

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
St. Peter from Oshawa Township
(MBAU Docket A-8342)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On May 24, 2021, the City of St. Peter (City) adopted Ordinance No. 49 (Ordinance) annexing certain real property (Property) from Oshawa Township (Township) legally described as follows:

PARCEL 1

That part of the Southeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota, described as: Commencing at the southeast corner of said Section 17; thence North on the East line of Section 17, a distance of 691.00 feet; thence West and parallel with the South line of Section 17, a distance of 696.70 feet to the point of beginning; thence continuing West on said parallel line 6.00 feet; thence South and parallel with the East line of Section 17, a distance of 379.50 feet to the centerline of S.A.R. No. 5; thence deflecting to the left 119 degrees 19 minutes and on said centerline, a distance of 6.88 feet; thence deflecting to the left 60 degrees 41 minutes and parallel with the East line of Section 17, a distance of 376.15 feet to the point of beginning.

And

PARCEL 2

The east ninety-five (95) feet of the south 3/4 of the West Half of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section Seventeen (17) in Township One Hundred and ten (110) North of Range Twenty-six (26) West, lying northerly of the centerline of State Aid Road No. 5, commonly called the "Old Fort Road", Nicollet County, Minnesota.

Excepting Therefrom:

That part of the Southeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota, described as: Commencing at the southeast corner of said Section 17; thence North on the East line of Section 17, a distance of 691.00 feet; thence West and parallel with the

South line of Section 17, a distance of 696.70 feet to the point of beginning; thence continuing West on said parallel line 6.00 feet; thence South and parallel with the East line of Section 17, a distance of 379.50 feet to the centerline of S.A.R. No. 5; thence deflecting to the left 119 degrees 19 minutes and on said centerline, a distance of 6.88 feet; thence deflecting to the left 60 degrees 41 minutes and parallel with the East line of Section 17, a distance of 376.15 feet to the point of beginning.

And Also Excepting Therefrom:

That part of the Southeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota, described as: Commencing at the Southeast corner of Section 17; thence north along the east line of Section 17, a distance of 691.00 feet; thence west and parallel with the south line of Section 17 a distance of 702.70 feet to the point of beginning; thence continuing west along said parallel line 50.00 feet; thence south and parallel with the east line of Section 17 a distance of 407.52 feet to the centerline of S.A.R. No. 5; thence deflecting left 119 degrees 19 minutes along the centerline of S.A.R. No. 5 a distance of 57.34 feet; thence deflecting left 60 degrees 41 minutes and parallel with the east line of Section 17 a distance of 379.50 feet to the point of beginning.

EXCEPT land already with the City of Saint Peter Annexation Limits.

And

PARCEL 3

The east one-half rod (8.25 feet) of the Southwest Quarter of the Northeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota.

The east one-half rod (8.25 feet) of the North Quarter of the West Half of the Southeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota.

The north 16.5 feet of the South Half of the Northeast Quarter of the Southeast Quarter of the Southeast Quarter of Section 17, Township 110 North, Range 26 West, Nicollet County, Minnesota.

EXCEPT land already with the City of Saint Peter Annexation Limits.

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 the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2020), no reimbursement shall be made by the City to the Township.

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: July 15, 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 Nicollet 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.