

OA-1237-1 Eagle Lake
City Signed Resolution 11-7-05
Town Signed Resolution 11-8-05

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF EAGLE)
LAKE AND THE TOWN OF LE RAY PURSUANT TO)
MINNESOTA STATUTES 414)

ORDER

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Eagle Lake and the Town of Le Ray; and

WHEREAS, said resolution requests that certain property be annexed to the City of Eagle Lake 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; and

WHEREAS, on February 9, 2006, the Chief Administrative Law Judge has 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 Eagle Lake, Minnesota, the same as if it had originally been made a part thereof:

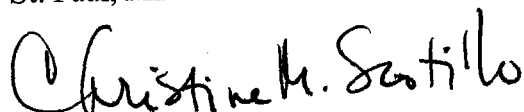
That part of the Northeast Quarter of Section 19 Township 108 North Range 25 West, Blue Earth County, Minnesota, described as:

Beginning at the North Quarter corner of Section 19; thence South 89 degrees 51 minutes 02

seconds East (assumed bearing) along the north line of the Northeast Quarter of Section 19, a distance of 1182.54 feet; thence South 00 degrees 08 minutes 58 seconds West, 1001.53 feet; thence South 89 degrees 51 minutes 02 seconds East, 30.00 feet; thence South 00 degrees 08 minutes 58 seconds West, 210.00 feet; thence South 89 degrees 51 minutes 02 seconds East, 204.21 feet; thence South 00 degrees 08 minutes 58 seconds West, 812.47 feet; thence North 89 degrees 51 minutes 02 seconds West, 320.00 feet; thence North 00 degrees 08 minutes 58 seconds East, 380.00 feet; thence North 89 degrees 51 minutes 02 seconds West, 150.00 feet; thence North 42 degrees 43 minutes 46 seconds West, 95.52 feet; thence North 89 degrees 51 minutes 02 seconds West, 185.00 feet; thence South 28 degrees 19 minutes 41 seconds West, 158.82 feet; thence North 89 degrees 51 minutes 02 seconds West, 150.00 feet; thence North 25 degrees 17 minutes 12 seconds West, 155.03 feet; thence North 89 degrees 51 minutes 02 seconds West, 340.00 feet to a point on the easterly line of the Blue Earth County property acquired for roadway purposes recorded in 296CR167; thence North 00 degrees 02 minutes 18 seconds West, along the easterly line of said property along a line parallel with and distant 60.00 feet easterly of the north - south center line of Section 19, a distance of 382.84 feet; thence North 89 degrees 57 minutes 42 seconds East, along said easterly line, 10.00 feet; thence North 00 degrees 02 minutes 18 seconds West, along said easterly line, along a line parallel with and distant 70.00 feet easterly of the north - south center line of Section 19, a distance of 429.91 feet to the northeast corner of said property recorded in 296CR167; thence North 89 degrees 57 minutes 42 seconds East, along a line at right angles to the north - south center line of Section 19 from a point distant 761.46 feet southerly of the North Quarter corner of said Section 19, a distance of 130.00 feet; thence North 00 degrees 02 minutes 18 seconds West, along a line parallel with and distant 200.00 feet easterly of the north - south center line of Section 19, a distance of 150.00 feet; thence South 89 degrees 57 minutes 42 seconds West, along a line at right angles to the north - south center line of Section 19 from a point distant 611.46 feet southerly of the North Quarter corner of said Section 19, a distance of 150.00 feet to a point on the easterly line of the Blue Earth County property acquired for roadway purposes recorded in 166 MTGS, page 359; thence North 00 degrees 02 minutes 18 seconds West, along said easterly line, along a line parallel with and distant 50.00 feet easterly of the north - south center line of Section 19, a distance of 319.86 feet; thence North 89 degrees 57 minutes 42 seconds East, along said easterly line, 10.00 feet; thence North 00 degrees 02 minutes 18 seconds West, along said easterly line, along a line parallel with and distant 60.00 feet easterly of the north - south center line of Section 19, a distance of 258.40 feet to the point of intersection with the south line of the North 33.00 feet of the West Half of the Northeast Quarter of Section 19; thence North 89 degrees 51 minutes 02 seconds West, along said south line, 60.00 feet to the point of intersection with the north - south center line of Section 19; thence North 00 degrees 02 minutes 18 seconds West, along said north - south center line, 33.00 feet to the point of beginning. Containing 46.40 acres.

Dated this 9th day of February, 2006.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-1237-1 Eagle Lake

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1237-1, the Chief Administrative Law Judge finds and makes the following comment:

Paragraph 3 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.

CM