

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain
Real Property to the City of International
Falls from the Unorganized Territory of
Rainy Lake (MBAU Docket A-8325)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On August 20, 2018, the City of International Falls (City) adopted Ordinance No. 26 annexing certain real property (Property) from the Unorganized Territory of Rainy Lake. On August 16, 2021, the City adopted Ordinance No. 44 amending the legal description of the Property described in Ordinance No. 26. The description of the Property, as amended, is legally described as follows

Koochiching County Parcel ID Nos. 21-006-00300, 21-006-00320, 21-006-00330, and 21-006-00350:

Lot 3, Section 6, Township 70 North, Range 24, West of the 4th Principal Meridian, Koochiching County Minnesota,

EXCEPT THE FOLLOWING PARTS THEREOF:

1. The South 250 Feet of the North 750 feet of said Lot 3, Section 6, Township 70, Range 24.
2. The North 125 Feet of said Lot 3, Section 6, Township 70, Range 24.

Koochiching County Parcel ID No. 21-005-31000:

N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 5, Township 70 North, Range 24, West of the 4th Principal Meridian, Koochiching County, Minnesota,

EXCEPT THE FOLLOWING DESCRIBED TRACT:

Commencing at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence South 00°26'46" West along the west line thereof a distance of 500.04 feet to the point of beginning, thence South 14°33'14" East a distance of 258.04 Feet; thence South 89°46'55" West to the intersection of said West line; thence North 00°26'46" East along said West line 250.02 feet to the point of beginning.

Koochiching County Parcel ID No. 21-005-42000:

The un-platted part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70 North, Range 24, West of the 4th Principal Meridian, Koochiching County, Minnesota,

EXCEPT that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70, Range 24

described as follows: Beginning at a point 33 Feet South and 82.5 Feet West of the NE corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, being the NW corner of Lot 33, Plat of Goldville, thence South along the West line of said Plat of Goldville a distance of 495 feet, thence West and parallel to the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 1,237.5 Feet, more or less, to the West line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North along the West line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 495 Feet to a line being parallel to and 33 feet south of the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence East, along said parallel line, a distance of 1,237.5 Feet, more or less, to the point of beginning, said tract containing 14.06 acres more or less;

AND EXCEPT that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 5, described as follows:

Commencing at the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South 00°02' West, bearing assumed, along the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 865.4 Feet to the intersection with the North line of Lot 38, GOLDVILLE; thence South 89°50'35" West, along said North line, a distance of 80.76 Feet, to the Northwest corner of said Lot 38 and the point of beginning of the land to be described; thence South 21°07'13" West a distance of 738.99 Feet; thence South 71°59'18" East, a distance of 444.26 Feet to the intersection with the Westerly right-of-way line of the County Road; thence North 27°44'06" East, along said Westerly right-of-way line, a distance of 375.8 Feet to the intersection with the South line of said GOLDVILLE; thence South 89°50'35" West, along said South line, a distance of 329.75 Feet to the Southwest corner of said GOLDVILLE; thence North 00°09'25" West, along the West line of said GOLDVILLE, a distance of 495 Feet to the point of beginning.

AND

The SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70 North, Range 24, West of the 4th Principal Meridian, Koochiching County, Minnesota,

EXCEPT THE FOLLOWING DESCRIBED PARCEL:

Commencing at the Southeast corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 0°02' East, bearing assumed, along the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 660.04 Feet to the intersection with the North line of the South 660 Feet of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the point of beginning of the land to be described; thence continuing North 0°02' East, along said East line a distance of 337.32 Feet; thence North 71°59'18" West a distance of 364.42 Feet; thence North 21°07'13" East a distance of 237.35 Feet to the intersection with the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, said intersection point bears South 21°07'13" West a distance of 501.64 Feet from the Northwest corner of Lot 38, GOLDVILLE, according to the recorded Plat thereof; thence South 89°46'08" West, along said North line, a distance of 996.06 Feet, to the intersection with the East line of the West 66 Feet of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South 0°13'17" West, along said East line, a distance of 681.12 Feet to the intersection with the North line of the South 660 Feet of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 89°22'34" East, along said North line, a distance

of 1,259.60 Feet to the point of beginning; AND

EXCEPTING THEREFROM The East 858 feet of the South 660 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70, Range 24; AND

EXCEPTING THEREFROM The West 66 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70 North, Range 24, West, EXCEPT the South 660 feet thereof.

AND

The West 100 feet of the East 958 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 70 North, Range 24, West of the 4th Principal Meridian, EXCEPT the South 660 feet thereof.

Koochiching County Parcel ID No. 21-051-00350:

The West Half of Lots 35 and 36 and the West Half of the North 132 Feet of Lot 2, Auditor's Plat No. 10.

Koochiching County Parcel ID No. 21-010-41100:

That part of the SE $\frac{1}{4}$ of Section 10, Township 70, Range 24 described as follows: Beginning at a point on the section line, 600 feet south of the east quarter corner of said Section 10; thence west at right angles to the section line, a distance of 250 feet; thence south parallel to the section line, a distance of 523 feet; thence east at right angles to the section line, 250 feet; thence north on section line 523 feet to place of beginning, containing three acres.

Also Excepting any part used for right-of-way by State Trunk Highway No. 53 and right-of-way of the County Road.

Koochiching County Parcel ID No. 21-010-31000:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 70, Range 24, containing 10 acres.

Koochiching County Parcel ID No. 22-036-33000:

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, Township 71, Range 24.

Koochiching County Parcel ID No. 21-001-00310:

Lots 3 and 4 and the S $\frac{1}{2}$ NW $\frac{1}{4}$ all in Section 1, Township 70, Range 24;

EXCEPT That part of Government Lots 3 and 4 and the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 1, Township 70, Range 24, described as follows: Beginning at a point on the west line of said Government Lot 4, 33 feet south of the northwest corner thereof; thence S 00°07'60" W along said west line, 1872 feet; thence S 89°52'40" E 939 feet; thence N 00°07'20" E 319.13 feet; thence N 75°14'28" E 522.97 feet; thence N 35°04'28" E 991.92 feet; thence N 56°15'22" W 835 feet; thence N 01°11'23" E 125.26 feet to a line parallel to and 33 feet south of the Northline of said Section 1; thence N 88°58'39" W, along said parallel line, a distance of 933.64 feet; thence N 89°23'14" W, along said parallel line, a distance of 385.84 feet to the point of beginning;

AND EXCEPT That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 70, Range 24 described as follows: beginning at a point on the West line of the said SW $\frac{1}{4}$ NW $\frac{1}{4}$ that is 200 Feet North of the Southwest corner of the said SW $\frac{1}{4}$ NW $\frac{1}{4}$; thence North along the West line of the said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 431 Feet; thence angle 90° right a distance of 462 Feet; thence angle 90° right a distance of 431 Feet; thence angle 90° right a distance of 462 Feet to the point of beginning and there terminating;


AND EXCEPT That part of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 1, Township 70, Range 24 described as follows: from the southwest corner of the said S $\frac{1}{2}$ NW $\frac{1}{4}$ run 631 Feet north on the west line of the said S $\frac{1}{2}$ NW $\frac{1}{4}$, thence angle 90° right and run a distance of 462 Feet to the point of beginning of the parcel being described as follows: from the point of beginning described above proceed 462 Feet on an extension of the line being at a 90° angle to the west line of the said S $\frac{1}{2}$ NW $\frac{1}{4}$, thence angle left 10°39'33" a distance of 270.74 Feet, thence angle left 38°42'04" a distance of 217.34 Feet thence angle right 49°21'36" a distance of 340 Feet, thence angle right 90° a distance of 341 Feet, thence angle right 76°13'45" a distance of 294.07 Feet, thence angle left 76°13'45" a distance of 160 Feet, thence angle right 90° a distance of 462 Feet, thence angle left to a point that is 462 Feet when measured at a 90° angle to the west line of the said S $\frac{1}{2}$ NW $\frac{1}{4}$ and 406 Feet south of the point of beginning of this parcel being described, thence angle right and parallel with the west line of the said S $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 406 Feet to the point of beginning and there terminating.

Based upon a review of Ordinance Nos. 26 and 44, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2020), Ordinance Nos. 26 and 44 are deemed adequate in all legal respects and properly support this Order.
2. Pursuant to the terms of Ordinance Nos. 26 and 44 and this Order, the Property is **ANNEXED** to the City.
3. The City must file a copy of the Annexation Ordinances with the appropriate county auditor(s) and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: August 18, 2021


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 Koochiching 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.