

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Montevideo from Sparta Township
(MBAU Docket OA-436-11)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution 1946) was adopted by the City of Montevideo (City) on August 5, 1996 and Sparta Township (Township) on August 6, 1996, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

City Resolution 3423, adopted by the City on February 21, 2017, requests annexation of certain real property (Property) legally described as follows:

The West 1360.00 feet as measured at a right angle, of the South Half of the North Half of the Northwest Quarter (S½ N½ NW¼) of Section 16, Township 117 North, Range 40 West, Chippewa County, Minnesota, EXCEPTING THEREFROM the following described parcels:

1. That part of the NW1/4 of Section 16, also that part of the NE1/4 of Section 17, all in Township 117 North, Range 40 West, described as Parcels 16-D and 16-G, on Chippewa County Highway Department Right of Way Plat No. 15-3, according to the duly recorded Plat thereof on file in the office of the Chippewa County Recorder, and
2. That part of the Northwest Quarter of the Northwest Quarter of Section 16, Township 117 North, Range 40 West of the Fifth Principal Meridian, Sparta Township, Chippewa County, Minnesota, described as follows: Beginning at the north corner of Parcels 16-G as shown on the record plat entitled CHIPPEWA COUNTY HIGHWAY DEPARTMENT RIGHT OF WAY PLAT NO. 15-3; thence on an assumed azimuth of 158 degrees 32 minutes 00 seconds, along the east line of said Parcel 16-G, a distance of 272.27 feet; thence on an azimuth of 157 degrees 49 minutes 06 seconds, along the east line of said Parcel 16-G, a distance of 228.35 feet; thence on an azimuth of 157 degrees 44 minutes 52 seconds, along the east line of said Parcels 16-G, a distance of 212.80 feet to the southeast corner of said parcel 16-G; thence on an azimuth of 89 degrees 25 minutes 39 seconds a distance of 53.81 feet; thence on an azimuth of 337 degrees 44 minutes 52 seconds, a distance of 232.65 feet; thence on an azimuth of 337 degrees 49 minutes 06 seconds, a distance of 228.01 feet; thence on an azimuth of 338 degrees 32 minutes 00 seconds, a distance of 402.93 feet to the east line of Parcel 16-D as shown on the record plat entitled CHIPPEWA COUNTY HIGHWAY DEPARTMENT RIGHT OF WAY PLAT NO. 15-3;

thence on an azimuth of 179 degrees 25 minutes 38 seconds along the east line of said Parcel 16-D, a distance of 140.20 feet to the point of beginning; and

3. That part of the Northwest Quarter of the Northwest Quarter of Section 16, Township 117 North, Range 40 West of the Fifth Principal Meridian, Sparta Township, Chippewa County, Minnesota described as follows: Beginning at the southeast corner of Parcel 16-D, as shown on the record plat entitled CHIPPEWA COUNTY HIGHWAY DEPARTMENT RIGHT OF WAY PLAT NO. 15-3 on file in the Office of the County Recorder; thence on an assumed azimuth of 359 degrees 25 minutes 39 seconds, along the east line of said parcel 16-D, a distance of 96.39 feet to the southwest corner of Parcel 16-G, as shown on said record plat entitled CHIPPEWA COUNTY HIGHWAY DEPARTMENT RIGHT OF WAY PLAT NO. 15-3; thence on an azimuth of 89 degrees 25 minutes 39 seconds, along the south line of said Parcel 16-G, a distance of 259.81 feet to the southeast corner of said Parcel 16-G; thence continuing on an azimuth of 89 degrees 25 minutes 39 seconds a distance of 25.26 feet to the centerline of the ditch; thence on an azimuth of 156 degrees 53 minutes 04 seconds, along the centerline of the ditch, a distance of 100.95 feet to the south line of the Northwest Quarter, of the Northwest Quarter of said Section 16; thence on an azimuth of 268 degrees 52 minutes 13 seconds, along the south line of the Northwest Quarter of the Northwest Quarter of said Section 16, a distance of 323.79 feet to the point of beginning.

Based upon a review of the Joint Resolution and City Resolution 3423, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325, City Resolution 3423, adopted by the City on February 21, 2017, is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of Joint Resolution 1946, City Resolution 3423, 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 (2016), the City will reimburse the Township in accordance with the terms of Joint Resolution 1946 adopted by the City on August 5, 1996 and the Township on August 6, 1996.

Dated: March 8, 2017



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 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Chippewa 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 (2015). However, no request for amendment shall extend the time of appeal from this Order.