

OA-1327-1 Kenyon  
City Resolution No. 2006-28  
Town Resolution No. 2006-03

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

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

WHEREAS, said joint resolution requests that certain property be annexed to the City of Kenyon 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 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 May 17, 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 Kenyon, Minnesota, the same as if it had originally been made a part thereof:

**All the part of the East Half of the Northeast Quarter of Section 8, Township 109N, Range 18W, Goodhue County, Minnesota, which lies south of the centerline of the abandoned railroad right**

of way of Chicago, Milwaukee, St. Paul and Pacific Railroad Company.

and

**PROPOSED ROADWAY EASEMENT DESCRIPTION:**

An easement for roadway purposes over and across the south 66.00 feet of the east 860.00 feet of the Southeast Quarter of the Northeast Quarter of Section 8, Township 109, Range 18, Goodhue County, Minnesota. Together with a 66.00 foot easement for roadway purposes over and across part of the West Half of the Northwest Quarter and the West Half of the Southwest Quarter of Section 9, Township 109, Range 18, Goodhue County, Minnesota, the most southerly line of which is described as follows: Beginning at the southwest corner of said West Half of the Northwest Quarter; thence North 89 degrees 35 minutes 59 seconds East (assumed bearing) along the south line of said West Half of the Northwest Quarter 734.06 feet; thence easterly 188.03 feet along a tangential curve concave to the south having a central angle of 17 degrees 56 minutes 25 seconds and a radius of 600.51 feet; thence South 72 degrees 27 minutes 37 seconds East 320.60 feet to Right of Way Corner B7, per Goodhue County Right of Way Plat Number 139, according to the recorded plat thereof, said southerly line there terminating. The north line of said 66.00 foot roadway easement shall be lengthened or shortened to terminate on the west line of said West Half of the Northwest Quarter and on the westerly line of said Goodhue County Right of Way Plat Number 139.

The above described roadway in the West Half of the Southwest Quarter of said Section 9 contains 0.47 acres, more or less.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Kenyon will be reimbursed by the City of Kenyon in accordance with the terms of the Joint Resolution signed by the City and the Town of Kenyon on December 12, 2006.

Dated this 17<sup>th</sup> day of May, 2007.

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



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments