

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF LITTLE FALLS )  
AND THE TOWN OF BELLE PRAIRIE PURSUANT TO ) ORDER  
MINNESOTA STATUTES 414 )  
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WHEREAS, a joint resolution for orderly annexation was adopted by the City of Little Falls and the Town of Belle Prairie; and

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

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 of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on August 10, 2005, the Chief Administrative Law Judge 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 Little Falls, Minnesota, the same

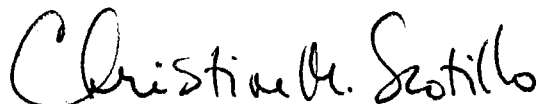
as if it had originally been made a part thereof:

That part of Government Lot 2, Section 27, Township 41, Range 32, Morrison County, Minnesota, described as follows:

Commencing at the northeast corner of said Government Lot 2; thence South 00 degrees 01 minutes 33 seconds East, assumed bearing, a distance of 413.30 feet along the east line of said Government Lot 2 to the southeast corner of Merchlewicz Addition to Oak Ridge, the point of beginning; thence continuing South 00 degrees 01 minutes 33 seconds East a distance of 289.67 feet along said east line of Government Lot 2; thence North 89 degrees 54 minutes 45 seconds West a distance of 309.00 feet along a line monumented by Ron Murphy, RSL 10832, and documented on a Certificate of Survey dated January 18, 1983; thence North 00 degrees 45 minutes 55 seconds East a distance of 289.71 feet to the south line of said Merchlewicz Addition to Oak Ridge; thence South 89 degrees 54 minutes 33 seconds East, a distance of 305.00 feet along said south line of Merchlewicz Addition to Oak Ridge to the point of beginning. All in accordance with a survey by Kevin Festler, Minnesota License Number 22702, dated July 17, 2000. Subject to an easement described as follows: a 70.00 foot wide easement for ingress and egress, over and across that part of Government Lot 2, Section 27, Township 41, Range 32, Morrison County, Minnesota, described as follows: commencing at the northeast corner of said Government Lot 2; thence South 00 degrees 01 minutes 33 seconds East, assumed bearing, a distance of 413.30 feet along the east line of said Government Lot 2 to the southeast corner of Merchlewicz Addition to Oak Ridge, on file and of record in the Office of the County Recorder in said Morrison County; thence continuing South 00 degrees 01 minutes 33 seconds East a distance of 289.67 feet along said east line of Government Lot 2 to the point of beginning of said easement; thence North 89 degrees 54 minutes 45 seconds West a distance of 309.00 feet along a line monumented by Ron Murphy, RLS 10832, and documented on a Certificate of Survey dated January 18, 1983; thence North 00 degrees 45 minutes 55 seconds East a distance of 70.00 feet; thence South 89 degrees 54 minutes 45 seconds West a distance of 308.03 feet to said east line of Government Lot 2; thence South 00 degrees 01 minutes 33 seconds East a distance of 70.00 feet along said east line of Government Lot 2 to the point of beginning. All in accordance with a survey by Kevin Festler, Minnesota License Number 22702, dated July 17, 2000.

Dated this 10<sup>th</sup> day of August, 2005.

For the Chief Administrative Law Judge  
658 Cedar Street, Room 300  
St. Paul, Minnesota 55155



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

OA-916-18 Little Falls

MEMORANDUM

In ordering the annexation contained in Docket No. OA-916-18, the Chief Administrative Law Judge finds and makes the following comment:

The authority to impose the type of charge identified in paragraph 3 (d) of the agreement, is questionable. The issuance of this order makes no determination as to the legality or validity of these provisions of the agreement. Any issue that may arise relative to the application or interpretation of these sections will be the sole responsibility the signatories to the agreement.

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.

*Ans*