

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation  
of Certain Real Property to the City of  
Albert Lea from Albert Lea Township  
(MBAU Docket OA-1752-1)

**ORDER APPROVING  
ANNEXATION**

Resolution 19-132 (Joint Resolution) was adopted by the City of Albert Lea (City) and Albert Lea Township (Township) on September 9, 2019, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

**Parcel 08.012.0071:** All that part of the NW¼ NW¼ Section 12-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the Northwest corner of the NW¼ of said Section 12; thence South 00°26'33" East a distance of 380.31 feet, on an assumed bearing on the west line of said NW¼, to the northwest corner of a tract recorded in Book 160 Deeds, Page 127; thence North 89°33'27" East a distance of 330.00 feet, on the north of said tract, to the northeast corner thereof; thence South 00°26'33" East a distance of 31.15 feet, on the east line of said tract, to the point of beginning;

thence North 89°33'27" East a distance of 299.45 feet, to the west line of Freeborn Mower Addition, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence South 00°28'32" East a distance of 432.41 feet, on the west line of said Freeborn Mower Addition, to the southwest corner thereof;

thence South 89°45'09" West a distance of 4.08 feet, to a corner of a tract recorded in Book 159 Deeds, Page 123;

thence South 00°26'45" East a distance of 322.99 feet, on a line of said tract, to a corner of said tract;

thence South 89°49'50" West a distance of 295.64 feet, on a line of said tract, to a corner of said tract;

thence South 00°26'33" East a distance of 7.56 feet, on a line of said tract, to the northeast corner of a tract recorded in Book 160 Deeds, Page 195;

thence South 89°49'50" West a distance of 330.00 feet, on a line of said tract, to the northwest corner thereof;

thence North 00°26'33" West a distance of 509.11 feet, on the west line of said NW¼, to the southwest corner of a tract recorded in Book 157 Deeds, Page 507;

thence North 89°33'27" East a distance of 330.00 feet, on the south line of tracts recorded in Book 157 Deeds, Page 507 and Book 157 Deeds, Page 505, to the southeast corner of said tract recorded in Book 157 Deeds, Page 505;

thence North 00°26'33" West a distance of 250.85 feet, on the east line of tracts recorded in said Book 157 Deeds, Page 505 and said Book 160 Deeds, Page 127, to the point of beginning;

subject to highway easement on the west side thereof.

**Parcel 08-012-0070:** All that part of the NW¼ NW¼ Section 12-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the northwest corner of the NW¼ of said Section 12; thence South 00°26'33" East a distance of 200.00 feet, on an assumed bearing on the west line of said NW¼, to the point of beginning;

thence South 00°26'33" East a distance of 180.31 feet on said west line, to the northwest corner of a tract recorded in Book 160 Deeds, Page 127;

thence North 89°33'27" East a distance of 330.00 feet, on the north line of said tract, to the northeast corner thereof;

thence South 00°26'33" East a distance of 31.15 feet, on the east line of said tract;

thence North 89°33'27" East a distance of 299.45 feet, to the west line of Freeborn Mower Addition, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence North 00°28'32" West a distance of 359.44 feet, on the west line and northerly extension of the west line of said Freeborn Mower Addition, to the north line of said NW¼;

thence South 89°44'28" West a distance of 299.22 feet, on the north line of said NW¼;

thence South 00°26'33" East a distance of 150.00 feet, parallel with said west line;

thence South 89°44'28" West a distance of 330.00 feet, parallel with said north line, to the point of beginning;

subject to highway easement on the north and west sides thereof.

**Parcel 08-012-0120:** Beginning at a point 530 feet south and 175 feet east of the Northwest corner of Section 12 in Township 102 North, of Range 21 West of the 5<sup>th</sup> P.M.; thence East 155 feet; thence south 132 feet thence west 155 feet; thence north 132 feet to the place of beginning, being part of the NW¼ NW¼ of said Section 12. Also, commencing at a point 530 feet south of the Northwest corner of Section 12 in Township 102 north, of range 21 west of the 5<sup>th</sup> P.M.; thence east 175 feet; thence south 132 feet; thence west 175 feet; thence north 132 feet to the point of beginning; being part of the NW¼ NW¼ of said Section 12.

**Parcel 08-012-0140:** Commencing at the Northwest corner of Section 12, T102N, R21W; thence south along the west line of said Section 12, 380.0'; which point is the place of beginning; thence east 175.0'; thence south 150.0'; thence west 175.0'; thence north 150.0'; to the place of beginning, being a part of the NW¼ NW¼ Section 12, T102N, R21W, and subject to highway easement along the west side thereof, and the grantors reserve the right to establish and to dedicate to the public the North 30 feet of the above tract for road purposes.

Also, commencing at the northwest corner of Section 12, T102N, R21W; thence south along the west line of said Section 12, 380.0'; thence east 175.0'; which point is the place of beginning; thence continuing east 155.0'; thence south 150.0'; thence west 155.0'; thence north 150.0'; to the place of beginning, being a part of the NW¼ NW¼ Section 12, T102N, R21W, and the grantors reserve the right to establish and to dedicate to the public the north 30 feet and the east 30 feet of the above tract for road purposes.

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), the City shall reimburse the Township as stated in the Joint Resolution.

Dated: September 25, 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 Freeborn 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.