

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Zumbrota from Zumbrota Township
(MBAU Docket OA-1788-1)

**ORDER APPROVING
ANNEXATION**

A Joint Resolution for Orderly Annexation (Joint Resolution) was adopted by the City of Zumbrota (City) on November 5, 2020, and Zumbrota Township (Township) on October 18, 2020, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

That part of the Southeast Quarter of Section 31, Township 110 North, Range 15 West, Goodhue County, Minnesota, described as follows:

Commencing at the southwest corner of said Southeast Quarter; thence North 01 degrees 01 minutes 12 seconds West (Note: all bearings are on the Goodhue County Coordinate System NAD83 1996 Adjustment) along the west line of said Southeast Quarter for a distance of 1107.00 feet to the southwesterly line of a parcel described in a deed recorded in Book N-4 of Deeds, page 457; thence South 56 degrees 46 minutes 12 seconds East along said southwesterly line for a distance of 112.00 feet to the most southerly corner of said parcel described in Book N-4 of Deeds, page 457; thence North 25 degrees 13 minutes 48 seconds East along the southeasterly line of said parcel described in Book N-4 of Deeds, page 457 for a distance of 446.90 feet to the southeast corner of the parcel described in the second deed recorded in Book 1-9 of Deeds, page 236 and the POINT OF BEGINNING of the parcel to be described; thence continue North 25 degrees 13 minutes 48 seconds East along the southeasterly line of said parcel described in Book 1-9 of Deeds, page 236 for a distance of 89.10 feet; thence North 01 degree 01 minutes 12 seconds West, parallel with the west line of said Southeast Quarter, for a distance of 80.00 feet to the northeast corner of said parcel described in Book 1-9 of Deeds, page 236; thence North 88 degrees 58 minutes 48 seconds East for a distance of 294.81 feet; thence South 01 degrees 01 minutes 12 seconds East, parallel with the west line of said Southeast Quarter, for a distance of 1139.95 feet to the centerline of 9th Street (formerly St. Paul and Rochester Road); thence North 43 degrees 40 minutes 40 seconds West along said centerline for a distance of 400.00 feet; thence North 44 degrees 34 minutes 00 seconds West along said centerline for a distance of 250.00 feet; thence North 46 degrees 11 minutes 55 seconds West for a distance of 130.83 feet; thence North 53 degrees 13 minutes 04 seconds West for a distance of 46.58 feet; thence North 56 degrees 01 minutes 51 seconds West for a distance of 43.43 feet to a point on a line being 16.00 feet east of, as measured at right angles to, the west

line of said Southeast Quarter also being a point in the centerline of said 9th Street (formerly St. Paul and Rochester Road); thence North 01 degrees 01 minutes 12 seconds West, parallel with said west line, for a distance of 358.92 feet; thence North 88 degrees 58 minutes 48 seconds East for a distance of 153.64 feet to the southwest corner of said parcel described in Book 1-9 of Deeds, page 236; thence North 88 degrees 56 minutes 16 seconds East for a distance of 120.59 feet to the Point of Beginning.

AND

That part of the Southwest Quarter of the Southeast Quarter of Section 31, Township 110 North, Range 15 West, described as follows:

Commencing at the said Southwest corner of the Southeast Quarter of Section 31, North 01 degrees 01 minutes 12 seconds West, along the west line of the Southeast Quarter of Section 31, a distance of 1057.34 feet to the Point of Beginning; thence continuing North 01 degrees 01 minutes 12 seconds West, along said West line, a distance of 40.88 feet to point on the centerline of 9th street (formally known as Rochester and St. Paul road); thence South 55 degrees 06 minutes 33 seconds East, along said centerline of 9th street, a distance of 63.68 feet; thence South 53 degrees 13 minutes 04 seconds East, along said centerline of 9th street, a distance of 46.58 feet; thence South 46 degrees 11 minutes 55 seconds East, along said centerline of 9th street, a distance of 130.83 feet; thence South 44 degrees 34 minutes 00 seconds East, along said centerline of 9th street, a distance of 250.00 feet; thence South 43 degrees 40 minutes 40 seconds East, along said centerline of 9th street, a distance of 400.00 feet; thence South 01 degrees 01 minutes 12 seconds East, a distance of 48.70 feet; thence North 43 degrees 40 minutes 40 seconds West, a distance of 435.56 feet; thence North 44 degrees 34 minutes 00 seconds West, a distance of 249.27 feet; thence North 46 degrees 11 minutes 55 seconds West, a distance of 128.34 feet; thence North 53 degrees 13 minutes 04 seconds West, a distance of 40.71 feet; thence North 55 degrees 06 minutes 33 seconds West, a distance of 42.46 feet to the Point of beginning.

EXCEPT THE FOLLOWING PARCEL:

That part of the Southeast Quarter of Section 31, Township 110 North, Range 15 West, Goodhue County, Minnesota, described as follows:

Commencing at the southwest corner of said Southeast Quarter, thence northerly on a Minnesota State Plane Grid Azimuth from north 358 degrees 25 minutes 55 seconds along the west line of said Southeast Quarter 1107.00 feet to the southwesterly line of the real property described in a deed recorded in Book N-4 of Deeds, page 457; thence southeasterly 122 degrees 37 minutes 24 seconds azimuth along said southwesterly line 112.00 feet to the most southerly corner of the real property described in the second deed recorded in Book 1-9 of Deeds, page 236; thence northeasterly 24 degrees 37 minutes 24 seconds azimuth along

the southeasterly line of said real property described and recorded in Book 1-9 of Deeds, page 236, a distance of 446.90 feet to the point of beginning; thence continue northeasterly 24 degrees 37 minutes 24 seconds azimuth along said southeasterly line 89.10 feet to the point of beginning of the real property described in the first deed recorded in Book 1-9 of Deeds, page 236; thence northerly 358 degrees 25 minutes 55 seconds azimuth along the easterly line of said first deed recorded in Book 1-9 of Deeds, page 236, a distance of 80.00 feet; thence easterly 88 degrees 25 minutes 55 seconds azimuth 54.53 feet; thence southerly 179 degrees 57 minutes 51 seconds azimuth 112.85 feet; thence southwesterly 235 degrees 55 minutes 48 seconds azimuth 87.73 feet; thence westerly 268 degrees 25 minutes 48 seconds azimuth 16.85 feet to the point of beginning.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2020), 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 (2020), the City will reimburse the Township \$145.48 each year for two years as stated in the Joint Resolution.

Dated: December 4, 2020


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Goodhue 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.