

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF ROCHESTER )  
AND THE TOWN OF MARION PURSUANT TO )  
MINNESOTA STATUTES 414 )  
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ORDER

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

WHEREAS, a resolution was received from the City of Rochester indicating their desire that certain property be annexed to the City of Rochester 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 of land 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; and

WHEREAS, on May 17, 2007, the Chief Administrative Law Judge has 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 Rochester, Minnesota, the same as if it had originally been made a part thereof:

Parcel 1

That part of the Southeast Quarter of the Northeast Quarter of Section 17, Township 106 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Northeast Quarter; thence on an assumed bearing South 89°32'14" West

along the south line of said Southeast Quarter of the Northeast Quarter 241.00 feet to the point of beginning; thence North 01°37'50" West parallel with the east line of said Southeast Quarter of the Northeast Quarter 187.80 feet; thence South 89°32'14" West parallel with the south line of said Southeast Quarter of the Northeast Quarter 100.00 feet; thence South 01°37'50" East parallel with the east line of said Southeast Quarter of the Northeast Quarter 187.80 feet to the south line of said Southeast Quarter of the Northeast Quarter; thence North 89°32'14" East along said south line 100.00 feet to the point of beginning; containing 0.43 acres, and subject to roadway right of way along the south line thereof.

Parcel 2

That part of the Northeast Quarter (NE¼) of Section Seventeen (17), Township One Hundred Six (106), Range Thirteen (13), Olmsted County, Minnesota, described as follows:

Beginning at a point on the South line of said Northeast Quarter (NE¼) of Section Seventeen (17), which is 241.00 feet westerly of the Southeast corner of said Northeast Quarter (NE¼); thence Northerly, parallel with the East line of said Northeast Quarter (NE¼), a distance of 393.00 feet; thence Westerly, parallel with the South line of said Northeast Quarter (NE¼), a distance of 242.00 feet; thence Southerly, parallel with the East line of said Northeast Quarter (NE¼), a distance of 393.00 feet to the South line of said Northeast Quarter (NE¼); thence Easterly, along said South line, 242.00 feet to the point of the beginning; the above tract being subject to roadway right of way on the South and containing 2.18 acres, including roadway right of way, and 2.0 acres, excluding roadway right of way.

Excepting the following described parcel:

That part of the Southeast Quarter of the Northeast Quarter of Section 17, Township 106 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Northeast Quarter; thence on an assumed bearing South 89°32'14" West along the south line of said Southeast Quarter of the Northeast Quarter 241.00 feet to the point of beginning; thence North 01°37'50" West parallel with the east line of said Southeast Quarter of the Northeast Quarter 187.80 feet; thence South 89°32'14" West parallel with the south line of said Southeast Quarter of the Northeast Quarter 100.00 feet; thence South 01°37'50" East parallel with the east line of said Southeast Quarter of the Northeast Quarter 187.80 feet to the south line of said Southeast Quarter of the Northeast Quarter; thence North 89°32'14" East along said south line 100.00 feet to the point of beginning; containing 0.43 acres, and subject to roadway right of way along the south line thereof.

The above conveyance contains 1.75 acres.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Marion will be reimbursed by the City of Rochester in accordance with the terms of Joint Resolution

signed by the City of Rochester on September 20, 1999 and the Town of Marion on September 14, 1999.

Dated this 17<sup>th</sup> day of May, 2007.

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 style with a large, stylized 'C' at the beginning.

Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments