

OA-143-17 Faribault
City Resolution No. 2005-135
Town Resolution No. 2005-40

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

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

WHEREAS, an amendment to the joint resolution was received from the City of Faribault and the Town of Wells requesting that certain property be annexed to the City of Faribault 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 October 18, 2005, 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 Faribault, Minnesota, the same as

if it had originally been made a part thereof:

PROPOSED ANNEXATION DESCRIPTION
Hoysler Property
Parts of Sections 34 and 35-110-21
Rice County, Minnesota

Part of Sections 34 and 35, both in Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows:

Beginning at a point in the south line of the Northeast Quarter of said Section 34, a distance of 646.14 feet westerly from the southeast corner of said Northeast Quarter, said point also being in the west line of RIVERMONT ESTATES, according to the recorded plat thereof, Rice County, Minnesota, Document No. 439937; thence northerly, along said west line, said west line being parallel with the east line of said Northeast Quarter to the water's edge of the Cannon River; thence easterly and northerly along said water's edge to a point in the east line of the West One-half of the East One-half of the West One-half of said Section 35; thence southerly, along said east line to a point in the center line of Minnesota Trunk Highway 60 as set forth in the Final Certificate for right of way taking filed for record in the Office of Rice County Recorder on February 3, 1955 in Book 187 of Deeds, pages 188-198; thence southwesterly, along said highway center line to a point in a line 646.14 feet westerly from and parallel with the east line of the Southeast Quarter of said Section 34, said point also being in the southerly prolongation of said west line of RIVERMONT ESTATES; thence northerly, along said parallel line, and said west line of RIVERMONT ESTATES, to said point of beginning; excepting therefrom Lots 1, 2, 3, 4, 5 and 6 of said RIVERMONT ESTATES.

The above described parcel contains about 125 acres.

PROPERTY DESCRIPTION-ANNEXATION
Lorentson Property
Part of the SW 1/4 of Section 35-110-21
Rice County, Minnesota

Part of the Southwest Quarter of Section 35, Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows:

Beginning at a point in the South line of said Southwest Quarter, a distance of 530.84 feet easterly from the Southwest corner of said Southwest Quarter (for purposes of this description bearings are assumed and based on said South line being North 89°33'47" East); thence North 0°02'06" East, 899.50 feet; thence North 89°31'14" East, 347.12 feet; thence South 30°53'56" East, 173.27

feet to a point designated Point A; thence North 62°53'32" East, 218.42 feet; thence North 0°18'04" East, 737.18 feet to a point in the southeasterly right of way line of Minnesota Trunk Highway 60; thence North 31°56'21" West, 75.00 feet to a point in the center line of said Highway 60; thence North 58°03'39" East, along said center line, 163.27 feet; thence South 0°02'00" East, 203.50 feet; thence North 89°58'00" East, 95.00 feet; thence North 0°02'00" West, 220.08 feet to a point in the center line of 206th Street West, previously known as the Faribault and Cannon Lake Road; thence North 84°33'19" East, along said center line, 913.27 feet to a point in a line 365.00 feet westerly from and parallel with the East line of said Southwest Quarter; thence South 0°07'07" West, along said parallel line, 534.09 feet; thence South 35°07'07" West, 610.16 feet; thence South 0°07'07" West, 800.00 feet to a point in the South line of said Southwest Quarter distant 715.00 feet westerly from the Southeast corner of said Southwest Quarter; thence South 89°33'47" West, along said South line, 1384.22 feet to said point of beginning; subject to Minnesota Trunk Highway 60 across the northwesterly side and 206th Street West across the northerly side thereof; and also subject to an easement for ingress and egress over and across a parcel of land described as follows: Beginning at said Point A: thence South 30°53'56" East, 70.15 feet; thence North 62°53'32" East, 177.49 feet; thence North 0°18'04" East, 78.85 feet; thence South 62°53'32" West, 218.42 feet to said point of beginning; and also subject to a pipeline right of way easement to Northern Natural Gas Company, Document No. 409838.

The above described parcel contains 48.65 acres, more or less, including Minnesota Trunk Highway 60 and 206th Street West rights of way/

LEGAL DESCRIPTION-REZONING

C-2, HIGHWAY COMMERCIAL DISTRICT

Parts of Sections 34 and 35-110-21
Rice County, Minnesota

Part of Sections 34 and 35, both in Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows:

Beginning at a point in the south line of the Northeast Quarter of said Section 34, a distance of 646.14 feet westerly from the southeast corner of said Northeast Quarter, said point also being in the west line of RIVERMONT ESTATES, according to the recorded plat thereof, Rice County, Minnesota, Document No. 439937; thence northerly, along said west line, said west line being parallel with the east line of said Northeast Quarter to the water's edge of the Cannon River; thence easterly and northerly along said

water's edge to a point in the east line of the West One-half of the East One-half of the West One-half of said Section 35; thence southerly, along said east line to a point in the center line of Minnesota Trunk Highway 60 as set forth in the Final Certificate for right of way taking filed for record in the Office of Rice County Recorder on February 3, 1955 in Book 187 of Deeds, pages 188-198; thence southwesterly, along said highway center line to a point in a line 646.14 feet westerly from and parallel with the east line of the Southeast Quarter of said Section 34, said point also being in the southerly prolongation of said west line of RIVERMONT ESTATES; thence northerly, along said parallel line, and said west line of RIVERMONT ESTATES, to said point of beginning;
excepting therefrom Block 1 and Outlot A of said RIVERMONT ESTATES. and that portion of Rivermont Road (aka Wells Lake Way) laying north of the south line of the Northeast Quarter (NE 1/4) of Section 34.
The above described parcel contains about 120 acres.

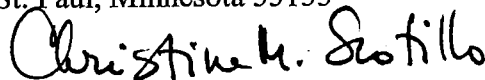
LEGAL DESCRIPTION-REZONING
R-1, SINGLE FAMILY RESIDENTIAL DISTRICT
Parts Of Sections 34 And 35-110-21
Rice County Minnesota

Part of Section 34 and 35, both in Township 110 North, Range 21 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows:

Outlot A Rivermont Estates and that portion of Rivermont Road (aka Wells Lake Way) laying south of the south line of the Northeast Quarter (NE 1/4) of Section 34.

Dated this 18th day of October, 2005.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments