

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE ACTING DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF KASSON)
AND THE TOWN OF MANTORVILLE PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Kasson and the Town of Mantorville; and

WHEREAS, a resolution was received from the City of Kasson indicating their desire that certain property be annexed to the City of Kasson pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation pursuant to said subdivisions; and

WHEREAS, on January 15, 2004, the Acting Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Kasson, Minnesota, the same as if it had originally been made a part thereof:

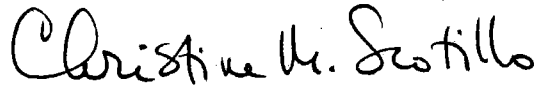
That part of the Southeast Quarter of Section 33, Township 107 North, Range 16 West, Dodge County, Minnesota, described as follows:

Commencing at the northeast corner of the Southeast Quarter of said Section 33; thence South 00 degrees 00 minutes 18 seconds East (NOTE: All bearings are in relationship to the Dodge County Coordinate System NAD '83, Adjusted 1996) along the east line of said Southeast Quarter for a distance of 660.00 feet to the northeast corner of ADVANTAGE INDUSTRIAL PARK, said point also being the northeast corner of the

South 3/4 of said Southeast Quarter; thence North 89 degrees 46 minutes 42 seconds West along the north of said ADVANTAGE INDUSTRIAL PARK also being the north line of the South 3/4 of said Southeast Quarter for a distance of 608.00 feet to the northwest corner of said ADVANTAGE INDUSTRIAL PARK and to the POINT OF BEGINNING; thence continue North 89 degrees 46 minutes 42 seconds West along the north line of said South 3/4 for a distance of 717.23 feet to the northwest corner of the East 59.75 acres of the South 3/4 of said Southeast Quarter, said point also being the west line of the Northeast Quarter of said Southeast Quarter; thence South 00 degrees 04 minutes 02 seconds West along said west line, 435.00 feet; thence South 89 degrees 46 minutes 42 seconds East parallel with the north line of said Southeast Quarter, 717.78 feet to the southwest corner of said ADVANTAGE INDUSTRIAL PARK; the North 00 degrees 00 minutes 18 seconds West along the west line of said ADVANTAGE INDUSTRIAL PARK, 435.00 feet to the POINT OF BEGINNING.

Dated this 15th day of January, 2004.

For the Acting Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-807-6 Kasson

MEMORANDUM

In ordering the annexation contained in Docket No. OA-807-6, the Acting Director finds and makes the following comment:

Paragraph 4 states the agreement shall be in effect for five years. End dates or ending mechanisms are problematic in that they appear to run afoul of the act of conferring jurisdiction to the Director. Paragraph 3. Once jurisdiction is conferred, it cannot be taken away by written consent of the parties. Jurisdiction ends when all the designated area is annexed. The issue whether jurisdiction could be "given back" by the Director upon written request of the parties to the agreement to mutually end their agreement has not been addressed.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

