

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation  
of Certain Real Property to the City of  
Victoria from Laketown Township  
[MBAU Docket A-2205(OA)-35]

**ORDER APPROVING  
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of Victoria (City) on December 2, 1976, and Laketown Township (Township) on December 20, 1976, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

The Joint Resolution to Designate was amended in 2004 and again in 2020 by City Resolution No. 2020-13/Township Resolution No. 2020-04 (2020 Amendment to the Joint Resolution to Designate) adopted by the City on March 9, 2020, and the Township on April 13, 2020.

Resolution No. 2023-24 (City Resolution to Annex), adopted by the City on May 8, 2023, requests annexation of certain real property (Property) legally described as follows:

**070030100:** All of Section 03, Township 116, Range 24, Carver County, Minnesota, except that portion described as follows:

Commencing at the South Quarter corner of Section 34, Township 117, Range 24; thence West along the North line of the Section 03, Township 116, Range 24, a distance of 340.00 feet to the actual point of beginning of the tract to be excepted; thence Southerly, deflecting to the left 91 degrees 45 minutes, a distance of 253.00 feet; thence West, deflecting to the right 91 degrees 45 minutes, to the West Line of the Northeast Quarter of the Northwest Quarter of said section 3, thence North along the West line to the Northwest corner of said Northeast Quarter of the Northwest Quarter, thence East to the actual point of beginning.

Subject to the rights of the public in State Trunk Highway No. 7 and CSAH No. 11.

**070040100:** All of Section 04, Township 116, Range 24, Carver County, Minnesota. Subject to the rights of the public in State Trunk Highway No. 7 and CSAH No. 11.

**070050100:** All of Government Lots 2-4, Section 5, Township 226, Range 24, Carver County, Minnesota.

**070100100:** All of Section 10, Township 116, Range 24, Carver County, Minnesota, except those portions described as follows:

That part of Government Lot 1, Section 15, Township 116, Range 24, and that part of Government Lot 6, Section 10, Township 116, Range 24, Carver County, Minnesota described as follows: Beginning at the Meander corner on the shore of Lake Auburn, said Meander corner being on the east line of said Government Lot 1, distant 16.5 feet south from the Northeast corner of said Section 15; thence South, assumed bearing, along the east line of said Government Lot 1 a distance of 600.0 feet; thence on a bearing of West a distance of 330.0 feet; thence North parallel with the east line of said Government Lot 1 a distance of 649.70 feet; thence North 39 degrees 49 minutes East a distance of 139.5 feet more or less to the shore of Lake Auburn; thence Southeasterly along the shore of Lake Auburn to the point of beginning.

ALSO EXCEPTING that part of Government Lot 3, Section 10, Township 116, Range 24, Carver County, Minnesota, described as commencing at the Southwest Corner of Said government Lot 3, thence North along the West line of Government Lot 3 125.4 feet, thence North 52 degrees East for a distance of 227.7 feet to the point of beginning; thence North 60 degrees 30 minutes West for a distance of 56.0 feet, thence North 53 degrees 30 minutes East 254.5 feet, thence North 61 degrees 30 minutes East 148.0 feet, thence South 31 degrees 30 minutes East 62 feet, more or less, to the shoreline of Auburn Lake, and thence Southwesterly along the shoreline of Auburn Lake 371.0 feet, more or less, to the point of beginning and there terminating.

Subject to the rights of the public in CSAH No. 11.

**070151300:** All of Section 15, Township 116, Range 24, Carver County, Minnesota lying Northerly of the Northerly Right of Way Line of State Highway No.5, excepting that part of said section 15 described as follows:

That part of Government Lot 1, Section 15, Township 116, Range 24, and that part of Government Lot 6, Section 10, Township 116, Range 24, Carver County, Minnesota described as follows: Beginning at the Meander corner on the shore of Lake Auburn, said Meander corner being on the east line of said Government Lot 1, distant 16.5 feet south from the Northeast corner of said Section 15; thence South, assumed bearing, along the east line of said Government Lot 1 a distance of 600.0 feet; thence on a bearing of West a distance of 330.0 feet; thence North parallel with the east line of said Government Lot 1 a distance of 649.70 feet; thence North 39 degrees 49 minutes East a distance of 139.5 feet more or less to the shore of Lake Auburn; thence Southeasterly along the shore of Lake Auburn to the point of beginning.


**070090100:** All of Section 9, Township 116, Range 24, Carver County, Minnesota.  
Subject to the rights of the public in State Trunk Highway No. 5.

Based upon a review of the 2020 Amendment to 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 2020 Amendment to the Joint Resolution to Designate, the City Resolution to Annex, 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 (2022), no reimbursement shall be made by the City to the Township in accordance with the terms of the 2020 Amendment to the Joint Resolution to Designate and the City Resolution to Annex.

Dated: June 6, 2023

  
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 Carver 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.