

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Rothsay from Trondhjem Township
(MBAU Docket A-8223)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On July 22, 2019, the City of Rothsay (City) adopted Ordinance Number 10.03 (Ordinance) annexing certain real property (Property) from Trondhjem Township (Township) legally described as follows:

That part of Government Lot 1 and that part of Government Lot 2 and that part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), all being within Section 31, Township 135 North, Range 44 West, Otter Tail County Minnesota, described as follow:

Beginning at the west quarter corner of said Section 31;

Thence North 00 degrees 21 minutes 05 seconds East, assumed bearing along the west line of said Section 31, a distance of 1222.08 feet;

Thence North 73 degrees 38 minutes 10 seconds East, 404.48 feet to the westerly right-of-way line of the Otter Tail Valley Railroad;

Thence South 33 degrees 41 minutes 21 seconds East, along said westerly right-of-way line, 1621.50 feet to the east-west quarter line of said Section 31;

Thence North 89 degrees 25 minutes 03 seconds West, along said east-west quarter line, 1295.09 feet to the point of beginning.

The tract contains 25.35 acres more or less, subject to any easements of record, including an existing public roadway easement over the westerly portion thereof (C.S.A.H. No. 11).

Based upon a review of the Ordinance, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2018), the Ordinance is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.

3. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2018), are not applicable.

4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: August 19, 2019


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Otter Tail 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.