

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
St. James from St. James Township
(MBAU Docket OA-201-22)

**ORDER APPROVING
ANNEXATION**

A joint resolution (1989 Joint Resolution) for orderly annexation was adopted by the City of St. James (City) and St. James Township (Township) on August 15, 1989, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

Resolution 10-18-01 (Resolution Amending Joint Resolution), adopted by the City on October 2, 2018, and the Township on September 11, 2018, requests annexation of certain real property (Property) legally described as follows:

All of Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), and Eight (8) of Block One (1); Lots Three (3) and Four (4) of Block Two (2), except the South 33 feet thereof; all of Lots Five (5), Six (6), Seven (7) and Eight (8) of Block Two (2); all of Block Three (3) lying West of the East line of Lot Five (5) of Block Two (2) extended Southerly in a straight line across Block Three (3); 6th Avenue West and vacated 6th Avenue West; the vacated alley adjacent to and on the West side of Blocks One (1) and Two (2), all in Schwinger's Subdivision of Lot Six (6), Section Twenty-three (23), Township One Hundred Six (106) North, Range Thirty-two (32) West, Watonwan County, Minnesota according to the recorded plat thereof.

Together With Parcel A

That part of Government Lot One (1), Section Fourteen (14), Township One Hundred Six (106), Range Thirty-two (32), Watonwan County, Minnesota, bounded and described as follows: Beginning at a point on the West line of Schwinger's Subdivision of Lot Six (6), Section Twenty-three (23) and a part of Lot One (1), Section Fourteen (14), Township One Hundred Six (106), Range Thirty-two (32), 54 feet Southeasterly of, as measured at right angles from, the center line of the main track of the Chicago, Saint Paul, Minneapolis and Omaha Railway Company (now the Chicago and North Western Transportation Company), as now located and established; thence Southwesterly along a line parallel with the center line of said main track, a distance of 275 feet; thence Southeasterly along a line at right angles to the last described course, a distance of 47 feet, more or less, to the Southwesterly line of said Government Lot One (1); thence Southeasterly along the Southwesterly line of said Government Lot to the West line of said Subdivision; thence North along the West line of said Subdivision to the point of beginning.

Based upon a review of the 1989 Joint Resolution and the Resolution Amending

Joint Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2018), the Resolution Amending Joint Resolution is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the 1989 Joint Resolution, the Resolution Amending Joint Resolution, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to the agreement of the parties and as allowed by to Minn. Stat. § 414.036 (2018), the City will reimburse the Township as stated in the 1989 Joint Resolution.

Dated: May 15, 2019



TAMMY L. PUST
Chief 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 Watonwan 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.