

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION    )  
AGREEMENT BETWEEN THE CITY OF MAYER        )  
AND THE TOWN OF WATERTOWN PURSUANT         )  
TO MINNESOTA STATUTES 414                    )         ORDER

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WHEREAS, a joint resolution for orderly annexation was adopted by the City of Mayer and the Town of Watertown; and

WHEREAS, a resolution was received from the City of Mayer indicating their desire that certain property be annexed to the City of Mayer pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge.

WHEREAS, on January 11, 2006, the Chief Administrative Law Judge reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Mayer, Minnesota, the same

as if it had originally been made a part thereof:

That part of the South Half of the Southeast Quarter of Section 31, Township 117, Range 25, Carver County, Minnesota, lying easterly of the West 1297.02 feet, except the south 33.00 feet thereof.

Together With:

The Southwest Quarter of the Southwest Quarter of Section 32, Township 117, Range 25, Carver County, Minnesota, except the south 33.00 feet thereof.

Together With:

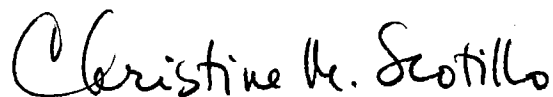
The South 200.00 feet of the Northwest Quarter of the Southwest Quarter of Section 32, Township 117, Range 25, Carver County, Minnesota.

Together With:

The South 200.00 feet of the Northeast Quarter of the Southeast Quarter of Section 31, Township 117, Range 25, Carver County, Minnesota.

Dated this 1<sup>th</sup> day of January, 2006.

For the Chief Administrative Law Judge  
658 Cedar Street, Room 300  
St. Paul, Minnesota 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a large initial "C".

Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

OA-1128-2 Mayer

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1128-2, the Chief Administrative Law Judge finds and makes the following comment:

The authority to impose the type of charge identified in paragraph 6 of the agreement, is unclear. Reimbursement for taxable property annexed by order pursuant to Minnesota Statute Section 414.0325 is an optional provision authorized by the statute. The issuance of this order makes no determination as to the legality or validity of these provisions of the agreement. Any issue that may arise relative to the application or interpretation of these sections will be the sole responsibility the signatories to the agreement.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

