

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF STURGEON) FINDINGS OF FACT
LAKE AND STURGEON LAKE TOWNSHIP) CONCLUSIONS OF LAW
PURSUANT TO MINNESOTA STATUTES 414) AND ORDER

The joint resolution for orderly annexation submitted by the City of Sturgeon Lake and Sturgeon Lake Township was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from the Chief Administrative Law Judge, hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On April 22, 2010, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on December 15, 2009, and by the Township on November 5, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on December 23, 2009.

2. The joint resolution requests the designation and immediate annexation of certain property to the City of Sturgeon Lake described as follows:

The East 300.00 feet of Government Lot 2, Section 23, Township 45, Range 20, Pine County, Minnesota.

AND ALSO

The East 300.00 feet of Government Lot 3 and the East 300.00 feet of Government Lot 5, Section 23, Township 45, Range 20, Pine County, Minnesota, except the North 66.00 feet of said East 300.00 feet of Government Lot 5.

AND ALSO

Those parts of the Northwest Quarter of the Northeast Quarter, the Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter, Section 23, Township 45, Range 20, Pine County, Minnesota, lying northerly and westerly of the centerline of County Road No. 160 and described as follows:

Beginning at the northwest corner of said Northwest Quarter of the Northeast Quarter; thence on an assumed bearing of North 89 degrees 57 minutes 45 seconds East, along the north line of said Northwest Quarter of the Northeast Quarter, a distance of 728.21 feet to a point on the centerline of County Road No. 160; thence South 40 degrees 04 minutes 09 seconds West, along last said centerline, a distance of 3116.22 feet, more or less, to the west line of said Southeast Quarter of the Northwest Quarter; thence northerly, along last described west line, a distance of 1066.37 feet, more or less, to the northwest corner of said Southeast Quarter of the Northwest Quarter; thence northerly, along the west line of said Northeast Quarter of the Northwest Quarter, a distance of 1321.24 feet, more or less, to the northwest corner of said Northeast Quarter of the Northeast Quarter; thence easterly, along the north line of said Northeast Quarter of the Northwest Quarter, a distance of 1319.64 feet, more or less, to the point of beginning.

3. Minnesota Statutes §414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

4. The joint resolution contains all the information required by Minnesota Statutes §414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

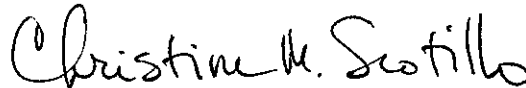
2. An order should be issued by the Chief Administrative Law Judge annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Sturgeon Lake, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Sturgeon Lake Township will be reimbursed by the City of Sturgeon Lake in accordance with the terms of Joint Resolution No. 2009-03 signed by the City on December 15, 2009 and the Township on November 5, 2009.

Dated this 22nd day of April, 2010.

For the Assistant Chief Administrative Law Judge
P. O. Box 64620
St. Paul, Minnesota 55164-0620

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments