

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Lewiston from Utica Township
(MBAU Docket OA-1691-1)

**ORDER APPROVING
ANNEXATION**

Joint Resolution 2016-16/6A for orderly annexation (Joint Resolution) was adopted by the City of Lewiston (City) on September 27, 2017, and Utica Township (Township) on September 11, 2017, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

That part of the Southeast Quarter (SE $\frac{1}{4}$) of Section 22, Township 106 North, Range 9 West, Winona County, Minnesota described as follows: Beginning at the Northwest corner of said Southeast Quarter (SE $\frac{1}{4}$); thence Southerly along the Westerly Line of said Southeast Quarter (SE $\frac{1}{4}$) to the Southwesterly corner of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$) of said Section 22; thence Easterly along the Southerly line of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of said Section 22 a distance of 1626.00 feet; thence deflecting to the left 40 degrees, 00 minutes to an intersection with a line drawn South at right angles to the North line of said Southeast Quarter (SE $\frac{1}{4}$) from a point thereon distant 2100.00 feet East of the Northwest corner of said Southeast Quarter (SE $\frac{1}{4}$) of Section 22; thence North along said right angle line to the North line of said Southeast Quarter (SE $\frac{1}{4}$); thence West along the North line of said Southeast Quarter (SE $\frac{1}{4}$) to the point of beginning. Gross area is 61.67 acres.

and,

A part of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-two (22), Township One Hundred Six (106) North, of Range Nine (9), West of the Fifth Principal Meridian, Winona County, Minnesota, described as follows: Commencing at the Southeast corner of the Northeast Quarter (NE $\frac{1}{4}$) of said Section Twenty-two (22); thence Westerly along the South line of the said Northeast Quarter (NE $\frac{1}{4}$) for a distance of 360.00 feet to the point of beginning; thence continue westerly along said South line for a distance of 800.00 feet; thence Northerly, at a right angles, for a distance of 544.50 feet; thence Easterly, at a right angles, for a distance of 800.00 feet; thence Southerly for a distance of 544.50 feet to the point of beginning. Gross area of approximately 10 acres.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2016), 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.
3. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2016) are not applicable.

Dated: February 5, 2018



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 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Winona 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.