

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City
of Mankato from Mankato Township
(MBAU Docket OA-1567-26)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Mankato (City) and the Mankato Town Board (Township) on November 1, 2013, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

An amendment to the Joint Resolution to Designate (Amended Joint Resolution) was adopted by the City on June 23, 2014, and the Township on June 18, 2014.

City Resolution Number R-2023-1211-234 (City Resolution), adopted by the City on December 11, 2023, requests annexation of certain real property (Property) legally described as follows:

East Half of the Southeast Quarter of the Southwest Quarter of Section 4, Township 108, Range 26, Blue Earth County, Minnesota, excepting therefrom the following parcel: Commencing at the Southeast corner of the East Half of the Southeast Quarter of the Southwest Quarter of Section 4, Township 108 North, Range 26 West, thence West 330 feet, thence North 330 feet, thence East 330 feet, thence South 330 feet to the point of beginning, except Parcel E of Blue Earth County Highway Right of Way Plat No. 13, C.S.A.H. No. 13.

MORE PARTICULARLY DESCRIBED AS FOLLOWS:

All that part of the Southeast Quarter of the Southwest Quarter of Section 4, Township 108 North, Range 26 West Blue Earth County, Minnesota; described as follows:

Commencing at the southeast corner of the Southwest Quarter of said Section 4; thence North 89 degrees 57 minutes 26 seconds West (assumed bearing), on the south line of said Section 4, a distance of 660.09 feet; thence North 00 degrees 09 minutes 54 seconds West, 69.02 feet to a point on the northerly right-of-way line of BLUE EARTH COUNTY RIGHT OF WAY PLAT NO. 13, according to the recorded plat thereof, said point being the point of beginning; thence North 00 degrees 09 minutes 54 seconds West, 1253.78 feet to a point on the north line of the south half of the Southwest Quarter of said Section 4; thence North 89 degrees 56 minutes 38 seconds East; on said north line, a distance of 673.09 feet to the northeast corner of said south half of the Southwest Quarter; thence South 00 degrees 23 minutes 51 seconds West on the east line of said Southwest Quarter, a distance of 993.99 feet; thence North 89 degrees 57 minutes 26 seconds West,

330.00 feet; thence South 00 degrees 23 minutes 51 seconds West, 231.06 feet to a point on the northerly right-of-way line of said BLUE EARTH COUNTY RIGHT OF WAY PLAT NO. 13; thence South 89 degrees 47 minutes 46 seconds West on said northerly right-of-way line, a distance of 73.74 feet; thence southwesterly 259.44 feet on said northerly right-of-way line and on a 1176.47 foot radius curve to the left, having a central angle of 12 degrees 38 minutes 06 seconds, to the point of beginning.

AND

Commencing at the Southeast corner of the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Four (4) Township One Hundred Eight (108) North, Range Twenty-six (26) West, thence West 330 feet, thence North 330 feet, thence East 330 feet, thence South 330 feet to the point of beginning, except Parcel G, Blue Earth County Right of Way Plat No. 13.

AND

All that part of the following described tract of land lying easterly of U. S. Highway 14 and northerly of Blue Earth County Highway 3:

The South Half (S1/2) of the Southwest Quarter (SW1/4) of Section 4, Township 108 North, Range 26 West, EXCEPT the East 33.6 acres; also a strip of land commencing 46 rods West from the Northeast corner of the Northwest Quarter (NW1/4) of Section 9, Township 108 North, Range 26 West, thence running along the section line west to the Northwest corner of Section 9; thence South along the section line 76 rods to the center of the highway, thence along the center of said highway in a Northeasterly direction to the place of beginning, EXCEPTING; Beginning at a point 660 feet West of the Southeast corner of the Southwest Quarter of Section Four, Township One Hundred Eight North of Range Twenty-six West; thence North 1320 feet; thence West 434 feet; thence South 1320 feet to a point on the South line of said Section Four; thence continuing south in Section Nine of said Township and Range 219.8 feet to the center of the public highway; thence North Fifty-six degrees, Thirty-eight minutes East following the centerline of the highway 399.5 feet to a point on the line between said Sections Four and Nine; thence East on the line between said Sections Four and Nine 100.3 feet to the place of beginning.

SAVE AND EXCEPT the following described tract of land: All that part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section 9, Township 108 North, Range 26 West, described as: Commencing at the Northwest corner of Section 9; thence South 0 degrees 08 minutes 10 seconds East (assumed bearing) along the West line of Section 9, a distance of 550.43 feet to the point of beginning; thence continuing South 0 degrees 08 minutes 10 seconds East along said West line, 753.07 feet to a point on the centerline of Thompson Ravine Road; thence North 46 degrees 00 minutes 28 seconds East along said centerline, 376.82 feet; thence North 56 degrees 02 minutes 28 seconds East along said centerline, 266.00 feet; thence North 0 degrees 08 minutes 10 seconds West and parallel with the West line of Section 9, a distance of 343.90 feet; thence

South 89 degrees 51 minutes 50 seconds West, 492.72 feet to the point of beginning.

ALSO EXCEPTING: Parcel A of Blue Earth County Highway Right-of-Way Plat No. 13. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

All that part of the south half of the Southwest Quarter of Section 4 and the Northwest Quarter of Section 9, all in Township 108 North, Range 26 West, Blue Earth County, Minnesota; described as follows:

Commencing at the Southeast corner of the Southwest Quarter of said Section 4; thence North 89 degrees 57 minutes 26 seconds West (assumed bearing) on the south line of said Section 4, a distance of 1100.14 feet to the point of beginning; thence South 00 degrees 23 minutes 51 seconds West, 132.19 feet to a point on the northerly right-of-way line of BLUE EARTH COUNTY RIGHT OF WAY PLAT NO. 13, according to the recorded plat thereof; thence South 56 degrees 34 minutes 46 seconds West on said northerly right-of-way line, a distance of 434.18 feet to the easterly most corner of Ramp D, RAINTREE ROAD SUBDIVISION, according to the recorded plat thereof; thence North 44 degrees 24 minutes 52 seconds West, on the northeasterly line of said Ramp D, a distance of 767.94 feet; thence North 39 degrees 59 minutes 38 seconds West, on said northeasterly line, a distance of 486.13 feet; thence North 35 degrees 34 minutes 23 seconds West, on said northeasterly line, a distance of 344.22 feet to the northeasterly right-of-way line of Minnesota Trunk Highway No. 14; thence North 28 degrees 37 minutes 43 seconds West on said northeasterly right-of-way line, a distance of 193.54 feet to a point on the west line of the Southwest Quarter of Section 4, thence North 00 degrees 39 minutes 36 seconds East on said west line, a distance of 321.10 feet to the northwest corner of the south half of the Southwest Quarter of said Section 4; thence North 89 degrees 56 minutes 38 seconds East on the north line of the south half of said Southwest Quarter, a distance of 1511.63 feet; thence South 00 degrees 23 minutes 51 seconds West, 1322.09 feet to the point of beginning.

AND

Beginning at a point 660 feet West of the South East corner of the South West Quarter of Section 4-108-26, thence North 1320 feet, thence West 434 feet, thence South 1320 feet to a point on the South line of said Section 4, thence continuing south in Section Nine of said Township and Range 219.8 feet to the center of the public highway; thence North 56 degrees, 38 minutes East following the center line of the highway 399.5 feet to a point on the line between said Sections 4 and 9, thence East on the line between said Sections 4 and 9, 100.3 feet to the place of beginning.

EXCEPT 0.19 acre parcel identified as Parcel D on Blue Earth County Highway Right-of-Way Plat No. 13, conveyed to Blue Earth County by Warranty Deed recorded May 21, 1997, as Document No. 367CR455, AND ALSO EXCEPTING All that part of Parcel A of Blue Earth County Highway Right-of-Way Plat No. 13 in the West 434.00 feet of the East 1,094.00 feet of the Northeast Quarter of the

Northwest Quarter of Section 09, Township 108 North, Range 26 West lying north of the centerline of County State Aid Highway No. 03.

MORE PARTICULARLY DESCRIBED AS FOLLOWS:

All that part of the Southwest Quarter of Section 4 and the Northwest Quarter of Section 9, all in Township 108 North, Range 26 West, Blue Earth County, Minnesota; described as follows:

Commencing at the Southeast corner of the Southwest Quarter of said Section 4; thence North 89 degrees 57 minutes 26 seconds West (assumed bearing), on the south line of said Section 4, a distance of 660.09 feet; thence North 00 degrees 09 minutes 54 seconds West, 69.02 feet to a point on the northerly right-of-way line of BLUE EARTH COUNTY RIGHT OF WAY PLAT NO. 13, according to the recorded plat thereof, said point being the point of beginning; thence North 00 degrees 09 minutes 54 seconds West, 1253.78 feet to a point on the north line of the south half of the Southwest Quarter of said Section 4; thence South 89 degrees 56 minutes 38 seconds West; on said north line, a distance of 427.06 feet; thence South 00 degrees 23 minutes 51 seconds West, 1454.28 feet to a point on the northerly right-of-way line of said BLUE EARTH COUNTY RIGHT OF WAY PLAT NO. 13; thence North 56 degrees 34 minutes 46 seconds East on said northerly right-of-way line, a distance of 64.95 feet; thence northeasterly 422.61 feet on said northerly right-of-way line and on a 1176.47 foot radius curve to the right, having a central angle of 20 degrees 34 minutes 54 seconds, to the point of beginning.


Except land already within the City.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2022), 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 Amended Joint Resolution, 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 (2022), the City will reimburse the Township in accordance with the terms of the Amended Joint Resolution.

Dated: March 13, 2023


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Blue Earth 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 (2023). However, no request for amendment shall extend the time of appeal from this Order.