

#18247

STATE OF MINNESOTA
WATER RESOURCES BOARD
353 Centennial Building
St. Paul, Minnesota
55101

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 21 1966
Joseph A. Salomonson
Secretary of State

In the Matter of Withdrawal of
Lands from the Two Rivers
Watershed District.

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
ORDER

A Petition having been filed with the Minnesota Water Resources Board asking for withdrawal of lands from the Two Rivers Watershed District, and,

The said Petition having been executed by the Board of Managers of the Two Rivers Watershed District and the Board of Managers of the Joe River Watershed District and the owners of the real estate involved, all notices hereby waived, and,

The Minnesota Water Resources Board having read and considered said Petition dated May 23, 1966 at a Board meeting on May 27, 1966, and,

The Minnesota Water Resources Board being fully advised in the premises hereby makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

I. That a description of said lands are as follows, to-wit:

All that part of Section Eight (8), Township One Hundred Sixty-two (162) North, Range Forty-nine (49) West (Hampden Township), lying Northerly and Easterly of the Great Northern Railway Right of Way and Trunk Highway 75, and

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The Northwest one-quarter (NW $\frac{1}{4}$) of Section Sixteen (16) lying Northerly and Easterly of Great Northern Railroad Right of Way and Trunk Highway 75; The West one-half of the Northeast one-quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) all in Section Sixteen (16), Township One Hundred Sixty-two (162) North, Range Forty-nine (49) West, (Hampden Township),

- II. That the land set forth in the Petition heretofore referred to has not received nor will said land receive benefits from the operation of the Two Rivers Watershed District.
- III. That the Two Rivers Watershed District can perform the functions for which it was established without the inclusion of the said lands.
- IV. That the said lands are not a part of the Two Rivers Watershed District.
- V. That the Joe River Watershed District presently has pending before its Board of Managers a proposed improvement which will benefit said land.

CONCLUSIONS OF LAW

- VI. That the petition dated May 23, 1966 and heretofore referred to confers jurisdiction in said matter upon the Minnesota Water Resources Board.
- VII. That said lands have not and will not receive any benefit from the operation of the Two Rivers Watershed District.
- VIII. That the Two Rivers Watershed District can perform the functions for which it was established without inclusion of said lands.
- IX. That said lands are not a part of the Two Rivers Watershed.

IT IS THEREFORE ORDERED

X. That the following described lands are hereby withdrawn from the Two Rivers Watershed District and that said lands are described as follows:

All that part of Section Eight (8), Township One Hundred Sixty-two (162) North, Range Forty-nine (49) West (Hampden Township), lying Northerly and Easterly of the Great Northern Railway Right of Way and Trunk Highway 75, and

The Northwest one-quarter (NW $\frac{1}{4}$) of Section Sixteen (16) lying Northerly and Easterly of Great Northern Railroad Right of Way and Trunk Highway 75; the West one-half of the Northeast one-quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) all in Section Sixteen (16), Township One Hundred Sixty-two (162) North, Range Forty-nine (49) West, (Hampden Township),

XI. Minnesota Water Resources Board order dated April 6, 1964, entitled "In the Matter of a Petition for Determination of Boundary, Withdrawal of Lands and the Enlargement of the Two Rivers Watershed District", at page 15, "Township 162 North Range 49 West (Hampden) continued)" shall now read:

All of Section	Section 7
The right-of-way of Trunk Highway 75 and the right-of-way of the Great Northern Railway Co. in the section and that part of the section lying westerly and southerly of the easterly boundary of the right-of-way of Trunk Highway 75.	" 8
S $\frac{1}{2}$ of SW $\frac{1}{4}$	" 11
E $\frac{1}{2}$	" 11
All of Sections	" 12,13,14,15
E $\frac{1}{2}$ of NE $\frac{1}{4}$	" 16

The right-of-way of Trunk Highway 75 and the right-of-way of the Great Northern Railway Co. in the NW $\frac{1}{4}$ and that part of the NW $\frac{1}{4}$ lying westerly and southerly of the right-of-way of Trunk Highway 75.

Section 16

S $\frac{1}{2}$

" 16

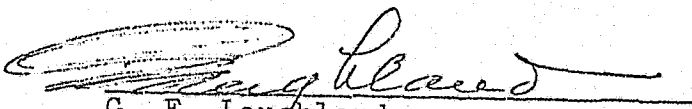
All of Sections

" 17 through 36,
inclusive.

XII. The amended boundary of the Two Rivers Watershed District is hereby declared to be determined by the extremities of the whole land area described as its territory in the April 6, 1964 Order of the Board and as modified by this Order.

Dated at Saint Paul, Minnesota, this 27th day of May 1966.

MINNESOTA WATER RESOURCES BOARD


G. E. Loughland
Chairman

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