

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation of  
Certain Real Property to the City of Deer  
River from the Unorganized Territory of  
Deer Lake (MBAU Docket OA-1601-1)

**ORDER APPROVING  
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the city of Deer River (City) on March 23, 2015 and Itasca County (County) on March 24, 2015, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

That part of Government Lot One (1), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27) lying North of the railroad right of way. Approximately 16 acres (part of Parcel No. 70-021-1200).

AND

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ ), Section Twenty-one (21), Township Fifty-six (56), Range Twenty-seven (27), Itasca County, State of Minnesota, LESS that part lying North of Trunk Highway No. 2 and LESS Highway No. 2 and the Great Northern Railway right-of-way, AND LESS that part described as follows: Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 88 degrees 28 minutes 15 seconds West, assumed bearing, along the north line of said Northeast Quarter of the Northeast Quarter a distance of 721.19 feet to the southerly right-of-way line of Trunk Highway No. 2 and the point of beginning of the tract to be herein described; thence South 22 degrees 20 minutes 37 seconds West 300.00 feet; thence South 67 degrees 39 minutes 23 seconds East 200.00 feet; thence North 22 degrees 20 minutes 37 seconds East 311.28 feet to said southerly right-of-way line of Trunk Highway No. 2; thence North 70 degrees 53 minutes 04 seconds West 200.32 feet along said southerly right-of-way line of Trunk Highway No. 2 to the point of beginning. Subject to existing easements and encumbrances of record. Approximately 35 acres (Parcel No. 70-021-1101).

AND

A tract of land in the Northwest Quarter of the Northwest Quarter, Section Twenty-two (22), Township Fifty-six (56), Range Twenty-seven (27) described as follows;

Commencing at the common corner of Section 15, 16, 21, and 22, Township 56, Range 27; thence South, along the section line between Section 21 and 22, a distance of 347.8 feet, to the South boundary of U.S. Highway #2, which is the point of beginning. Thence continuing South along said Section line, a distance of 902.2 feet; thence East, at an angle of 90 degrees from South to East a distance of 1240.0 feet; thence in a Northerly direction, at an angle of 85 degrees 30 minutes from East to North, a distance of 658.9 feet, to the South boundary of said U.S. Highway #2; thence in a Northwesterly direction along the South boundary of said U.S. Highway #2, a distance of 1326.7 feet, to the point of beginning. Approximately 22.4 acres (Parcel No. 70-022-2203).

AND

That part of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Twenty-two (22), Township Fifty-six (56) North, Range Twenty-seven (27) West, Itasca County, Minnesota, lying South of New U.S. Highway 2 and lying North of Old U.S. Highway No. 2, approximately 4 acres (Parcel No. 70-022-2204).

AND

That part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section Twenty-one (21), Township Fifty-six (56) North, Range Twenty-seven (27) West, Itasca County, Minnesota, described as follows: COMMENCING at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 88 degrees 28 minutes 15 seconds West, assumed bearing, along the north line of said Northeast Quarter of the Northeast Quarter a distance of 721.19 feet to the southerly right-of-way line of Trunk Highway No. 2 and the point of beginning of the tract to be herein described; thence South 22 degrees 20 minutes 37 seconds West 300.00 feet; thence South 67 degrees 39 minutes 23 seconds East 200.00 feet; thence North 22 degrees 20 minutes 37 seconds East 311.28 feet to said southerly right-of-way line of Trunk Highway No. 2; thence North 70 degrees 53 minutes 04 seconds West 200.32 feet along said southerly right-of-way line of Trunk Highway No. 2 to the point of beginning. Approximately 1.4 acres (Parcel No. 70-021-1103).

Based upon a review of the Joint Resolution, the Chief Administrative Law Judge makes the following:

### ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2014), the Joint Resolution is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution and this Order, the Property is annexed to the city of Deer River.

Dated: April 7, 2015



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TAMMY L. PUST  
Chief Administrative Law Judge

### NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Itasca 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 Approving Annexation Ordinance within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2013). However, no request for amendment shall extend the time of appeal from this Order.