

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of  
Certain Real Property to the City of  
Waseca from Woodville Township  
(MBAU Docket A-8293)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On May 5, 2020, the City of Waseca (City) adopted Ordinance No. 1080 (Ordinance) annexing certain real property (Property) from Woodville Township (Township) legally described as follows:

All that part of Government Lot Four (4) in Section Seventeen (17), Township One Hundred Seven (107) North, Range Twenty-two (22) West, AND Government Lots One (1) and Two (2) in Section Twenty (20), Township One Hundred Seven (107) North, Range Twenty-two (22) West, Waseca County, Minnesota, described as follows:

Commencing at the Southeast (SE) corner of the Plat of Schaumkessel's Fourth Subdivision, as the same is platted and recorded in the office of the County Recorder of Waseca County, Minnesota; thence North Ninety Degrees Zero Minutes Zero Seconds (90° 00' 00") East, a distance of Nine Hundred Sixty-two and Twenty-five Hundredths (962.25) feet, on an assumed bearing on an Easterly extension of the South line of said Schaumkessel's Fourth Subdivision, to a point on the Westerly line of that certain tract of land described in Book 57 of Deeds, page 595, as the same is recorded in the office of the Waseca County Recorder; thence Southerly as follows on the Westerly line of said tract of land described in Book 57 of Deeds, page 595: South Fifteen Degrees Thirteen Minutes Forty-four Seconds (15° 13' 44") East, a distance of Thirty-five and Thirty Hundredths (35.30) feet; South One Degree Twenty-two Minutes Forty-four Seconds (01° 22' 44") East, a distance of Two Hundred Fifteen and Twenty Hundredths (215.20) feet; South Twenty-five Degrees Forty-two Minutes Sixteen Seconds (25° 42' 16") West, a distance of Four Hundred Ninety-three and Eighty-one Hundredths (493.81) feet; South Thirty-one Degrees Twenty-nine Minutes Sixteen Seconds (31° 29' 16") West, a distance of Four Hundred Ninety and Twenty-two Hundredths (490.22) feet; South Eighteen Degrees Seven Minutes Forty-four Seconds (18° 07' 44") East, a distance of Six Hundred Twenty-nine and Sixty-two Hundredths (629.62) feet; South Fifteen Degrees Fifty-seven Minutes Forty-four Seconds (15° 57' 44") East, a distance of Six Hundred Thirteen and Forty-two Hundredths (613.42) feet, to a point Seven Hundred Eighty and Zero Hundredths (780.00) feet West of the East line of said Section Twenty (20) and One Thousand Eighty-seven and Seven Hundredths (1087.07) feet South of the North line of said Section

Twenty (20); thence South Zero Degrees Fifty-five Minutes Sixteen Seconds ( $00^{\circ} 55' 16''$ ) West, a distance of Four Hundred Seventeen and Forty-three Hundredths (417.43) feet, on a line parallel with and Seven Hundred Eighty (780) feet West of the East line of said Section Twenty (20), to a point on the centerline of a Township Road; thence Northwesterly, a distance of Ninety-four and Twenty-one Hundredths (94.21) feet, on the centerline of said Township Road, on a nontangential curve, concave to the Southwest, with a radius of Nine Hundred and Three Hundredths (900.03) feet, a central angle of Five Degrees Fifty-nine Minutes Fifty-one Seconds ( $5^{\circ} 59' 51''$ ), and a chord bearing of North Forty Degrees Thirteen Minutes Forty-eight Seconds ( $40^{\circ} 13' 48''$ ) West; thence North Forty-three Degrees Thirteen Minutes Forty-three Seconds ( $43^{\circ} 13' 43''$ ) West, a distance of Two Hundred Eighty-three and Twenty-five Hundredths (283.25) feet, on the centerline of said Township Road, on a tangential line; thence Northwesterly, a distance of One Hundred Sixty and Seventy Hundredths (160.70) feet, on the centerline of said Township Road, on a tangential curve concave to the Southwest, with a radius of Nine Hundred and Zero Hundredths (900.00) and a central angle of Ten Degrees Thirteen Minutes Fifty-one Seconds ( $10^{\circ} 13' 51''$ ); thence North Fifty-three Degrees Twenty-seven Minutes Thirty-four Seconds ( $53^{\circ} 27' 34''$ ) West, a distance of Seven Hundred Forty-three and Seventy-four Hundredths (743.74) feet, on the centerline of said Township Road, on a tangential line, to the Southeasterly corner of the Plat of Waseca Christian Assembly Addition, as the same is platted and recorded in the Office of the County Recorder of Waseca County, Minnesota; thence North Zero Degrees Thirty-six Minutes Zero Seconds ( $00^{\circ} 36' 00''$ ) East, a distance of Six Hundred Fifty-four and Twelve Hundredths (654.12) feet, on the East line of said Waseca Christian Assembly Addition, to the Northeast (NE) corner thereof; thence South Eighty-nine Degrees Fifty-one Minutes Twenty-eight Seconds ( $89^{\circ} 51' 28''$ ) West, a distance of Six Hundred Forty-four and Eighty-seven Hundredths (644.87) feet, on the North line of said Waseca Christian Assembly Addition, to the Northwest (NW) corner thereof; thence North Zero Degrees Thirty-six Minutes Zero Seconds ( $00^{\circ} 36' 00''$ ) East, a distance of Seven Hundred Nineteen and Twenty-three Hundredths (719.23) feet, on a line drawn parallel with and Two Hundred Thirty-three and Zero Hundredths (233.00) feet East of the North-South Quarter ( $1/4$ ) line of said Section Seventeen (17), and said southerly extension thereof, to the point of intersection with an easterly extension of the South line of Block Three (3), Schaumkessel's Addition, as the same is platted and recorded in the office of the County Recorder of Waseca County, Minnesota; thence North Eighty-nine Degrees Fifty-seven Minutes Zero Seconds ( $89^{\circ} 57' 00''$ ) West, a distance of Seventy-five and Zero Hundredths (75.00) feet, on said Easterly extension of the South line of Block Three (3) in said Schaumkessel's Addition, to the Southeast (SE) corner of said Block Three (3); thence North Zero Degrees Thirty-six Minutes Zero Seconds ( $00^{\circ} 36' 00''$ ) East, a distance of Five Hundred Eight and Seven Hundredths (508.07) feet, on the East line of said Schaumkessel's Addition, to the Southwest (SW) corner of Schaumkessel's Third Subdivision, as the same is platted and recorded in the office of the County Recorder of Waseca County, Minnesota; thence North Ninety Degrees Zero Minutes Zero Seconds ( $90^{\circ} 00' 00''$ ) East, a distance of One

Hundred Thirty-six and Zero Hundredths (136.00) feet, on the South line of said Schaumkessel's Third Subdivision; thence South Zero Degrees Thirty-six Minutes Zero Seconds (00° 36' 00") West, a distance of Thirty and Zero Hundredths (30.00) feet, on the South line of said Schaumkessel's Third Subdivision; thence North Ninety Degrees Zero Minutes Zero Seconds (90° 00' 00") East, a distance of Three Hundred Sixty-six and Zero Hundredths (366.00) feet, on the South line of said Schaumkessel's Third Subdivision, to the Southeast (SE) corner of Block Two (2) in said Schaumkessel's Third Subdivision; thence North Zero Degrees Thirty-six Minutes Zero Seconds (00° 36' 00") East, a distance of Forty and Zero Hundredths (40.00) feet, on the East line of said Block Two (2), Schaumkessel's Third Subdivision, to the Southwest (SW) corner of said Schaumkessel's Fourth Subdivision; thence North Ninety Degrees Zero Minutes Zero Seconds (90° 00' 00") East, a distance of Three Hundred Six and Zero Hundredths (306.00) feet, on the South line of said Schaumkessel's Fourth Subdivision, to the point of beginning; subject to highway easement for 139th Street over the Southerly-most side thereof.

EXCEPT: All that part of Government Lot Four (4) in Section Seventeen (17), Township One Hundred Seven (107) North, Range Twenty-two (22) West, Waseca County, Minnesota, described as follows: Commencing at the Southeast (SE) corner of the plat of Schaumkessel's Fourth Subdivision, as the same is platted and recorded in the office of the County Recorder of Waseca County, Minnesota; thence Easterly on the Easterly extension of the South line of said Schaumkessel's Fourth Subdivision on an assumed bearing of North Ninety Degrees Zero Minutes Zero Seconds (90° 00' 00") East, a distance of Eight Hundred Thirty-seven and Fifty-eight Hundredths (837.58) feet; thence South Sixteen Degrees Six Minutes Zero Seconds (16° 06' 00") East, a distance of Thirty-one and Twenty-three Hundredths (31.23) feet; thence South Ninety Degrees Zero Minutes Zero Seconds (90° 00' 00") West, on a line that lies parallel with and Thirty and Zero Hundredths (30.00) feet Southerly of said Easterly extension of the South line of Schaumkessel's Fourth Subdivision, a distance of Eight Hundred Forty-six and Fifty-five Hundredths (846.55) feet to the point of intersection with the Southerly extension of the East line of said Schaumkessel's Fourth Subdivision; thence North Zero Degrees Thirty-six Minutes Zero Seconds (00° 36' 00") East along said Southerly extension of said East line of Schaumkessel's Fourth Subdivision, a distance of Thirty and Zero Hundredths (30.00) feet to the point of beginning. Containing Zero and Five Hundred Eighty Thousandths (0.580) Acres; said Exception being part of Block Eight (8), in the Plat of Pondview of Waseca; meaning hereby to except any part or portion of Block Eight (8) of Pondview of Waseca lying within the boundaries of the first described parcel.

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

### **ORDER**

1. Pursuant to Minn. Stat. § 414.033 (2020), 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 (2020), the City will reimburse the Township \$245.60 each year for two years.

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: October 2, 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 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Waseca 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.