

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
St. Charles from St. Charles Township
(MBAU Docket OA-1798-1)

**ORDER APPROVING
ANNEXATION**

City of St. Charles Resolution No. 10-2021/Township of St. Charles Resolution No. 01-2021 (Joint Resolution) was adopted by the City of St. Charles (City) on March 23, 2021, and St. Charles Township (Township) on March 16, 2021, requesting the designation and immediate annexation of certain real property (Property) legally described as follows:

PARCEL E: A part of the North 10 Acres of the Northwest Quarter of the Southwest Quarter in Section 29, Township 106 North, Range 10 West, Winona County Minnesota, described as follows:

BEGINNING at the northeast corner of the Northwest Quarter of said Southwest Quarter, thence South 00 Degrees 00 minutes 50 seconds West (NOTE: all bearings are on the Winona County NAD 1983, HARN 96 adjustment) along the east line of the Northwest Quarter of said Southwest Quarter for a distance of 329.79 feet to the southeast corner of the North 10 Acres; thence North 89 degrees 18 minutes 34 seconds West along the south line of said North 10 Acres for distance of 660.00 feet; thence North 00 degrees 00 minutes 50 seconds East for a distance of 329.79 feet to the north line of the Northwest Quarter of said Southwest Quarter; thence South 89 degrees 18 minutes 34 seconds East along said north line for a distance of 660.00 feet to the point of beginning. Containing 5.00 acres, more or less.

Said PARCEL E includes an access easement described elsewhere to access this PARCEL E from SOUTH PARK ROAD.

Parcel D: A part of the North 10 Acres of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 29, Township 106 North, Range 10 West, City of St. Charles, Winona County, Minnesota, described as follows:

BEGINNING at the northwest corner of the Northwest Quarter of said Southwest Quarter; thence South 00 degrees 01 minute 52 seconds West (NOTE: all bearings are on the Winona County NAD 1983, HARN 96 adjustment) along the west line of the Northwest Quarter of said Southwest Quarter for a distance of 329.79 feet to the southwest corner of said North 10 Acres; thence South 89 degrees 18 minutes 34 seconds East for a distance of 660.98 feet; thence North 00 degrees

00 minutes 50 seconds East for a distance of 329.79 feet to the north line of the Northwest Quarter of said Southwest Quarter; thence North 89 degrees 18 minutes 34 seconds West along said north line for a distance of 660.88 feet to the point of beginning.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2020), 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 (2020), the City will reimburse the Township as stated in the Joint Resolution.

Dated: April 22, 2021


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 (2020). 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.