lot 3, Block 1 in Rutherford Subdivision as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence South 24°56'58" East a distance of 75.00 feet on the southwesterly line of said Lot 3, to the northerly-most corner of Lot 2 in said Rutherford Subdivision;

thence South 65°03'02" West a distance of 175.00 feet on the northwesterly line of Lots 2 & 1 in said Rutherford Subdivision, to the westerly-most corner of said Lot 1;

thence North 24°56'58" West a distance of 75.00 feet on said east right-of-way line, 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 (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), the City will reimburse the Township as stated in the Joint Resolution.

Dated: October 5, 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 Freeborn 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.