

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
 AGREEMENT BETWEEN THE CITY OF MONTEVIDEO) O R D E R
 AND THE TOWN OF SPARTA PURSUANT TO)
 MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Montevideo and the Town of Sparta; and

WHEREAS, a resolution was received from the City of Montevideo indicating their desire that certain property be annexed to the City of Montevideo pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge.

WHEREAS, on January 11, 2006, the Chief Administrative Law Judge reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Montevideo, Minnesota, the same as if it had originally been made a part thereof:

The North 55.00 feet of the following described parcel: Part of the Southeast Quarter of the Southwest Quarter of Section 9, Township 117 North, Range 40 West, Chippewa County, Minnesota, described as: Commencing at the South Quarter corner of said Section 9; thence North 01 degrees 44 minutes 35 seconds East (assumed bearing) on the

North-South quarter line of said Section 9, a distance of 510.00 feet; thence North 47 degrees 06 minutes 15 seconds West, 280.00 feet; thence North 89 degrees 52 minutes 59 seconds West, 171.82 feet to the point of beginning; thence continuing North 89 degrees 52 minutes 59 seconds West, 953.00 feet to the West line of said Southeast Quarter of the Southwest Quarter; thence North 01 degrees 39 minutes 32 seconds East on said West line, 434.02 feet; thence South 89 degrees 52 minutes 59 seconds East, 953.00 feet; thence South 01 degrees 39 minutes 32 seconds West, 434.02 feet to the point of beginning. Contains 9.49 acres of land being subject to and together with any and all easements of record.

IT IS FURTHER ORDERED: That the tax rate of the City of Montevideo on the property herein ordered annexed shall be increased in substantially equal proportions over a period of six years to equality with the tax rate of the property already within the city.

Dated this 11th day of January, 2006

For the Chief Administrative Law Judge
658 Cedar Street - Room 300
St. Paul, Minnesota 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-436-9, the Chief Administrative Law Judge finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

CWS