

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Clear Lake from Clear Lake Township
(MBAU Docket OA-1746-1)

**ORDER APPROVING
ANNEXATION**

A Joint Resolution for Orderly Annexation (Joint Resolution) was adopted by the City of Clear Lake (City) on August 5, 2019, and Clear Lake Township (Township) on August 1, 2019, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

That part of the Northeast Quarter of Section 12, Township 34, Range 30, Sherburne County, Minnesota described as follows: Beginning at the East Quarter Corner of said Section 12; thence North 00 degrees 12 minutes 19 seconds West, along the west line of said Northeast Quarter, a distance of 434.85 feet; thence West and deflecting left 90 degrees 29 minutes 30 seconds a distance of 713.18 feet; thence South and deflecting 90 degrees 05 minutes 05 seconds a distance of 430.75 feet to the south line of said Northeast Quarter; thence North 89 degrees 37 minutes 59 minutes East, along said south line, a distance of 708.82 feet to the point of beginning.

Together with an easement for ingress and egress over that part of the North 33.00 feet of the South 435.00 of the Northwest Quarter of Section 7, Township 34, Range 29, Sherburne County, Minnesota which lies west of the west line of the Burlington Northern Railway Company.

Subject to any and all easements of record if any. Subject to an easement for highway right of way purposes over Parcel 20 of SHERBURNE COUNTY HIGHWAY RIGHT OF WAY PLAT NO 38.

AND

That part of the Northeast Quarter of the Northeast Quarter of Section 13, Township 34, Range 30, Sherburne County, Minnesota that lies Northwest of the centerline of Minnesota Trunk Highway No. 24 and Southeast of the following described line:

Commencing at the Northeast Corner of said Section 13; thence South 00 degrees 07 minutes 27 seconds West, along the east line of said North Half of the Northeast Quarter, a distance of 574.90 feet to the point of beginning of the line being

described; thence South 43 degrees 57 minutes 21 seconds West a distance of 1066.83 feet to the south line of said North Half of the Northeast Quarter and said line there terminating.

Subject to road right of way. Subject to any and all easements of record if any.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2018), 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. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2018), no reimbursement shall be made by the City to the Township in accordance with the terms of the Joint Resolution.

Dated: August 13, 2019


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 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Sherburne 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.