

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-916-37  
Little Falls/Belle Prairie Township  
Pursuant to Minnesota Statutes 414

**FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

The city resolution for orderly annexation submitted by the City of Little Falls was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

**FINDINGS OF FACT**

1. A joint resolution for orderly annexation was adopted by the City of Little Falls and Belle Prairie Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.
2. A resolution adopted and submitted by the City of Little Falls, requests annexation of the remainder of the designated area described as follows:

Parts of Sections Fourteen, Twenty-three, Twenty-six, Twenty-seven and Thirty-five, Township Forty-one North, Range Thirty-two West, Morrison County, Minnesota, more specifically described as follows:

All that part of Sections Fourteen, Twenty-three, Twenty-six and Twenty-seven, Township Forty-one North, Range Thirty-two West, Morrison County, Minnesota, not previously annexed, lying and being southerly of the south line of Morrison County Belle Prairie Park (Document Nos. 262921 and 275369 as recorded in the Office of the Morrison County Recorder's Office), and its extension easterly; and westerly of the easterly line of the Burlington Northern Santa Fe railroad right-of-way;

AND

All of the northerly half of Section Thirty-five, Township Forty-one

North, Range Thirty-two West, not previously annexed, Morrison County, Minnesota;

AND

That part of the Northeast Quarter of the Southwest Quarter (NE ¼ SW ¼) of Section Twenty-six, Township Forty-one North, Range Thirty-two West, Morrison County, Minnesota described as follows: Commencing at the northeast corner of said Northeast Quarter of the Southwest Quarter (NE ¼ SW ¼); thence North 89 degrees 40 minutes 03 seconds west, assumed bearing, 221.39 feet along the north line of said Northeast Quarter of the Southwest Quarter (NE ¼ SW ¼) to its intersection with the east line of the Burlington Northern Railroad; thence South 13 degrees 54 minutes 13 seconds West 1,064.53 feet along said east line of the Burlington Northern Railroad to the point of beginning; thence South 76 degrees 05 minutes 47 seconds East 250.00 feet; thence South 13 degrees 54 minutes 13 seconds West 200.00 feet; thence North 76 degrees 05 minutes 47 seconds West 250.00 feet to said east line of the Burlington Northern Railroad; thence North 13 degrees 54 minutes 13 seconds East 200.00 feet along said east line of the Burlington Northern Railroad to the point of beginning. All in accordance with a survey by Kevin Festler, RLS 22702, dated January 7, 1998;

Being approximately 360 acres more or less.

3. Minnesota Statutes § 414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

4. The joint resolution contains all the information required by Minnesota Statutes § 414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

### **CONCLUSIONS OF LAW**

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

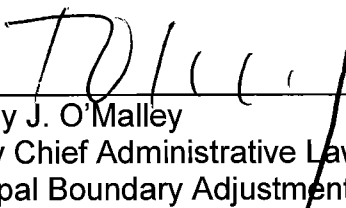
**ORDER**

1. The property described in Findings of Fact 2 is annexed to the City of Little Falls, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes § 414.036, Belle Prairie Township will be reimbursed by the City of Little Falls in accordance with the terms of the joint resolution signed by the City on February 10, 2003 and the Township on February 3, 2003; and City Resolution No. 2013-38.

3. The effective date of the annexation is January 1, 2014.

Dated: December 10, 2013

  
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Timothy J. O'Malley  
Deputy Chief Administrative Law Judge  
Municipal Boundary Adjustment Unit