

RECEIVED

By: OAH on July 21, 2025

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF FOSSTON AND ROSEBUD TOWNSHIP
PURSUANT TO MINNESOTA STATUTES, SECTION 414.0325**

WHEREAS, on June 10, 2025, a Notice of Intent to include property in an orderly annexation area was published pursuant to the requirements of Minnesota Statutes, Section 414.0325, Subd. 1b.

WHEREAS, the City of Fosston and Rosebud Township jointly agree to designate and request the immediate annexation of the following described land located within Rosebud Township to the City of Fosston, County of Polk, State of Minnesota:

Parcel No. 61.00081.07:

Owner: Pederson Hillview Properties, LLC, a Minnesota limited liability company

Legal Description:

---Beginning at a point 47 feet North of the Southwest corner of the Southeast Quarter (SE1/4) of Section Three (3), Township One Hundred Forty-seven (147) North of Range Forty (40), said point being on the West line of the Southeast Quarter of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40); thence North, 33 degrees and 30 minutes east, a distance of 405 feet; thence northerly a distance of approximately 366.58 feet, more or less, to the southeast corner of cemetery property; thence west a distance of 233.25 feet along the south line of cemetery property to the west line of the southeast quarter of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40); thence south to the point of beginning.

(consisting of approximately 0.46 acres)

Parcel No. 61.00084.00:

Owner: Pederson Hillview Properties, LLC, a Minnesota limited liability company

Legal Description:

---Commencing at a point on Beginning at a point 47 feet North of the Southwest corner of the Southeast Quarter (SE1/4) of Section Three (3), Township One Hundred Forty-seven (147) North of Range Forty (40), said point being on the West line of the Southeast Quarter of Section Three (3), Township One Hundred Forty-seven (14 7) North, Range Forty (40); thence North, 33 degrees and 30 minutes east, a distance of 405 feet; thence northerly a distance of approximately

366.58 feet, more or less, to the southeast corner of cemetery property; thence southerly along the east line of the west 233.25 feet to a point 233.25 feet east of the southwest corner of the Southeast Quarter (SE1/4) of Section Three (3); thence west 233.25 feet to said Southwest corner of Section Three (3), thence north 47 feet to the point of beginning; excluding land already in the city.---

(consisting of approximately 3.47 acres)

WHEREAS, the City of Fosston and Rosebud Township are in agreement as to the orderly annexation of the unincorporated land described.

WHEREAS, Minnesota Statutes, Section 414.0325 provides a procedure whereby the City of Fosston and Rosebud Township may agree on a process of orderly annexation of a designated area.

WHEREAS, the City of Fosston and Rosebud Township have agreed to all the terms and conditions for the annexation of the above-described lands, and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Fosston and the Township Board of Rosebud Township as follows:

Section 1. Property. That the following described land is subject to orderly annexation pursuant to Minnesota Statutes, Section 414.0325, and that the parties hereto designate the area for orderly annexation and agree that the land be immediately annexed:

Parcel No. 61.00081.07:

Owner: Pederson Hillview Properties, LLC, a Minnesota limited liability company

Legal Description:

---Beginning at a point 47 feet North of the Southwest corner of the Southeast Quarter (SE1/4) of Section Three (3), Township One Hundred Forty-seven (147) North of Range Forty (40), said point being on the West line of the Southeast Quarter of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40); thence North, 33 degrees and 30 minutes east, a distance of 405 feet; thence northerly a distance of approximately 366.58 feet, more or less, to the southeast corner of cemetery property; thence west a distance of 233.25 feet along the south line of cemetery property to the west line of the southeast quarter of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40); thence south to the point of beginning.

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(consisting of approximately 3.47 acres)

Section 2. Acreage/Population/Usage. That the orderly annexation area consists of approximately 3.93 acres, no one lives in the annexation area, and the land use type is commercial.

Section 3. Jurisdiction. That Rosebud Township and the City of Fosston, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

Section 4. No Municipal Reimbursement/No Tax Exempt Property. Rosebud Township and the City of Fosston agree that there shall be no reimbursement. There is no tax exempt property in the area to be annexed.

Section 5. Assessments and Debt. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described there are no special assessments or debt.

Section 6. Review and Comment. The City of Fosston and Rosebud Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Section 7. Filing and Costs. The City of Fosston is responsible for filing this resolution with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, paying


all filing costs and publication costs associated with the orderly annexation, and for providing additional information or corrections as may be needed to complete the requested annexation.

Adopted by affirmative vote of all the members of the Rosebud Township Board of Supervisors this 14th day of July 2025.

ROSEBUD TOWNSHIP

By: *Cheryl F. Winkelmann*
Chairperson
Board of Supervisor

ATTEST:

By: *Cheryl F. Winkelmann*
Township Clerk


Adopted by affirmative vote of the City Council of Fosston, Minnesota this 14th day of July, 2025.

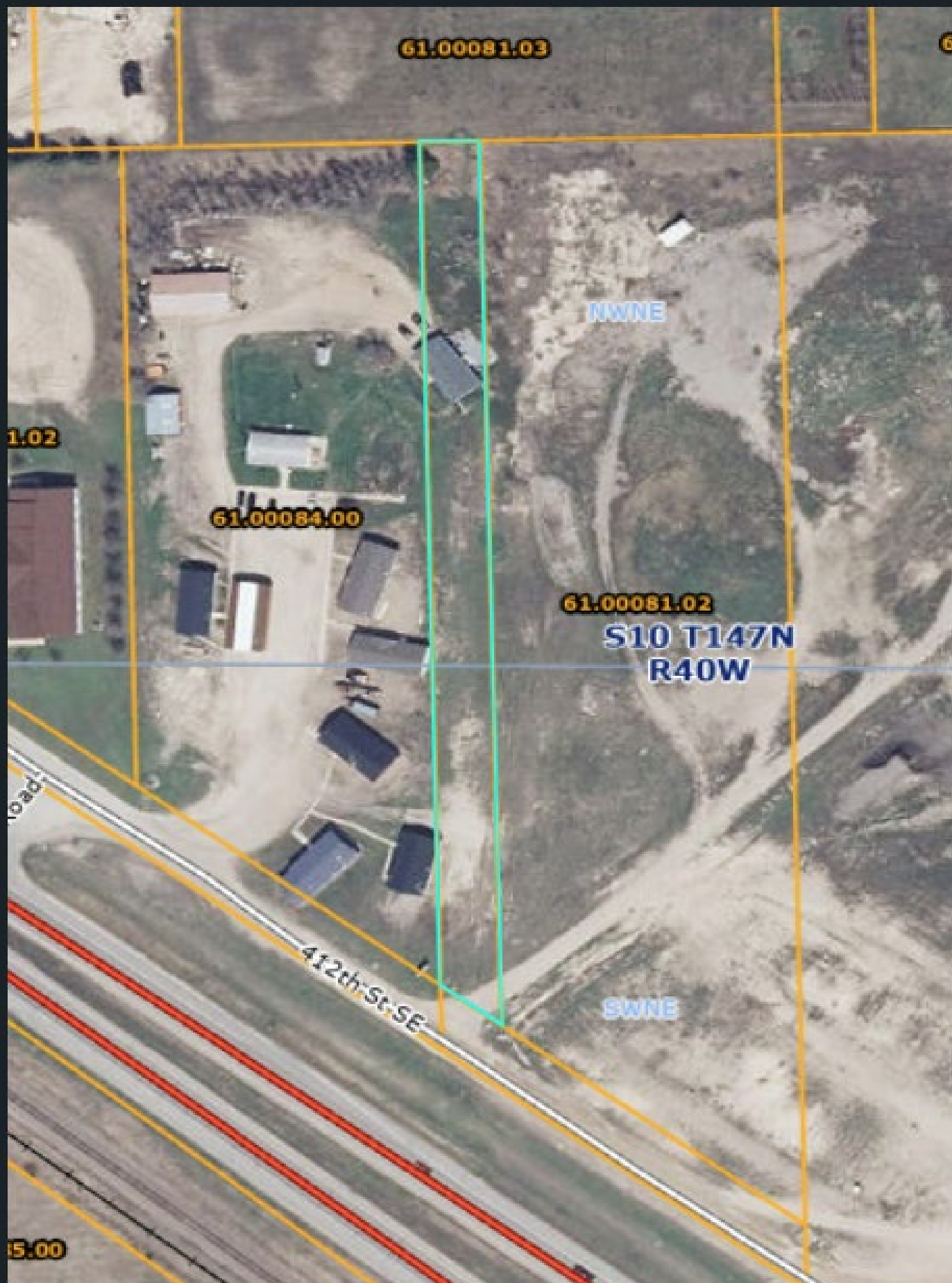
CITY OF FOSSTON

By: *James Hoffedal*
Mayor

ATTEST:

By: *Cassie Heide*
City Administrator

Approved this 14th day of July 2025.



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R40W

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R40W

Access Road

412th St SE

SWNE

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