

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of  
Certain Real Property to the City of  
Pelican Rapids from Pelican Township  
(MBAU Docket A-8363)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On October 12, 2021, the City of Pelican Rapids (City) adopted Ordinance No. 21-02 (Ordinance) annexing certain real property (Property) from Pelican Township (Township) legally described as follows:

That part of the Northeast Quarter of the Northwest Quarter of the Northwest Quarter and that part of the Northwest Quarter of the Northeast Quarter of the Northwest Quarter in Section 22, Township 136 North, Range 43 West of the Fifth Principal Meridian in Otter Tail County, Minnesota, described as follows:

Commencing at an iron monument which designates the northwest corner of said Section 22; thence South 89 degrees 20 minutes 28 seconds East 742.50 feet on an assumed bearing along the north line of said Section 22 to the point of beginning; thence continuing South 89 degrees 20 minutes 28 seconds East 742.50 feet along the north line of said Section 22; thence South 00 degrees 39 minutes 32 seconds West 660.00 feet to an iron monument; thence North 89 degrees 20 minutes 28 seconds West parallel with the north line of said Section 22 for a distance of 149.56 feet to an iron monument on the south line of said Northeast Quarter of the Northwest Quarter of the Northwest Quarter; thence North 89 degrees 13 minutes 21 seconds West 592.94 feet along the south line of said Northeast Quarter of the Northwest Quarter of the Northwest Quarter to an iron monument on the easterly line of Roger and LouAnn Schleske's land as described in Document No. 1055022; thence North 00 degrees 39 minutes 32 seconds East 658.77 feet along the easterly line of said Schleske's land to the point of beginning. The above described tract contains 11.24 acres. SUBJECT TO an easement for public road purposes for 430<sup>th</sup> Street over, under and across that part of the above tract which lies within 33.00 feet of the north line of said Section 22.

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. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2020) 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: October 27, 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 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.