

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Dodge Center from Wasioja Township
(MBAU Docket OA-1841-1)

**ORDER APPROVING
ANNEXATION**

Resolution 2022-001 (Joint Resolution) was adopted by the City of Dodge Center (City) on March 28, 2022, and the Wasioja Town Board (Township) on August 8, 2022, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

The Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty-five (35), Township One Hundred Seven (107) North, Range Seventeen (17) West, Dodge County, Minnesota, EXCEPTING therefrom the right-of-way of the Chicago & Northwestern Railway Company (formerly the Winona & St. Peter Railroad Company). Also excepting the right-of-way of C.S.A.H. No. 34 (635th Street). Said Parcel contains 39.01 acres, more or less.

AND

The Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) all in Section Thirty-five (35), Township One Hundred Seven (107) North of Range Seventeen (17) West, excepting the following:

That part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 35, Township 107 North, Range 17 West, Dodge County, Minnesota, described as follows:

Beginning at the Northeast corner of the Southwest Quarter of said Section 35; for the purposes of this description the bearings are in relation to the Dodge County Coordinate System NAD83 (1996 Adjustment); thence South 89°57'56" West, along the north line of said Southwest Quarter, 607.83 feet; thence South 00°01'52" West, 574.19 feet; thence South 89°21'51" East, 607.86 feet to the east line of said Southwest Quarter; thence North 00°01'52" East, along said east line 581.30 feet to the point of beginning. And beginning at the northwest corner of the Southeast Quarter of said Section 35; thence North 89°57'56" East, along the north line of said Southeast Quarter, 145.00 feet; thence South 00°01'52" West 583.00 feet; thence North 89°21'51" West, 145.01 feet to the west line of said Southeast Quarter; thence North 00°01'52" East, along said west line, 581.30 feet to the point

of beginning, Being subject to an easement for the County Road No. 34 right of way over the northerly boundary thereof.


And except Railroad right of way and subject to Highway easements of record. Also excepting the right-of-way of C.S.A.H. No. 34 (635th Street).

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2022), 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 (2022), the City will reimburse the Township a lump sum of \$10,900.12 as stated in the Joint Resolution.

Dated: August 25, 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 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Dodge 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.