

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF ALBERT)
LEA AND THE TOWN OF ALBERT LEA PURSUANT)
TO MINNESOTA STATUTES 414)

ORDER

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

WHEREAS, said joint resolution requests that certain property be annexed to the City of Albert Lea 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 April 11, 2007, 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 Albert Lea, Minnesota, the same as if it had originally been made a part thereof:

Parcel No.: 08-002-0250

All that portion of the Southeast Quarter of the Southeast Quarter of Section 2, Township 102 North, Range 21 West of the 5th P.M. described as follows:

Commencing 500 feet West of the intersection of the North boundary line

of County Road 46 (formerly U.S. Highway 16) and the East boundary line of Section 2; thence North 130 feet; thence East 135 feet; thence South 130 feet; thence West 135 feet along the Northerly line of County Road 46 (formerly U.S. Highway 16) to the place of beginning.

ALSO

All that portion of the Southeast Quarter of the Southeast Quarter of Section 2, Township 102 North, Range 21 West of the 5th P.M. lying South of the above described tract subject to easement for highway purposes.

Parcel No.: 08-002-0490

Commencing 595 West of the intersection of the North boundary of County Road 46 (formerly U.S. Highway 16) and the East boundary of Section 2, Township 102 North, Range 21 West Freeborn County, Minnesota; thence North 130 feet, thence East 95, thence South 130 feet, thence West 95 feet along the Northerly line of County Road 46 (formerly U.S. Highway 16) to the place of beginning.

Parcel No.: 08-002-0500

A tract of land in the East Half of the Southeast Quarter of Section 2, Township 102 North, Range 21 West, Freeborn County, Minnesota, less the West 33 ½ acres thereof, which tract is described as follows:

Commencing 595 feet West of the intersection of the North boundary of U.S. Highway 16 (now County Road 46) and the East boundary of said Section 2; thence North 130 feet; thence West to the West boundary of the aforesaid described tract; thence South to the North boundary line of U.S. Highway 16 (now County Road 46), thence East along the North boundary line of U.S. Highway 16 (now County Road 46) to the point of beginning.

Parcel No.: 08-002-0260

The West 33 ½ acres of the East Half of the Southeast Quarter of Section 2, Township 102 North, Range 21 West of the 5th P.M.

Parcel No.: 08-002-0240

The East Half of the Southeast Quarter of Section 2, Township 102 North, Range 21 West of the 5th P.M. Freeborn County, Minnesota except the West 33 ½ acres thereof, subject to easement of record, and EXCEPT the following described tracts:

(1)

Commencing 500 feet West of the intersection of the North boundary line of County Road 46 (formerly U.S. Highway 16) and the East boundary line of said Section 2; thence North 130 feet; thence East 135 feet; thence South 130 feet; thence West 135 feet along the Northerly line of County Road 46 (formerly U.S. Highway 16) to the place of beginning; ALSO all that portion of the Southeast Quarter of the Southeast Quarter of Section 2, Township 102 North, Range 21 West of the 5th P.M. lying South of the above described tract, subject to easement for highway purposes.

(2)

A tract of land in the East Half of the Southeast Quarter of said Section 2,

Township 102 North, Range 21 West Freeborn County, Minnesota, LESS THE West 33 ½ acres thereof, which tract is described as follows:

Commencing 595 feet West of the intersection of the North boundary of County Road 46 (formerly U.S. Highway 16) and the East boundary of said Section 2; thence North 130 feet; thence West to the West boundary of the aforesaid described tract; thence South to the North boundary line of County Road 46 (formerly U.S. Highway 16), thence East along the North boundary line of County Road 46 (formerly U.S. Highway 16) to the point of beginning.

(3)

Commencing 595 feet West of the intersection of the North boundary of County Road 46 (formerly U.S. Highway 16) and the East boundary of said Section 2, Township 102 North, Range 21 West Freeborn County, Minnesota; thence North 130 feet, thence East 95 feet, thence South 130 feet, thence West 95 feet along the Northerly line of County Road 46 (formerly U.S. Highway 16) to the place of beginning.

Containing 78.44 acres more or less.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Albert Lea will be reimbursed by the City of Albert Lea in accordance with the terms of Joint Resolution No. 07-33 signed by the City of Albert Lea on February 26, 2007 and Town of Albert Lea on March 6, 2007.

Dated this 11th day of April, 2007.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments