

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Clearwater from Clearwater Township
(MBAU Docket OA-1812-4)

**ORDER APPROVING
ANNEXATION**

Clearwater Township Resolution No. 2021-010/City of Clearwater Resolution No. 2021-49 (Joint Resolution to Designate) was adopted by the City of Clearwater (City) on October 12, 2021, and Clearwater Township (Township) on October 4, 2021, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

City of Clearwater Resolution 2202-71 (City Resolution to Annex), adopted by the City on October 24, 2022, requests annexation of certain real property (Property) legally described as follows:

That part of the Northeast Quarter of Section 3, in Township 122, Range 27, Wright County, Minnesota, bounded by a line described as follows: Beginning at the East Quarter post of Section 3; thence North along the East line of said Section, 13 chains and 11 links; thence North $62^{\circ} 10'$ West (variation $10^{\circ} 10'$) to the Westerly line of the Clearwater and Big Lake Road; sometimes called Corinna Road, and to a point where the center line of the Clearwater and Lynden Road, so-called, intersects said Clearwater and Big Lake Road (sometimes called the Corinna Road); thence Westerly along the center of the said Clearwater and Lynden Road to the Clearwater River; thence Southwesterly along the Clearwater River, to the South line of said Quarter, thence East along said South line to the place of beginning.

EXCEPTING THEREFROM: That part of the Northeast Quarter of Section 3, in Township 122 North, of Range 27 West, in Wright County, Minnesota, described as follows, to-wit: Commencing at the Northeast corner of said NE $\frac{1}{4}$; thence South along the East line of said NE $\frac{1}{4}$, a distance of 1695.10 feet to the point of beginning of the land to be described; thence Northwest deflecting $118^{\circ} 48' 30''$ right, a distance of 723.78 feet; thence Southerly deflecting $101^{\circ} 10' 30''$ left, a distance of 220.00 feet; thence Southeasterly deflecting $78^{\circ} 49' 24''$ left, a distance of 186.65 feet; thence South parallel with the East line of said NE $\frac{1}{4}$, a distance of 838.01 feet to the North right-of-way line of County Highway No. 7; thence East, Northeast, North and East, along said right-of-way line to said East line of the NE $\frac{1}{4}$; thence North along said East line a distance of 597.76 feet to the point of beginning.

Also Less and Except That part of the Northeast Quarter of Section 3, Township

122, Range 27, Wright County, Minnesota described as follows: Commencing at the Northeast corner of said Section 3, thence South along the East line of said Section 3 a distance of 1695.10 feet, thence deflecting 118 degrees 48 minutes 30 seconds right a distance of 37.88 feet to a Iron pipe said pipe being the most southerly corner of Lot "A" of Lot 10, thence continuing on the same described course a distance of 685.90 feet along the Southwesterly line of said Lot "A" of Lot 10 to the point of beginning said point of beginning being the Southeasterly corner of the existing cemetery, thence deflecting 101 degrees 10 minutes 30 seconds left a distance of 220.00 feet, thence deflecting 101 degrees 10 minutes 36 seconds right a distance of 270.8 feet to the easterly right of way line of Trunk Highway 24, thence northeasterly along said right of way line on a tangential curve concave to the east a distance of 220.00 feet more or less to a point on the southwesterly line of said existing cemetery said point being 25.70 feet easterly from the most westerly corner of existing cemetery, thence deflecting 101 degrees 09 minutes 36 seconds right and on the southwesterly line of existing cemetery a distance of 270.80 feet to the point of beginning.

Also Less and Except: That part of the Northeast Quarter of Section 3, Township 122, Range 27, Wright County, Minnesota, described as follows: Commencing at the Southeast corner of the Northeast Quarter of said Section 3, Township 122, Range 27; thence North 01 degree 05 minutes 23 seconds West, assumed bearing along said East line of said Northeast Quarter a distance of 865.26 feet; thence North 63 degrees 15 minutes 23 seconds West, 1143.83 feet to the westerly right of way line of State Trunk Highway No. 24; thence northeasterly, along said westerly right of way line of State Trunk Highway No. 24 to a point distant 120.00 feet southwesterly from the southerly right of way line of Interstate Highway No. 94 as measured along said westerly right of way line of State Trunk Highway No. 24; thence North 64 degrees 05 minutes 28 seconds West, a distance of 400.77 feet; thence South 26 degrees 20 minutes 39 seconds West. 457.89 feet to the former centerline of an abandoned town road and the point of beginning of the parcel to be described; thence South 35 degrees 57 minutes 59 seconds East along said centerline, a distance of 119.73 feet to an angle point in said centerline; thence South 62 degrees 16 minutes 53 seconds East, continuing along said centerline, a distance of 330.21 feet to said westerly right of way line of State Trunk Highway No. 24. thence southwesterly, along said westerly right of way line of State Trunk Highway No. 24, a distance of 306.08 feet; thence North 62 degrees 16 minutes 53 seconds West, 489.34 feet; thence North 26 degrees 20 minutes 39 seconds East, 353.18 feet to the point of beginning.

Also Less and Except: That part of the Northeast Quarter of Section 3, Township 122, Range 27, Wright County, Minnesota, lying northerly of the southerly right of way line of County Road No. 145.

Described area contains ±60.9 acres.

Based upon a review of the Joint Resolution to Designate and the City Resolution to Annex, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2022), the City Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution to Designate, the City Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to Minn. Stat. § 414.036 (2022), the City will reimburse the Township as stated in the Joint Resolution to Designate and the City Resolution to Annex.

Dated: December 21, 2022


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 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Wright 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.