

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF LINDSTROM)	<u>FINDINGS OF FACT</u>
AND CHISAGO LAKE TOWNSHIP PURSUANT TO)	<u>CONCLUSIONS OF LAW</u>
MINNESOTA STATUTES 414)	<u>AND ORDER</u>

The joint resolution for orderly annexation submitted by the City of Lindstrom and Chisago Lake Township was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from the Chief Administrative Law Judge, hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. A joint resolution for orderly annexation was adopted by the City of Lindstrom and Chisago Lake Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments.

2. A joint resolution adopted and submitted by the City of Lindstrom and Chisago Lake Township, requests annexation of part of the designated area described as follows:

That certain part of Government Lot 4, Section 4, Township 33, Range 20, described as follows, to-wit: Beginning at the Northeast corner of Lot 1 in Block 3 of Bethel Grove Addition, as per plat thereof on file and of record in the office of the Register of Deeds of Chisago County, Minnesota; thence East for 240 feet; thence North 0 degrees 36 minutes East for 100 feet; thence North 76 degrees 17 minutes East for 500 feet to the point of beginning of the tract hereby described; thence North 0 degrees 36 minutes East for 260 feet to the approximate original shore line of Chisago Lake; thence North 76 degrees 17 minutes East along said shore line for 100 feet; thence South 0 degrees 36 minutes West for 260 feet; thence South 76 degrees 17 minutes West for 100 feet to the point of

beginning. All riparian rights are included and specifically that strip of ground lying between described lakeshore course and the present shore line of the lake, but subject to the law regulating riparian rights.

Excepting 50% of oil, gas and mineral rights previously reserved. Access to above described tract is afforded by a Township Road which now terminates at the southwest corner of said tract. Right-of-way for an extension of said Township Road across the entire width of and contiguous to the southerly line of described tract is granted.

Together with that portion of adjacent Mentzer Trail lying within Chisago Lake Township, Minnesota, if any.

3. Minnesota Statutes §414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

5. The joint resolution contains all the information required by Minnesota Statutes §414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

2. An order should be issued by the Assistant Chief Administrative Law Judge annexing the area described herein.

ORDER

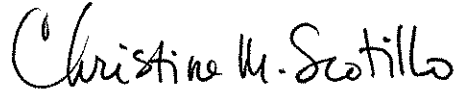
1. The property described in Findings of Fact 2 is annexed to the City of Lindstrom, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Chisago Lake Township will be reimbursed by the City of Lindstrom in accordance with the terms of the joint resolution signed

by the City on October 15, 2008 and the Township on November 18, 2008.

Dated this 18th day of December, 2008.

For the Assistant Chief Administrative Law Judge
P. O. Box 64620
St. Paul, Minnesota 55164-0620

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a large initial 'C'.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments