

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

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

WHEREAS, said joint resolution requests that certain property be annexed to the City of New London 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 September 15, 2005, 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 New London, Minnesota, the same as if it had originally been made a part thereof:

That part of the East Half of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 15, Township 121 North, Range 34 West, Kandiyohi

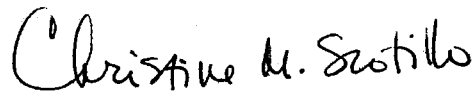
County, Minnesota, described as follows:

Commencing at the southeast corner of the Southwest Quarter of said Section 15, thence North 89 degrees 04 minutes 31 seconds West, (assumed bearings) a distance of 452.90 feet to the point of beginning; thence North 02 degrees 51 minutes 50 seconds West, a distance of 841.91 feet; thence South 88 degrees 18 minutes 28 seconds West, a distance of 137.17 feet to a point on the easterly right-of-way of State Highway No. 23; thence North 04 degrees 14 minutes 45 seconds East, along said right-of-way 977.49 feet; thence North 03 degrees 59 minutes 34 seconds East, a distance of 809.73 feet to the North line of the Southwest Quarter; thence South 89 degrees 18 minutes 47 seconds East, along said North line, a distance of 1106.45; thence South 45 degrees 08 minutes 20 seconds West, a distance of 835.64 feet to the point of curvature of a tangential curve to the left having a central angle of 41 degrees 37 minutes 42 seconds, a radius of 365.00 feet, an arc distance of 265.19 feet, a chord bearing of South 24 degrees 19 minutes, 30 seconds West, an arc distance of 259.40 feet; thence South 03 degrees 30 minutes 39 seconds West, a distance of 1575.31 feet to the point of curvature of a tangential curve to the right having a central angle of 40 degrees 07 minutes 27 seconds, a radius of 335.00 feet, a chord bearing of South 23 degrees 34 minutes 22 seconds West, an arc distance of 234.60 feet; thence 229.84 feet to the South line of the Southwest Quarter; thence North 89 degrees 04 minutes 31 seconds West, 168.42 feet to the point of beginning.

The above-described tract contains an area of 29.9 acres.

Dated this 15th day of September, 2005.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-1183-1 New London

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1183-1, the Chief Administrative Law Judge finds and makes the following comment:

Paragraph 4 of the agreement provides for a division of tax revenue from the annexed area, based upon a one time payment by the city. By making this order, no determination is made as to the effectiveness of such a schedule. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Chief Administrative Law Judge.

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.

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