

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation of
Certain Real Property to the City of Park
Rapids from Henrietta Township
(MBAU Docket OA-1288-4)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Park Rapids (City) on July 25, 2006, and Henrietta Township (Township) on July 27, 2006, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation. The Joint Resolution to Designate was amended by the City and Township in 2007, 2011, 2014, and 2016 (Joint Resolution Amendments).

City Resolution Number 2018-104 (City Resolution), adopted by the City on June 12, 2018, requests annexation of certain real property (Property) legally described as follows:

The South Half of the Northwest Quarter of Section 30, Township 140 North, Range 34 West of the 5th Principal Meridian, Hubbard County, Minnesota.

And

The Southwest Quarter of the Section 30, Township 140 North, Range 34 West of the 5th Principal Meridian, Hubbard County, Minnesota.

Except the East 250 feet of the South 781.2 feet of said Southwest Quarter.

Subject to any easements, restrictions, and reservations of record. Tract contains 218.6 acres more or less.

And

That part of the Southwest Quarter of Section 20, Township 140 North, Range 34 West, of the 5th Principal Meridian, Hubbard County, Minnesota. Described as follows:

Commencing at the southwest corner of said Southwest Quarter; thence North 00 degrees 34 minutes 06 seconds East, bearings based on the Hubbard County Coordinate System NAD 83(1996 Adjusted), along the west line of said Southwest Quarter, 2641.32 feet to 2 inch square Hubbard County monument with a 3 inch aluminum cap marking the West Quarter corner of Section 20, also the POINT OF BEGINNING of the parcel of land to be described; thence North 87 degrees 28

minutes 27 seconds East along the North line of the Southwest Quarter, 2034.10 feet to a one-half inch capped rebar marked "Lindow 47924"; thence South 02 degrees 31 minutes 33 seconds East, 572.37 feet to the northerly right-of-way line of Minnesota Trunk Highway No. 34; thence South 21 degrees 33 minutes 06 seconds East, 150.06 feet more or less to the southerly right-of-way line of Minnesota Trunk Highway No. 34; thence southwesterly along said southerly right-of-way line, 255.36 feet along a tangential curve, concave to the southeast, having a radius of 11384.16 feet and a central angle of 01 degrees 17 minutes 07 seconds; thence South 68 degrees 26 minutes 54 seconds West, 290.74 feet along the said southerly right-of-way line to a capped iron marked "Carnell 43415"; thence South 21 degrees 33 minutes 06 seconds East, 724.15 feet to a one-half inch capped rebar marked "Miller 23046"; thence South 68 degrees 00 minutes 48 seconds West, 1316.22 feet to a half-inch capped rebar marked "Miller 23046"; thence South 89 degrees 51 minutes 28 seconds West, 668.87 feet to the west line said of said Southwest Quarter; thence North 00 degrees 34 minutes 06 seconds East, along west line of said Southwest Quarter, 1988.35 feet to the POINT OF BEGINNING.

Subject to any easements, restrictions, and reservation of record. Tract contains 81.45 acres more or less.

Based upon a review of the Joint Resolution to Designate, the Joint Resolution Amendments, and the City Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2016), the City Resolution is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the Joint Resolution Amendments, the City Resolution, and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to the agreement of the parties and as allowed by to Minn. Stat. § 414.036 (2016), the City will reimburse the Township in accordance with the terms of the Joint Resolution to Designate and the Joint Resolution Amendments.

Dated: July 3, 2018



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Hubbard 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.