

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Mahnomen from Marsh Creek Township
(MBAU Docket OA-1829-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Mahnomen (City) on February 22, 2022, and Marsh Creek Township (Township) on February 15, 2022, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

PARCEL A: A parcel of land in the SW $\frac{1}{4}$, Section 35-145-42 described as:

Beginning at the intersection of the west right of way line of the Soo line Railroad and the north right of way line of Trunk Highway 200; thence northerly on and along the said west right of way of the Soo line Railroad a distance of 500 feet; thence deflect left at an angle of 91 degrees and 42 minutes and in a westerly direction a distance of 304.2 feet; thence deflect left at an angle of 89 degrees and 26 minutes and in a southerly direction a distance of 500 feet to the north right of way line of Trunk Highway 200; thence easterly on and along the said north right of way line of Trunk Highway 200 a distance of 294.3 feet to the point of beginning, containing 3.43 acres, more or less.

AND

PARCEL B: That part of the Southwest Quarter of the Southeast Quarter in Section 35, Township 145 North Range 42 West of the Fifth Principal Meridian in Mahnomen County, Minnesota described as follows:

Commencing at an iron monument which designates the southeast corner of said Section 35; thence South 89 degrees 31 minutes 10 seconds West 2650.24 feet on an assumed bearing along the south line of said Section 35 to an iron monument at the south quarter corner of said Section 35; thence North 61 degrees 24 minutes 24 seconds East 227.04 feet to an iron monument on the northerly right of way line of Trunk Highway No. 200, said point is the point of beginning; thence North 87 degrees 32 minutes 20 seconds East 248.47 feet along the northerly right of way line of said Trunk Highway No. 200 to an iron monument; thence North 02 degrees 28 minutes 50 seconds West 168.40 feet, to a point herein after referred as Point A; thence continuing North 02 degrees 28 minutes 50 seconds West 62.42 feet to an iron monument; thence South 89 degrees 11 minutes 45 seconds


West 106.21 feet to an iron monument; thence North 17 degrees 48 minutes 15 seconds West 34.12 feet to an iron monument; thence South 89 degrees 07 minutes 10 seconds West 271.49 feet to an iron monument on the easterly right of way line of said Trunk Highway No. 59; thence southerly along the easterly right of way line of said Trunk Highway No. 59 on a curve concave to the west, having a central angle of 00 degrees 13 minutes 50.2 seconds and a radius of 11519.16 feet, for a distance of 46.37 feet (chord bearing South 02 degrees 38 minutes 50 seconds East) to an iron monument; thence North 89 degrees 31 minutes 10 seconds East 40.03 feet continuing along the easterly right of way line of said Trunk Highway No. 59 to a PK nail; thence southerly continuing along the easterly right of way line of said Trunk Highway No. 59 on a curve concave to the west, having a central angle of 00 degrees 37 minutes 38.2 seconds and a radius of 11559.16 feet, for a distance of 126.55 feet (chord bearing South 02 degrees 12 minutes 41 seconds East) to an iron monument; thence South 47 degrees 03 minutes 20 seconds East 140.42 feet continuing along the easterly right of way line of said Trunk Highway No. 59 to the point of beginning. The above-described tract contains 1.98 acres.

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: May 13, 2022


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 Mahnomen 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.