

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Mantorville from Mantorville Township
(MBAU Docket A-8270)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On May 11, 2020, the City of Mantorville (City) adopted Ordinance No. 2020-02 (Ordinance) annexing certain real property (Property) from Mantorville Township (Township) legally described as follows:

That part of Outlot 23, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office, in Section 16, Township 107 North, Range 16 West, Dodge County, Minnesota described as follows:

Commencing at the southwest corner of the Southeast Quarter of said Section 16; thence North 89 degrees 14 minutes 37 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the south line of said Southeast Quarter, 1312.17 feet to the southwest corner of the Southeast Quarter of said Southeast Quarter and the southeast corner of Outlot 21, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office; thence North 00 degrees 32 minutes 13 seconds West, along the east line of said Outlot 21, a distance of, 659.54 feet to the southwest corner of said Outlot 23 and the POINT OF BEGINNING; thence North 00 degrees 32 minutes 13 seconds West, along the west line of said Outlot 23, a distance of, 659.54 feet to the northwest corner of said Outlot 23; thence North 89 degrees 15 minutes 53 seconds East, along the north line of said Outlot 23, a distance of, 473.85 feet to the west line, as monumented, of a parcel described in Document #A-226416; thence South 00 degrees 40 minutes 19 seconds East, along said west line, 346.80 feet to a found pipe at a corner of said parcel; thence South 89 degrees 41 minutes 05 seconds West, 220.23 feet to a found pipe at the corner of said parcel; thence South 00 degrees 23 minutes 29 seconds East, along the west line of said parcel, 314.31 feet to the south line said Outlot 23; thence South 89 degrees 15 minutes 15 seconds West, along said south line, 253.64 feet to the POINT OF BEGINNING.

Said parcel contains 5.60 acres, more or less, including the Township Road right-of-way. Said parcel is subject to the Township Road right-of-way over the Southerly boundary thereof, and is subject to any other easements or encumbrances of record.

AND

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

BEGINNING at the southeast corner of the Northeast Quarter of said Section 16; thence South 89 degrees 17 minutes 08 seconds West (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the south line of said Northeast Quarter, 788.23 feet; thence North 13 degrees 00 minutes 47 seconds West, 408.00 feet to the centerline of vacated highway as located; thence North 58 degrees 47 minutes 27 seconds East, along said centerline, 769.98 feet; thence Northeasterly 80.46 feet along said centerline and along a tangential curve, concave Southerly, having a central angle of 30 degrees 44 minutes 05 seconds, and a radius of 150.00 feet; thence North 89 degrees 31 minutes 32 seconds East, along said centerline, 138.31 feet to a point on the east line of said Northeast Quarter, that is 507.37 feet south of the northeast corner of the Southeast Quarter of said Northeast Quarter; thence South 00 degrees 28 minutes 28 seconds East, along the east line of said Northeast Quarter, 809.55 feet, more or less, to the POINT OF BEGINNING.

Said parcel contains 12.61 acres, more or less. Said parcel is subject to any easements or encumbrances of record.

AND

That part of the East One-Half of the Southeast Quarter of Section 16, Township 107 North, Range 16 West, Dodge County, Minnesota and that part of Outlot 24 in the ORIGINAL TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office described as follows:

COMMENCING at the northeast corner of said Southeast Quarter; thence South 00 degrees 29 minutes 17 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the east line of said Southeast Quarter, 1318.60 feet to the northeast corner of Outlot 24, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office and the POINT OF BEGINNING; thence South 00 degrees 29 minutes 17 seconds East along the east line of said Southeast Quarter and the east line of said Outlot 24, a distance of, 281.55 feet to the northwest corner of LOWMAR ACRES, according to the plat thereof on file at the County Recorder's Office and to the centerline of 608th Street; thence Southwesterly 320.38 feet along said centerline and along a non-tangential curve, concave Southerly, having a central angle of 36 degrees 31 minutes 10 seconds, radius of 502.66 feet, chord of said curve bears South 71 degrees 53 minutes 12 seconds West, 314.99 feet to the east line of a parcel described in Document #A-226416; thence North 06 degrees 29 minutes 14 seconds West, along the east line as monumented, of said parcel, 377.53 feet to the north line of said Outlot 24;

thence North 89 degrees 15 minutes 53 seconds East, along the north line of said Outlot 24, a distance of, 339.66 feet to the POINT OF BEGINNING.

Said parcel contains 2.31 acres, more or less, including the 608th Street East right-of-way. Said parcel is subject to the 608th Street East right-of-way over the Southeasterly boundary thereof and is subject to any other easements or encumbrances of record.

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. Pursuant to Minn. Stat. § 414.036 (2018), the City will reimburse the Township as stated in the Ordinance.

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: June 10, 2020


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 Dodge 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.