

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City
of St. Cloud from Minden Township
(MBAU Docket OA-746-18)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of St. Cloud (City) on February 12, 2001, and Minden Township (Township) on February 13, 2001, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

City Resolution No. 2021-10-194 (City Resolution), adopted by the City on October 25, 2021, requests, requests annexation of certain real property (Property) legally described as follows:

That part of the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) in Section thirty-three (33), Township thirty-six (36), Range thirty (30), Benton County, Minnesota, lying North and West of the following described line: Commencing at the East quarter corner of said section thirty-three (33); thence West along the South line of said South half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) a distance of 1608.62 feet to the point of beginning of the line to be described; Thence North at a right angle (as measured from said South line) a distance of 450 feet; Thence East at a right angle and parallel to said South line a distance of 307.75 feet; Thence North at a right angle to the point of intersection with the North line of said South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and there terminating, excepting therefrom the following described tracts: (1) That part of the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$), in said section thirty-three (33) described as follows: Beginning at a point on the West line of said South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) a distance of 2 rods south of the Northwest corner of the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) in said section thirty-three (33); Thence North along said West line a distance of 2 rods to said Northwest corner; Thence East on the North line of said Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) in said Section thirty-three (33) a distance of 2 rods, thence in a straight line and in a southwesterly direction to the point of beginning and there terminating; and (2) commencing at the Southwest corner of the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) in said section thirty-three (33); Thence East a distance of 1 rod; Thence north parallel to the West quarter section line to a point on a line extended between a point 2 rods east of the NW corner of the Southwest Quarter of the Northeast Quarter, Section 33, and a point 2 rods south of the NW corner of the Southwest Quarter of the Northeast Quarter; Thence Southwest a distance of 1.415 rods to a point on the West quarter section line distant 33 feet South of the Northwest corner


of said South half of the Northeast quarter (S½ NE¼) in said section thirty-three (33); Thence South along said West quarter section line a distance of 78 rods to the point of beginning and there terminating.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2020), the City Resolution is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the City 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 (2020), the City will reimburse the Township in accordance with the terms of the Joint Resolution to Designate and City Resolution No. 2021-10-194.

Dated: January 13, 2022


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Benton 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.