

Minnesota Water Resources Board
555 Wabasha Street
Room 206
St. Paul, Minnesota
55102

In the Matter of the Petition to Change the
Boundary of the Ramsey-Washington Metro
Watershed District Filed on March 14, 1984
(Minn. Stat. 1982, Section 112.39, Subd. 4)

ORDER
REDEFINING THE BOUNDARIES
OF THE RAMSEY-WASHINGTON METRO
AND VALLEY BRANCH WATERSHED
DISTRICTS, AND AMENDING THE
BOUNDARY OF THE
RICE CREEK WATERSHED DISTRICT

A sufficient petition having been filed seeking changes in the boundary of the Ramsey-Washington Metro Watershed District; a public hearing having been held on the petition; the report of the Administrative Law Judge having been received; and no exceptions to said report having been filed; the Water Resources Board (Board) makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT
AND
CONCLUSIONS OF LAW

The attached report of the Administrative Law Judge, including its Findings of Fact, Conclusions, and Recommendation, is adopted by the Board in its entirety, with the following exceptions:

- A. Strike the third sentence of the third paragraph on page one and insert the following: "Board member Peggy Lynch and staff member Daniel Steward also appeared on behalf of the Board."
- B. Change "1982" to "1972" in the last sentence of paragraph number 7 on page three.
- C. Strike the sixth and seventh sentences of paragraph number 8 on page three, and insert the following: "Some of the changes sought in the Petition will result in addition to the Ramsey-Washington Metro Watershed District of lands now in the Rice Creek Watershed District. Some of the changes sought will result in addition to the Ramsey-Washington Metro Watershed District of lands now in the Valley

Branch Watershed District and some of the changes will result in addition to the Valley Branch Watershed District of lands now in the Ramsey-Washington Metro Watershed District."

D. Strike the last three sentences of paragraph number 10 on page four.

E. Strike paragraphs number 14 and 15 on pages four and five and insert the following: "14. Prior to the filing of the Petition the City of Little Canada passed a resolution requesting that the entire City be placed within the Ramsey-Washington Metro Watershed District (WRB Ex. 6).

15. The City and the Ramsey-Washington Metro Watershed District agree that all of the land proposed to be included in the District drains into the District, except for an area of approximately 30 acres, which is retained in ponding areas within the City. There were no objections raised to including the entire City within the District, and it would be appropriate to include the entire City in the District because the proposed boundary closely follows the actual hydrologic boundary."

F. Strike the second sentence of paragraph number 25 on page six and insert the following: "This area is the southeast quarter of the southwest quarter of Section 19 and the north half of the northeast quarter of the northwest quarter of Section 30, Township 28 North, Range 21 West."

G. Add the following paragraph "26 a." to page seven:

"26 a. Watershed District Ex. 21 is a set of half-section maps that were used by the District's engineer as working maps in developing the proposed boundary changes. Ex. 21 does not include all of the half-section maps that would be required to show the complete boundary of the District. Half-section maps from Ex. 21 for Sections 8, 9, 17, and 20 of Township 28 North, Range 21 West, in the City of Woodbury, show that the existing District boundary crosses portions of these sections that have been subdivided for development purposes. The result is that the existing boundary intersects numerous taxing parcels, rather than following road centerlines or the boundaries of platted parcels. It would be appropriate to correct the District boundary in portions of these sections based on the evidence provided in Ex. 21, in order to place the District's boundary on taxing parcel lines and road centerlines as well as to make the boundary more closely follow the actual hydrologic boundary.

The District and the City of Woodbury are encouraged to closely examine the District's boundary in these sections of Woodbury, as well as other areas in Woodbury that were not shown in Ex. 21, to determine whether further boundary changes in Woodbury should be made at a future date."

- H. Strike the first sentence of paragraph number 3 on page seven and insert the following: "It would serve the purpose of Minn. Stat. Chapter 112 (1982), and would further the public welfare and public interest to make the boundary changes proposed by the Petition, as amended in the City of St. Paul (see Finding 21) and the additional boundary changes in the City of Woodbury shown to be needed by Watershed District Ex. 21 (see Finding 26 a)."
- I. Strike the words "proposed to" in the first line of paragraph number 4 on page seven and insert the words "which would".
- J. Strike the fifth sentence in the last paragraph on page nine.

IT IS THEREFORE ORDERED THAT

- 1. The legal boundary of the Ramsey-Washington Metro Watershed District is defined by the following boundary description, which supercedes the original boundary defined in the Board's February 24, 1975 Order that established the District, and the boundary change Orders dated December 1, 1975 and December 12, 1975:

(Note: All township and range designations in the remainder of this Order refer to the 4th Principal Meridian.)

"Beginning at the point of intersection of the boundaries of Ramsey, Washington, and Dakota Counties (also being the point of intersection between the south line of Section 23, Township 28 North, Range 22 West, and the centerline of the Mississippi River); thence northwesterly on the boundary between Ramsey and Dakota Counties to the south line of Section 9, Township 28 North, Range 22 West;

Thence continuing northerly upstream on the centerline of the Mississippi River to the west line of the $E\frac{1}{2}$ of Section 4, Township 28 North, Range 22 West; thence northerly on the west line of the $E\frac{1}{2}$ of said Section 4 to the north line of Section 4; thence continuing northerly on the west boundary of the $SE\frac{1}{4}$ of Section 33, Township 29 North, Range 22 West, to the centerline of East Third Street;

Thence westerly on the centerline of East Third Street to the centerline of Cypress Street; thence northerly on the centerline of Cypress Street to the centerline of Beech Street; thence westerly on the centerline of Beech Street to the centerline of Forest Street; thence northerly on the centerline of Forest Street to the centerline of Reaney Avenue; thence easterly on the centerline of Reaney Avenue to the centerline of Frank Street; thence southerly on the centerline of Frank Street to the centerline of Margaret Street; thence easterly on the centerline of Margaret Street to the centerline of Johnson Parkway;

Thence northerly on the centerline of Johnson Parkway to the centerline of Minnehaha Avenue; thence easterly on the centerline of Minnehaha Avenue to the centerline of Etna Street; thence northerly on the centerline of Etna Street to the centerline of Reaney Avenue; thence westerly on the centerline of Reaney Avenue to the centerline of Clarence Street; thence northerly on the centerline of Clarence Street to the centerline of East Seventh Street; thence westerly on the centerline of East Seventh Street to the centerline of Johnson Parkway; thence northerly on the centerline of Johnson Parkway to the southeasterly boundary of the right-of-way of the Chicago and Northwestern Transportation Company; thence westerly on the southeasterly boundary of the right-of-way of the Chicago and Northwestern Transportation Company to the centerline of Atlantic Street; thence northerly on the centerline of Atlantic Street and on the north extension of the centerline of Atlantic Street to the east extension of the centerline of Case Avenue; thence westerly on the east extension of the centerline of Case Avenue and on the centerline of Case Avenue to the centerline of Frank Street;

Thence northerly on the centerline of Frank Street to the centerline of Rose Avenue; thence westerly on the centerline of Rose Avenue to the centerline of Forest Street; thence northerly on the centerline of Forest Street to the centerline of Hawthorne Avenue; thence westerly on the centerline of Hawthorne Avenue to the centerline of Mendota Street; thence northerly on the centerline of Mendota Street to the centerline of Ivy Avenue; thence westerly on the centerline of Ivy Avenue to the centerline of Arcade Street; thence northerly on the centerline of Arcade Street to the centerline of Cottage Avenue; thence westerly on the centerline of Cottage Avenue to the centerline of Greenbrier Street; thence southerly on the centerline of Greenbrier Street to the centerline of Clear Avenue;

Thence westerly on the centerline of Clear Avenue to the centerline of Payne Avenue; thence northerly on the centerline of Payne Avenue to the centerline of Sherwood Avenue; thence westerly on the centerline of Sherwood Avenue to the centerline of Edgerton Street; thence northerly on the centerline of Edgerton Street to the centerline of Parkway Drive; thence northeasterly on the centerline of Parkway Drive to the centerline of Payne Avenue; thence northerly on the centerline of Payne Avenue to the centerline of Larpenteur Avenue;

Thence westerly on the centerline of Larpenteur Avenue to the centerline of McMenemy Street; thence northerly on the centerline of McMenemy Street to the centerline of County Road B; thence westerly on the centerline of County Road B to the centerline of Rice Street;

Thence northerly on the centerline of Rice Street to the north line of the $S\frac{1}{2}$ of Section 31, Township 30 North, Range 22 West; thence easterly on the north line of said $S\frac{1}{2}$ to the east line of said Section 31; thence southerly on the east line of said Section 31 to the centerline of Burlington Northern, Inc. right-of-way; thence northeasterly on the centerline of Burlington Northern, Inc. right-of-way in Section 32, Township 30 North, Range 22 West, to the west extension of the centerline of Monn Avenue; thence easterly on the centerline of said extension and on the centerline of Monn Avenue to the centerline of Greenbrier Avenue; thence northerly on the centerline of Greenbrier Avenue to the centerline of Berwood Avenue; thence easterly on the centerline of Berwood Avenue to the west right-of-way boundary of Interstate 35E; thence northerly on said west right-of-way boundary to the south right-of-way boundary of County Road E; thence northerly to the centerline of County Road E;

Thence easterly on the centerline of County Road E to the centerline of Big Fox Road; thence northerly on the centerline of Big Fox Road to the west extension of the north boundary of Lot No. 2, Block 1, Red Fox Hills Plat; thence easterly on the west extension of the north boundary of said Lot No. 2 to the northwest corner of said Lot No. 2; thence easterly on the north boundary of said Lot No. 2 to the northeast corner of said Lot No. 2 (also being a point on the west line of Section 27, Township 30 North, Range 22 West); thence northerly on the west line of said Section 27 to a point 929 feet north of the southwest corner of said Section 27; thence easterly a distance of 934.48 feet; thence southerly to the south line of said Section 27 (said south line also being the centerline of County Road E);

Thence easterly on the centerline of County Road E to the centerline of the Burlington Northern, Inc. right-of-way; thence northerly on the centerline of the Burlington Northern, Inc. right-of-way to the west extension of the north boundary of Lot No. 15, Strawberry Acres Plat;

Thence easterly on the west extension of the north boundary of said Lot No. 15 to the northwest corner of said Lot No. 15; thence easterly on the north boundary of said Lot No. 15 to the northeast corner of said Lot No. 15; thence northerly on the east boundary of Lot No. 14, Strawberry Acres Plat to the south line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 27, Township 30 North, Range 22 West; thence easterly on said south line to the east line of said Section 27;

Thence northerly on the east line of said Section 27 to the north boundary of Block 1, Bacchus Edgewood Park Plat; thence easterly on the north boundary of said Block 1 and its east extension to the centerline of Auger Avenue; thence northerly on the centerline of Auger Avenue to the west extension of the north boundary of Lot No. 18, Block 1, Auditor's Subdivision No. 78 Plat; thence easterly on said extension to the northwest corner of said Lot No. 18; thence easterly on the north boundary of said Lot No. 18 to the northeast corner of said Lot No. 18; thence northerly on the east boundaries of Lots No. 19, 20, 21, 22, and 23 of said Block 1 to the southwest corner of Lot No. 3, Auditor's Subdivision No. 78 Plat; thence easterly on the south boundary of said Lot No. 3 to the southeast corner of said Lot No. 3; thence northerly on the east boundary of said Lot No. 3 and its north extension to the centerline of Cedar Avenue; thence easterly on the centerline of

Cedar Avenue to the north extension of the east boundary of Lot No. 2, Block 6, Lakewood Hills No. 2 Plat; thence southerly on said north extension and on the east boundary of said Lot No. 2 to the north boundary of Lot No. 5, Block 6, Lakewood Hills No. 2 Plat; thence easterly on the north boundary of said Lot No. 5 to the northeast corner of said Lot No. 5; thence southerly on the east boundaries of Lots No. 5, 6, and 7, Block 6, Lakewood Hills No. 2 Plat to the southwest corner of Lot No. 80, Norton's Richfield Acres Plat; thence easterly on the south boundary of said Lot No. 80 and its east extension to the centerline of Midland Avenue;

Thence southerly on the centerline of Midland Avenue to the west extension of the north boundary of Lot No. 48, Norton's Richfield Acres Plat; thence easterly on the west extension of the north boundary of said Lot No. 48 and on the north boundary of said Lot No. 48 to the northwest corner of Lot No. 37 of said Plat; thence southerly on the west boundary of said Lot No. 37 to the southwest corner of said Lot No. 37; thence easterly on the south boundary of said Lot No. 37 and its east extension to the centerline of White Bear Avenue;

Thence southeasterly to the southwest corner of Lot No. 11, Block 2, John E. Blomquist First Addition Plat; thence easterly on the south boundaries of Lots No. 11 and 3 of said Block 2 to the southeast corner of said Lot No. 3; thence easterly to the southwest corner of Lot No. 11, Block 11, of said Plat; thence easterly on the south boundaries of Lots No. 11, 10, 9, 8, 7, 6, 5, 4, 3, 2, and 1 of said Block 11 to the southeast corner of said Lot No. 1; thence easterly on the east extension of the south boundary of said Lot No. 1 to the centerline of Hazel Street;

Thence northerly on the centerline of Hazel Street to the centerline of Cedar Avenue; thence easterly on the centerline of Cedar Avenue to the south extension of the east boundary of Lot No. 25, Block 8, Lake Aires No. 2 Addition Plat;

Thence northerly on the south extension of the east boundary of said Lot No. 25 and on the east boundary of said Lot No. 25 to the southwest corner of Lot No. 7 of said Block 8; thence easterly on the south boundaries of Lots No. 7 and 6 of said Block 8 to the southeast corner of said Lot No. 6; thence northerly on the east boundary of said Lot No. 6 to the northeast corner of said Lot No. 6; thence northwesterly crossing Roth Street to the southeast corner of Lot No. 26, Block 7,

Lake Aires No. 2 Addition Plat; thence northerly on the east boundary of said Lot No. 26 to the northeast corner of said Lot No. 26; thence easterly on the north boundaries of Lots No. 27, 28, 29, and 30 of said Block 7 to the northeast corner of said Lot No. 30; thence northerly on the east boundary of Lot No. 2, Block 7, Lake Aires No. 2 Addition Plat and its north extension to the centerline of Randy Street;

Thence easterly on the centerline of Randy Street to the centerline of McKnight Road; thence northerly on the centerline of McKnight Road to the west extension of the north boundary of Lot No. 14, Block 12, Lake Aires No. 4 Addition Plat; thence easterly on said west extension and on the north boundary of said Lot No. 14 to the southeast corner of Lot No. 13 of said Block 12; thence southeasterly on the south boundary of Lot No. 12 of said Block 12 to the northwest corner of Lot No. 26 of said Block 12; thence easterly on the north boundary of said Lot No. 26 to the northeast corner of said Lot No. 26; thence southerly on the east boundary of said Lot No. 26 and on its south extension to the centerline of Randy Place;

Thence easterly on the centerline of Randy Place to the centerline of Cranbrook Drive; thence northerly on the centerline of Cranbrook Drive to the centerline of Birch Street; thence easterly on the centerline of Birch Street to the east line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 30 North, Range 22 West;

Thence northerly on the east line of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ to the northwest corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 25; thence easterly on the north line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ to the centerline of Bellaire Avenue;

Thence southerly on the centerline of Bellaire Avenue to the west extension of the north boundary of Lot No. 7, Block 1, Homewood Addition Plat; thence easterly on said west extension to the northwest corner of said Lot No. 7; thence easterly on the north boundaries of Lots No. 7, 6, 5, 4, 3, 2, and 1 of said Block 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundary of said Lot No. 1 to the southeast corner of said Lot No. 1; thence southerly crossing Cedar Avenue to the northeast corner of Lot No. 1, Block 2, Homewood Addition Plat; thence southerly on the east boundaries of Lots No. 1, 14, 15, 16, and 29 of said Block 2 to the southeast corner of said Lot No. 29; thence southerly

on the south extension of the east boundary of said Lot No. 29 to the northeast corner of the Evangelical Lutheran Church property;

Thence southerly on the east boundary of the Evangelical Lutheran Church property to the southeast corner of the Evangelical Lutheran Church property; thence easterly on the north boundary of Lot No. 5, Block 5, Bacchus White Bear Hills Addition Plat to the northeast corner of said Lot No. 5; thence southerly on the east boundary of said Lot No. 5 to the southeast corner of said Lot No. 5; thence southeasterly crossing Dorothy Avenue to the northwest corner of Lot No. 5, Block 6, of said Plat; thence easterly on the north boundary of said Lot No. 5 to the northeast corner of said Lot No. 5; thence southerly on the east boundaries of Lots No. 5 and 24 of said Block 6 to the southeast corner of said Lot No. 24; thence southwesterly crossing Mayfair Avenue to the northwest corner of Lot No. 3, Block 9, Bacchus White Bear Hills Addition Plat; thence southerly on the west boundary of said Lot No. 3 to the southwest corner of said Lot No. 3; thence easterly on the south boundaries of Lots No. 3, 4, 5, and 6 of said Block 9 to the southeast corner of said Lot No. 6; thence southerly on the west boundaries of Lots No. 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of said Block 9 to the northwest corner of said Lot No. 16; thence westerly on the north boundaries of Lots No. 18, 19, and 20 of said Block 9 to the northwest corner of said Lot No. 20; thence southerly on the east boundaries of Lots No. 37, 36, 35, 34, 33, 32, 31, 30, and 29 of said Block 9 to the southeast corner of said Lot No. 29; thence southerly on the south extension of the east boundary of said Lot No. 29 to the centerline of County Road E;

Thence easterly on the centerline of County Road E to the north extension of the east boundary of Lot No. 1, Block 2, Bruggeman Addition Plat; thence southerly on said north extension to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, 3, and 4 of said Block 2 to the southeast corner of said Lot No. 4; thence southerly on the east boundaries of Lots No. 1, 2, 3, 4, 5, and 6, Block 1, Lakewood North Plat to the north line of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 36, Township 30 North, Range 22 West; thence westerly on the north line of said $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ to the northwest corner of said $SE\frac{1}{4}$ of the $NE\frac{1}{4}$; thence southerly on the west line of said $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ to the southeast corner of Lot No. 2, Block 9, Lakeview Hills Plat No. 4; thence easterly a distance of 300.00 feet;

Thence southerly to the south line of the $N\frac{1}{2}$ of Section 36, Township 30 North, Range 22 West; thence westerly on the south line of said $N\frac{1}{2}$ to the southwest corner of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of said Section 36; thence southerly on the east line of the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$ of said Section 36 to the southeast corner of the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$ of said Section 36; thence westerly on the south line of said $NW\frac{1}{4}$ of the $SE\frac{1}{4}$ to a point 348.48 feet east of the southwest corner of said $NW\frac{1}{4}$ of the $SE\frac{1}{4}$; thence southerly on a line parallel to the west line of the $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ of said Section 36 a distance of 250 feet; thence westerly on a line parallel to the north line of said $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ to the west line of the $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ of said Section 36; thence southerly on the west line of said $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ to the southwest corner of the $E\frac{1}{2}$ of said Section 36; thence easterly on the south line of said $E\frac{1}{2}$ to the north extension of the centerline of Lake Street; thence southerly in Section 1, Township 29 North, Range 22 West, on the north extension of the centerline of Lake Street to the centerline of Woodlynn Avenue; thence easterly on the centerline of Woodlynn Avenue to the north extension of the east boundary of Lot No. 1, Block 2, Thom & Erickson's Addition Plat; thence southerly on the north extension of the east boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, 3, 4, and 5 of said Block 2 to the southeast corner of said Lot No. 5; thence westerly on the south boundary of said Lot No. 5 to the southwest corner of said Lot No. 5; thence westerly crossing Lake Street to the southeast corner of Lot No. 12, Block 1 of said Plat; thence westerly on the south boundaries of Lots No. 12 and 5 of said Block 1 to the southwest corner of said Lot No. 5;

Thence westerly on the west extension of the south boundary of said Lot No. 5 to the centerline of Bellaire Avenue; thence southerly on the centerline of Bellaire Avenue to the centerline of Lydia Avenue; thence westerly on the centerline of Lydia Avenue to the north extension of the east boundary of Lot No. 1, Block 3, Robert Tilsen's Maplewood Heights No. 8 Plat; thence southerly on the north extension of the east boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, 3, 4, 5, 6, and 7 of said Block 3 to the southeast corner of said Lot No. 7; thence westerly on the south boundary of said Lot No. 7 to the northeast corner of Lot No. 8 of said Block 3; thence southerly on the east boundaries of Lots No. 8, 9, and 12 of said Block 3 a distance of 375 feet,

more or less; thence easterly on a line parallel to and 333 feet north of the south line of the N $\frac{1}{2}$ of said Section 1 a distance of 233 feet to the centerline of Bellaire Avenue; thence southerly on the centerline of Bellaire Avenue to the west extension of the south boundary of Lot No. 2, Block 5, Price's Silver Lake Addition Plat; thence easterly on the west extension of the south boundary of said Lot No. 2 and on the south boundary of said Lot No. 2 to the southeast corner of said Lot No. 2; thence southerly on the east boundaries of Lots No. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 of said Block 5 to the southeast corner of said Lot 14; thence southwesterly to the northwest corner of Lot No. 4, Block 1, Silver Lake Addition Plat; thence southerly on the west boundary of said Lot No. 4 to the southwest corner of said Lot No. 4; thence easterly on the south boundary of said Lot No. 4 to the southeast corner of said Lot No. 4; thence southerly on a line parallel to and 241.99 feet east of the west line of the SE $\frac{1}{4}$ of said Section 1 (said line also being the centerline of Helen Street) a distance of 398.73 feet, more or less; thence westerly on a line parallel to and 183 feet north of the centerline of 19th Avenue a distance of 48.99 feet, more or less; thence southerly on a line parallel to and 193 feet, more or less, east of the west line of the SE $\frac{1}{4}$ of said Section 1 a distance of 150 feet; thence southerly crossing 19th Avenue to the northwest corner of Lot No. 9, Block 10, Castle Plat;

Thence southerly on the west boundary of said Lot No. 9 to the southwest corner of said Lot No. 9; thence southerly to the northwest corner of Lot No. 16 of said Block 10; thence southerly on the west boundary of said Lot No. 16 and its south extension to the centerline of 18th Avenue; thence easterly on the centerline of 18th Avenue to the centerline of Margaret Street; thence northerly on the centerline of Margaret Street to the west extension of the north boundary of Lot No. 10, Block 7 of said Plat; thence easterly on the west extension of the north boundary of said Lot No. 10 to the northwest corner of said Lot No. 10; thence easterly on the north boundaries of Lots No. 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 of said Block 7 to the northeast corner of said Lot No. 21; thence easterly crossing Charles Street to the northwest corner of Lot No. 12, Block 6 of said Plat; thence easterly on the north boundaries of Lots No. 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22 of said Block 6 to the northeast corner of said Lot No. 22; thence easterly on the east extension of the north boundary of said Lot No. 22 to the centerline of Henry Street; thence northerly on the centerline of Henry Street to the centerline of 19th Avenue; thence easterly on the centerline of 19th Avenue to the centerline of

Park Row; thence northerly on the centerline of Park Row to the west extension of the north boundary of Lot No. 9, Block 2 of said Plat; thence easterly on said west extension and on the north boundary of said Lot No. 9 to the northeast corner of said Lot No. 9; thence easterly to the northwest corner of Lot No. 4 of said Block 2; thence easterly on the north boundary of said Lot No. 4 and on its east extension to the centerline of State Highway 120 (also being the west line of Section 6, Township 29 North, Range 21 West);

Thence southerly on the centerline of State Highway 120 to the west extension of the south boundary of Lot No. 18, Block 3, Syndicate Rearrangement of Block 3, Pullman Addition to North St. Paul Plat; thence easterly on said west extension and on the south boundary of said Lot No. 18 to the southwest corner of Lot No. 17 of said Block 3; thence northerly on the west boundary of said Lot No. 17 to the northwest corner of said Lot No. 17; thence easterly on the north boundaries of Lots No. 17, 16, 15, 14, 13, 12, 11, 10, 9, and 5 of said Block 3 to the northeast corner of said Lot No. 5; thence easterly on the east extension of the north boundary of said Lot No. 5 to the centerline of Gershwin Avenue; thence southerly on the centerline of Gershwin Avenue to the centerline of 51st Street North; thence southeasterly crossing State Trunk Highway 36 to the intersection of the centerline of 50th Street North with the southeast right-of-way boundary line of the Soo Line Railroad; thence southwesterly on the southeast right-of-way boundary line of the Soo Line Railroad to the north extension of the west boundary of Lot No. 10, Rearrangement of Block 3, Furlong's Second Addition and Rearrangement of Block 3 Furlong and Block A Pullman Plat; thence southerly on said north extension and on the west boundary of said Lot No. 10 to the southwest corner of said Lot No. 10; thence southerly crossing 49th Street North to the northwest corner of Lot No. 14, Block 3 of said Plat; thence southerly on the west boundary of said Lot No. 14 to the southwest corner of said Lot No. 14; thence easterly on the south boundaries of Lots No. 14, 13, 12, and 11 of said Block 3 to the southeast corner of said Lot No. 11; thence southerly on the east boundary of Lot No. 18 of said Block 3 to the southeast corner of said Lot No. 18; thence southerly crossing Upper 48th Street North to the northwest corner of Lot No. 10, Block 7 of said Plat; thence easterly on the north boundary of said Lot No. 10 to the northeast corner of said Lot No. 10; thence southerly on the east boundaries of Lots No. 10 and 19 of said Block 7 to the southeast corner of said Lot No. 19; thence continuing southerly crossing 48th

Street North to the northeast corner of Lot No. 25, Block A of said Plat; thence westerly on the north boundaries of Lots No. 25 and 26 of said Block A to the northwest corner of said Lot No. 26; thence southerly on the west boundary of said Lot No. 26 to the southeast corner of Lot No. 28 of said Block A; thence westerly on the south boundary of said Lot No. 28 and its west extension to the centerline of Gershwin Avenue North; thence southerly on the centerline of Gershwin Avenue North to the west extension of the north boundary of Lot No. 15, Block 12, McLean's Addition to the City of North St. Paul Plat; thence easterly on the west extension of the north boundary of said Lot No. 15 to the northwest corner of said Lot No. 15; thence easterly on the north boundaries of Lots No. 15 and 16 of said Block 12 to the northeast corner of said Lot No. 16; thence southerly on the east boundary of said Lot No. 16 to the southeast corner of said Lot No. 16;

Thence southerly crossing 45th Street North to the northwest corner of Lot No. 3, Block 2, Holloway's Addition to North St. Paul Plat; thence easterly on the north boundaries of Lots No. 3, 4, 5, and 6 of said Block 2 to the northeast corner of said Lot No. 6; thence southerly on the east boundary of said Lot No. 6 to the southeast corner of said Lot No. 6; thence southerly to the northeast corner of Lot No. 23 of said Block 2; thence westerly on the north boundaries of Lots No. 23 and 24 of said Block 2 to the northwest corner of said Lot No. 24; thence southerly on the west boundary of said Lot No. 24 to the southwest corner of said Lot No. 24; thence southerly crossing 44th Street North to the northwest corner of Lot No. 5, Block 3 of said Plat; thence easterly on the north boundary of said Lot No. 5 to the northwest corner of Lot No. 6 of said Block 3; thence southerly on the west boundary of said Lot No. 6 to the southwest corner of said Lot No. 6; thence easterly on the south boundaries of Lots No. 6, 7, 8, 9, 10, 11, 12, 13, and 14 of said Block 3 to the southeast corner of said Lot No. 14; thence easterly on the east extension of the south boundary of said Lot No. 14 to the west boundary of Lot No. 1, Block 2, Springborn Addition Plat; thence southerly on the west boundaries of Lots No. 1, 3, and 4 of said Block 2 to the southwest corner of said Lot No. 4; thence easterly on the south boundary of said Lot No. 4 to the west boundary of Lot No. 13 of said Block 2;

thence northwesterly on the southwest boundary of said Lot No. 13 to the northwest corner of said Lot No. 13; thence northeasterly on the northwest boundary of said Lot No. 13 to the northwest corner of Lot No. 12 of said Block 2; thence easterly on the north boundary of said Lot No. 12 to the southeast corner of Lot No. 5 of said Block 2; thence northerly on the east boundary of said Lot No. 5 to the southwest corner of Lot No. 6 of said Block 2; thence easterly on the south boundaries of Lots No. 6, 7, 8, and 10 of said Block 2 to the southeast corner of said Lot No. 10; thence easterly crossing Grafton Avenue North on the east extension of the south boundary of said Lot No. 10 to the west boundary of Lot No. 18 of said Block 2; thence southerly on the west boundary of said Lot No. 18 to the southwest corner of said Lot No. 18; thence easterly on the south boundary of said Lot No. 18 to the southeast corner of said Lot No. 18; thence southerly on the east boundaries of Lots No. 17 and 16 of said Block 2 to the southeast corner of said Lot No. 16; thence westerly on the south boundary of said Lot No. 16 a distance of 16.5 feet; thence southerly on a line parallel to the east line of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7, Township 29 North, Range 21 West, a distance of 15.6 feet, more or less, to a point also being the northernmost corner of unplatted parcel 60-57007-4450; thence southwesterly on the northwest boundary of said unplatted parcel to the southwest corner of said unplatted parcel (also being a point on the south line of the said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, 233.25 feet west of the southeast corner of the said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$);

Thence westerly on the south line of said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the north extension of the east boundary of Lot No. 1, Block 3, Crown Addition Plat; thence southerly on said north extension and on the east boundary of said Lot No. 1 to the southeast corner of said Lot No. 1; thence westerly and southwesterly on the south boundary of said Lot No. 1 to the southwest corner of said Lot No. 1; thence southwesterly on the east boundaries of Lots No. 2, 3, 4, and 5 of said Block 3 to the southeast corner of said Lot No. 5; thence southeasterly on the northeast boundaries of Lots No. 6, 7, 8, 9, 10, 11, and 12 of said Block 3 to the northeast corner of said Lot No. 12; thence southerly on the east boundary of said Lot No. 12 and its south extension to the centerline of Goodwin Avenue North;

Thence southerly on the centerline of Goodwin Avenue North to the centerline of 40th Street North; thence easterly on the centerline of 40th Street North to the north extension of the east boundary of Lot No. 1, Block 3, Minnesota's Eastwoode Second Addition Plat; thence southerly on the north extension of the east

boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, and 3 of said Block 3 to the southeast corner of said Lot No. 3; thence westerly on the south boundary of said Lot No. 3 and on its west extension to the centerline of Goodwin Avenue North; thence southwesterly on the centerline of Goodwin Avenue North to the centerline of Goodwin Court North;

Thence southwesterly on the centerline of Goodwin Court North to the southeast extension of the northeast boundary of Lot No. 1, Block 5, Minnesota's Eastwoode Second Addition Plat; thence northwesterly on the southeast extension of the northeast boundary of said Lot No. 1 and on the northeast boundary of said Lot No. 1 to the north corner of said Lot No. 1; thence southwesterly on the northwest boundaries of Lots No. 1, 2, and 3 of said Block 5 to the southeast corner of Lot No. 5, Block 5, Minnesota's Eastwoode Third Addition Plat; thence westerly on the south boundary of said Lot No. 5 and on its west extension to the centerline of Gershwin Avenue North; thence southerly on the centerline of Gershwin Avenue North to the east extension of the north boundary of Lot No. 5, Block 4 of said Plat; thence westerly on the east extension of the north boundary of said Lot No. 5 to the northeast corner of said Lot No. 5; thence westerly on the north boundaries of Lots No. 5 and 8 of said Block 4 to the northwest corner of said Lot No. 8; thence southerly on the west boundaries of Lots No. 8 and 3 of said Block 4 to the northeast corner of Lot No. 10 of said Block 4; thence westerly on the north boundary of said Lot No. 10 to the northwest corner of said Lot No. 10; thence southerly on the west boundary of said Lot No. 10 to the north boundary of Outlot G, Minnesota's Eastwoode Second Addition Plat; thence westerly on the north boundary of said Outlot G and on its west extension to the centerline of Geneva Avenue North; thence southerly on the centerline of Geneva Avenue North to the southwest corner of the NW $\frac{1}{4}$ of Section 18, Township 29 North, Range 21 West; thence easterly on the south line of said NW $\frac{1}{4}$ a distance of 663.37 feet; thence southeasterly across Outlot E of said Plat to the intersection of the north right-of-way boundary line of State Highway 212 with the west line of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 18; thence easterly on said north right-of-way boundary line to the southeast corner of said Outlot E; thence southerly on the south extension of the east boundary of said Outlot E to the south right-of-way boundary line of State Highway 212; thence easterly on said south right-of-way boundary line to the east line of the SW $\frac{1}{4}$ of said Section 18; thence southerly on the east line of said SW $\frac{1}{4}$ to

to the southeast corner of said SW $\frac{1}{2}$; thence easterly on the south line of the SW $\frac{1}{2}$ of the SE $\frac{1}{2}$ of said Section 18 to the centerline of Granada Lane North;

Thence southerly on the centerline of Granada Lane North to the south extension of the west boundary of Lot No. 15, Block 3, Midvale Division No. 2 Plat; thence southerly crossing the Chicago and Northwestern Railroad right-of-way to the northeast corner of Lot No. 7, Block 1, Oak Green Addition Plat; thence southerly on the east boundary of said Lot No. 7 to the southeast corner of said Lot No. 7; thence southeasterly crossing 29th Street North to the northeast corner of Lot No. 9, Block 2, Oak Green Addition Plat; thence southeasterly on the east boundary of said Lot No. 9 to the southeast corner of said Lot No. 9; thence easterly on the north boundaries of Lots No. 11, 12, 13, 14, 15, 16, 17, 18, and 19 of said Block 2 to the northeast corner of said Lot No. 19; thence southerly on the east boundaries of Lots No. 19 and 20 of said Block 2 to the southeast corner of said Lot No. 20; thence southeasterly crossing 28th Street North to the northeast corner of Lot No. 40, Brochman Acres Plat; thence southerly on the west boundaries of Lots No. 41 and 32 of said Plat to the southwest corner of said Lot No. 32; thence south on the southerly extension of said Lot No. 32 to the centerline of 27th Street North;

Thence easterly on the centerline of 27th Street North to the centerline of Gresham Avenue North; thence southerly on the centerline of Gresham Avenue North to the west extension of the south boundary of Lot No. 9 of said Plat; thence easterly on the west extension of the south boundary of said Lot No. 9 and on the south boundary of said Lot No. 9 to the southeast corner of said Lot No. 9; thence southerly on the east boundaries of Lots No. 10, 11, 12, 13, 14, and 15 of said Plat to the southeast corner of said Lot No. 15; thence southerly on the south extension of the east boundary of said Lot No. 15 to the centerline of Stillwater Boulevard North; thence easterly on the centerline of Stillwater Boulevard North to the east line of Section 19, Township 29 North, Range 21 West;

Thence southerly on the east line of said Section 19 to the northwest corner of the SW $\frac{1}{2}$ of Section 20, Township 29 North, Range 21 West; thence southerly on the west line of said SW $\frac{1}{2}$ a distance of 600 feet, more or less, to a point which is also the intersection of said west line with the west extension of the north boundary of unplatted parcel 60-57020-2450; thence easterly on a line parallel

to the north line of said SW $\frac{1}{4}$ a distance of 716.9 feet; thence southerly on a line parallel to the west line of said SW $\frac{1}{4}$ to the north line of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 20; thence easterly on the north line of the said S $\frac{1}{2}$ to the east right-of-way boundary line of Interstate Highway 694; thence northerly along the east right-of-way boundary line of Interstate Highway 694 a distance of 800 feet; thence easterly to the northwest corner of Lot 1, Block 2, Oakdale Meadows Plat; thence northeasterly on the south right-of-way boundary line of 24th Street North to the centerline of Helena Avenue; thence southerly on the centerline of Helena Avenue to the centerline of Upper 23rd Street North;

Thence easterly on the centerline of Upper 23rd Street North to the northeast corner of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 20; thence southerly on the east line of said S $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the southeast corner of said S $\frac{1}{2}$ of the SW $\frac{1}{4}$; thence southerly on the east line of the NW $\frac{1}{4}$ of Section 29, Township 29 North, Range 21 West, to the southeast corner of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said Section 29; thence easterly on the north boundary of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of said Section 29 to the west boundary of Lot No. 2, Block 4, Oakwood First Addition Plat; thence southerly on the west boundary of said Lot No. 2 to the southwest corner of said Lot No. 2; thence southerly crossing 17th Street North on the south extension of the west boundary of said Lot No. 2 to the north boundary of Lot No. 16, Block 1 of said Plat; thence westerly on the north boundary of said Lot No. 16 to the northwest corner of said Lot No. 16;

Thence southerly on the west boundaries of Lots No. 16, 14, 13, 12, and 11 of said Block 1 to the southwest corner of said Lot No. 11; thence easterly on the south boundary of said Lot No. 11 to the northwest corner of Lot No. 10 of said Block 1; thence southerly on the west boundaries of Lots No. 10, 8, and 7 of said Block 1 to the southwest corner of said Lot 7; thence easterly on the south boundaries of Lots No. 7 and 6 of said Block 1 to the northwest corner of Lot No. 2 of said Block 1; thence southerly on the west boundary of said Lot No. 2 and on its south extension to the north line of the SE $\frac{1}{4}$ of said Section 29; thence westerly on the north line of said SE $\frac{1}{4}$ to the northwest corner of said SE $\frac{1}{4}$;

Thence southerly on the west line of said SE $\frac{1}{4}$ to the southwest corner of said SE $\frac{1}{4}$; thence continuing southerly on the east line of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 32, Township 29 North, Range 21 West, to the southeast corner thereof;

thence easterly on the north line of the SW $\frac{1}{2}$ of the NE $\frac{1}{2}$ of said Section 32 to the northeast corner thereof; thence southerly on the east line of said SW $\frac{1}{2}$ of the NE $\frac{1}{2}$ to the southeast corner thereof; thence easterly on the north line of the NE $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 32 to the northeast corner thereof; thence southerly on the east line of said NE $\frac{1}{2}$ of the SE $\frac{1}{4}$ to the southeast corner thereof; thence westerly on the south line of said NE $\frac{1}{2}$ of the SE $\frac{1}{4}$ to the southwest corner thereof; thence southerly on the east line of the SW $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 32 to the south line of said Section 32;

Thence southerly on the east line of the NW $\frac{1}{2}$ of the NE $\frac{1}{2}$ of Section 5, Township 28 North, Range 21 West, to the southeast corner of said NW $\frac{1}{2}$ of the NE $\frac{1}{2}$; thence southwesterly on the southeastern boundary of Lot 2, Block 1, Sundown Plat, and its southwest extension to the centerline of Landau Drive; thence southerly on the centerline of Landau Drive to the south line of the NE $\frac{1}{2}$ of said Section 5; thence westerly on the south line of said NE $\frac{1}{2}$ to the east line of the NW $\frac{1}{2}$ of the SE $\frac{1}{2}$ of said Section 5; thence southerly on the east line of said NW $\frac{1}{2}$ of the SE $\frac{1}{2}$ to the southeast corner thereof; thence westerly on the south line of said NW $\frac{1}{2}$ of the SE $\frac{1}{2}$ to the southwest corner thereof; thence southerly on the east line of the SE $\frac{1}{2}$ of the SW $\frac{1}{2}$ of said Section 5 to the south line of said Section 5; thence easterly on the north line of the NW $\frac{1}{2}$ of the NE $\frac{1}{2}$ of Section 8, Township 28 North, Range 21 West, to the northeast corner thereof; thence southerly on the east line of said NW $\frac{1}{2}$ of the NE $\frac{1}{2}$ to the northwest corner of Lot No. 5, Block 1, Woodbury Pines 2nd Addition Plat; thence easterly on the north line of said Lot No. 5 and its east extension to the centerline of Tamberwood Trail; thence southerly on the centerline of Tamberwood Trail to the centerline of Pinehurst Road; thence easterly on the centerline of Pinehurst Road to the east line of the SW $\frac{1}{2}$ of the NW $\frac{1}{2}$ of Section 9, Township 28 North, Range 21 West; thence southerly on the east line of said SW $\frac{1}{2}$ of the NW $\frac{1}{2}$ to the southeast corner thereof; thence easterly on the north line of the NE $\frac{1}{2}$ of the SW $\frac{1}{2}$ of said Section 9 to the northeast corner thereof; thence southerly on the east line of said NE $\frac{1}{2}$ of the SW $\frac{1}{2}$ to the southeast corner thereof; thence easterly on the north line of the SW $\frac{1}{2}$ of the SE $\frac{1}{2}$ of said Section 9 to the northeast corner thereof; thence southerly on the east line of said SW $\frac{1}{2}$ of the SE $\frac{1}{2}$ to the southeast corner thereof; thence continuing southerly on the east line of the NW $\frac{1}{2}$ of the NE $\frac{1}{2}$ of Section 16, Township 28 North, Range 21 West, to the southeast corner thereof; thence

westerly on the south line of the $N\frac{1}{2}$ of the $N\frac{1}{2}$ of said Section 16 to the southwest corner thereof; thence southerly on the east line of Section 17, Township 28 North, Range 21 West, to the east extension of the south boundary of Ridgeway 4th Addition Plat; thence westerly on said east extension and on the south boundary of Ridgeway 4th Addition Plat to the southwest corner of said Plat; thence northerly on the west boundary of said Plat to the east corner of Ridgeway Park Addition Plat (said point also being on the south boundary of Lot No. 4, Block 5, Ridgeway Patio Homes Plat); thence northwesterly on the northeast boundary of Ridgeway Park Addition Plat to the north corner of said Plat; thence northwesterly to the centerline of Dunmore Drive; thence southwesterly and northwesterly on the centerline of Dunmore Drive to the centerline of Steepleview Road; thence westerly on the centerline of Steepleview Road to the centerline of Queens Drive; thence southerly on the centerline of Queens Drive to the centerline of Victoria Road; thence southerly on the centerline of Victoria Road to the centerline of Courtly Road; thence easterly on the centerline of Courtly Road to the centerline of Wyndham Way; thence southerly on the centerline of Wyndham Way to the north line of the $SW\frac{1}{2}$ of Section 17, Township 28 North, Range 21 West; thence westerly on said north line to the northeast corner of the $NW\frac{1}{2}$ of the $SW\frac{1}{2}$ of said Section 17; thence southerly on the east line of said $NW\frac{1}{2}$ of the $SW\frac{1}{2}$ to the northeast corner of the $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ of said Section 17; thence continuing southerly on the east line of said $SW\frac{1}{2}$ of the $SW\frac{1}{2}$ to the north boundary of the Clapp-Thomssen Woodbury Hill Townhomes 1st Addition Plat; thence easterly on the north boundary of said Plat and on its east extension to the centerline of Wyndham Way; thence southerly on the centerline of Wyndham Way to the centerline of Carver Lake Road; thence easterly on the centerline of Carver Lake Road to the southeast corner of the $SW\frac{1}{2}$ of Section 17, Township 28 North, Range 21 West; thence southerly on the east line of the $NW\frac{1}{2}$ of Section 20, Township 28 North, Range 21 West, to the southeast corner thereof; thence easterly on the north line of the $NW\frac{1}{2}$ of the $SE\frac{1}{2}$ of said Section 20 to the northeast corner thereof; thence southerly on the east line of the $W\frac{1}{2}$ of the $SE\frac{1}{2}$ of said Section 20 to the southeast corner thereof; thence westerly on the south line of said Section 20 to the northeast corner of the $NW\frac{1}{2}$ of the $NW\frac{1}{2}$ of Section 29, Township 28 North, Range 21 West; thence southerly on the east line of said $NW\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southeast corner thereof; thence westerly on the south line of said $NW\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southwest corner thereof; thence southerly on the east line

of the NE $\frac{1}{4}$ of Section 30, Township 28 North, Range 21 West, to the southeast corner thereof;

Thence westerly on the south line of said NE $\frac{1}{4}$ to the southwest corner thereof; thence northerly on the west line of said NE $\frac{1}{4}$ to the northwest corner thereof; thence in Section 19, Township 28 North, Range 21 West, continuing northerly on the west line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 19 to the northwest corner thereof; thence westerly on the south line of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 19 to the southwest corner thereof; thence in Ramsey County in Section 24, Township 28 North, Range 22 West, westerly on the south line of the N $\frac{1}{2}$ of the S $\frac{1}{2}$ to the southwest corner thereof; thence southerly on the east line of Section 23, Township 28 North, Range 22 West, to the southeast corner thereof; thence westerly on the south line of said Section 23 (also being the Ramsey-Washington County line) to the intersection of the south boundary of Ramsey County with the east boundary of Dakota County in the channel of the Mississippi River, the point of beginning."

2. The legal boundary of the Rice Creek Watershed District is defined by the Board's Order establishing the District dated January 18, 1972, as amended by boundary change Orders dated March 17, 1972; October 6, 1972; December 1, 1975; and December 12, 1975; and as further amended by this Order as follows:

On page 37 of the January 18, 1972 Order strike lines 14 through 37 (including the changes in the Board's December 12, 1975 Order) and on page 38 strike lines 1 through 16 (including the changes in the Board's December 1, 1975 Order); and insert the following description:

"northerly on the east line of Section 36, Township 30 North, Range 22 West, to the southeast corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 36; thence westerly on the south line of said NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the southeast corner of Lakewood North Plat; thence northerly on the east boundary of the Lakewood North Plat and on the east boundary of the Bruggeman Addition Plat and on the north extension of the east boundary of the Bruggeman Addition Plat to the centerline of County Road E; thence westerly on the centerline of County Road E to the south extension of the east boundary of Lot No. 29, Block 9, Bacchus White Bear Hills Addition Plat; thence northerly on said south extension and on the east boundaries of Lots No. 29, 30, 31, 32, 33, 34, 35, 36, and 37 of said Block 9 to the northeast corner of said Lot No. 37; thence easterly on the north boundaries of Lots No. 20, 19, and 18 of said Block 9 to the northwest corner of Lot No. 16 of said Block 9; thence northerly on the west boundaries of Lots No. 16, 15, 14, 13, 12, 11, 10, 9, 8, and 7 of said Block 9 to the southeast corner of Lot No. 6 of said Block 9; thence westerly on the south boundaries of Lots No. 6, 5, 4, and 3 of said Block 9 to the southwest corner of said Lot No. 3; thence northerly on the west boundary of said Lot No. 3 to the northwest corner thereof; thence northeasterly crossing Mayfair Avenue to the southeast corner of Lot No. 24, Block 6, Bacchus White Bear Hills Addition Plat; thence northerly on the east boundaries of Lots No. 24 and 5 of said Block 6 to the northeast corner of said Lot No. 5; thence westerly on the north boundary of said Lot No. 5 to the northwest corner thereof; thence northwesterly crossing Dorothy Avenue to the southeast corner of Lot No. 5, Block 5 of said Plat; thence northerly on the east boundary of said Lot No. 5 to the northeast corner thereof; thence westerly on the north boundary of said Lot No. 5 a distance of 64.21 feet, more or less, to the southeast corner of the Evangelical Lutheran Church property;

thence northerly on the east boundary of said Evangelical Lutheran Church property and on the east boundary of the Homewood Addition Plat crossing Cedar Avenue to the northeast corner of the Homewood Addition Plat; thence westerly on the north boundary of the Homewood Addition Plat and on its west extension to the centerline of Bellaire Avenue; thence northerly on the centerline of Bellaire Avenue to the northeast corner of the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 25, Township 30 North, Range 22 West; thence westerly on the north line of said $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ to the northwest corner thereof; thence northerly on the west".

3. The legal boundary of the Valley Branch Watershed District is defined by the following boundary description, which supercedes the original boundary defined in the Board's November 14, 1968 Order that established the District, and the boundary change Orders dated October 6, 1972 and December 2, 1975:

"Beginning at the southwest corner of Section 14, Township 28 North, Range 20 West; thence easterly on the south line of said Section 14 and its east extension to the centerline of the St. Croix River (said centerline also being the boundary between Minnesota and Wisconsin); thence northeasterly on the centerline of the St. Croix River to the east extension of the north line of the $S\frac{1}{2}$ of the $S\frac{1}{2}$ of said Section 14; thence westerly on said east extension and on the north line of said $S\frac{1}{2}$ of the $S\frac{1}{2}$ to the east line of the $SW\frac{1}{4}$; thence northerly on said east line to the northeast corner of said $SW\frac{1}{4}$; thence westerly on the north line of said $SW\frac{1}{4}$ to the southeast corner of the $W\frac{1}{2}$ of the $NW\frac{1}{4}$; thence northerly on the east line of said $W\frac{1}{2}$ of the $NW\frac{1}{4}$ to the south line of Section 11; thence continuing northerly on the east line of the $W\frac{1}{2}$ of the $W\frac{1}{2}$ of said Section 11 to the northeast corner of the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$; thence westerly on the north line of said $SW\frac{1}{4}$ of the $NW\frac{1}{4}$ to the east line of Section 10; thence northerly on said east line to the northeast corner of said Section 10; thence continuing northerly on the east line of Section 3 to the northeast corner of the $SE\frac{1}{4}$; thence westerly on the north line of said $SE\frac{1}{4}$ to the southeast corner of the $SW\frac{1}{4}$ of the $NE\frac{1}{4}$; thence northerly on the east line of said $SW\frac{1}{4}$ of the $NE\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said $SW\frac{1}{4}$ of the $NE\frac{1}{4}$ to the northwest corner thereof; thence northerly on the east line of the $NE\frac{1}{4}$ of the $NW\frac{1}{4}$ to the south line of Section 34, Township 29 North, Range 20 West; thence westerly on said south line to the southeast corner of the $SW\frac{1}{4}$ of the $SW\frac{1}{4}$ of said Section 34; thence northerly on the east line of said $SW\frac{1}{4}$ of the $SW\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said $SW\frac{1}{4}$ of the $SW\frac{1}{4}$ to the east line of Section 33; thence continuing westerly on the north line of the $SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of said Section 33 to the northwest corner thereof; thence northerly on the east line of the $W\frac{1}{2}$ of the $E\frac{1}{2}$ to the south line of Section 28; thence continuing northerly in said Section 28 on the east line of the $W\frac{1}{2}$ of the $SE\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of the $S\frac{1}{2}$ to the southeast corner of the $W\frac{1}{2}$ of the $NW\frac{1}{4}$; thence northerly on the east line of said $W\frac{1}{2}$ of the $NW\frac{1}{4}$ to the south line of Section 21; thence continuing

northerly in said Section 21 on the east line of the SW $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said SW $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the east line of Section 20; thence northerly on said east line to the southeast corner of the NE $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence easterly in Section 21 on the south line of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ to the southeast corner thereof; thence northerly on the east line of said N $\frac{1}{2}$ of the NW $\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said Section 21 to the southeast corner of the W $\frac{1}{2}$ of the W $\frac{1}{2}$ of Section 18; thence northerly in Section 18 on the east line of said W $\frac{1}{2}$ of the W $\frac{1}{2}$ to the northeast corner of the SW $\frac{1}{2}$ of the NW $\frac{1}{4}$; thence westerly on the north line of said SW $\frac{1}{2}$ of the NW $\frac{1}{4}$ to the east line of Section 17; thence northerly on the east line of said Section 17 to the northeast corner thereof; thence continuing northerly on the east line of Section 8 to the northeast corner of the SE $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence westerly on the north line of said SE $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the northwest corner thereof; thence northerly on the east line of the NW $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the south line of Section 5; thence continuing northerly in said Section 5 on the east line of the SW $\frac{1}{2}$ of the SE $\frac{1}{2}$ to the northeast corner thereof; thence westerly on the north line of the S $\frac{1}{2}$ of the S $\frac{1}{2}$ to the southeast corner of the NW $\frac{1}{2}$ of the SW $\frac{1}{2}$; thence northerly on the east line of said NW $\frac{1}{2}$ of the SW $\frac{1}{2}$ to the northeast corner thereof; thence westerly on the north line of said NW $\frac{1}{2}$ of the SW $\frac{1}{2}$ to the east line of Section 6; thence northerly on said east line to the northeast corner of the S $\frac{1}{2}$ of the N $\frac{1}{2}$; thence westerly in said Section 6 to the northwest corner of the SE $\frac{1}{2}$ of the NW $\frac{1}{2}$; thence southerly on the west line of said SE $\frac{1}{2}$ of the NW $\frac{1}{2}$ to the southwest corner thereof; thence westerly on the north line of the S $\frac{1}{2}$ to the east line of Section 1, Township 29 North, Range 21 West;

Thence continuing westerly in said Section 1 on the north line of the SE $\frac{1}{2}$ to the northwest corner thereof; thence northerly on the east line of the NW $\frac{1}{2}$ to the south line of Section 36, Township 30 North, Range 21 West; thence continuing northerly in said Section 36 on the east line of the SW $\frac{1}{2}$ to the northeast corner thereof; thence westerly on the north line of said SW $\frac{1}{2}$ to the east line of Section 35; thence northerly on the east line of said Section 35 to the northeast corner of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence westerly in said Section 35 on the north line of said S $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the northwest corner thereof; thence northerly on the east line of the NE $\frac{1}{2}$ of the NW $\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said NE $\frac{1}{2}$ of the NW $\frac{1}{4}$ to the northwest corner thereof; thence northerly in Section 26 on the east line of the SW $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the northeast corner thereof;

thence westerly on the north line of said SW $\frac{1}{2}$ of the SW $\frac{1}{2}$ to the east line of Section 27; thence northerly on said east line to the northeast corner of the SE $\frac{1}{4}$; thence westerly in said Section 27 on the north line of said SE $\frac{1}{4}$ to the northwest corner thereof; thence northerly on the east line of the S $\frac{1}{2}$ of the NW $\frac{1}{2}$ to the northeast corner thereof; thence westerly on the north line of said S $\frac{1}{2}$ of the NW $\frac{1}{2}$ to the east line of Section 28; thence southerly on said east line to the northeast corner of the S $\frac{1}{2}$; thence westerly in said Section 28 on the north line of said S $\frac{1}{2}$ to the east line of Section 29; thence southerly on said east line to the southeast corner of said Section 29; thence continuing southerly on the east line of Section 32 to the northeast corner of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence westerly in said Section 32 on the north line of said S $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the northwest corner thereof; thence southerly on the west line of said S $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the northeast corner of the SW $\frac{1}{4}$; thence westerly on the north line of said SW $\frac{1}{4}$ to the east line of Section 31; thence continuing westerly in said Section 31 on the north line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the northwest corner thereof; thence northerly on the east line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the northeast corner thereof; thence westerly on the north line of said SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and on the north line of the SE $\frac{1}{4}$ of the NW $\frac{1}{2}$ to the northwest corner thereof; thence southerly on the west line of said SE $\frac{1}{4}$ of the NW $\frac{1}{2}$ to the southwest corner thereof; thence westerly on the north line of the NW $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the east line of Section 36, Township 30 North, Range 22 West; thence northerly on said east line to the northeast corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; thence westerly in said Section 36 on the north line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the northwest corner thereof;

Thence southerly on the west line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the southeast corner of Lot No. 2, Block 9, Lakeview Hills Plat No. 4; thence easterly a distance of 300.00 feet; thence southerly to the south line of the N $\frac{1}{2}$ of Section 36, Township 30 North, Range 22 West; thence westerly on the south line of said N $\frac{1}{2}$ to the southwest corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 36; thence southerly on the east line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36 to the southeast corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36; thence westerly on the south line of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to a point 348.48 feet east of the southwest corner of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence southerly on a line parallel to the west line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36 a distance of 250 feet; thence westerly on a line parallel to the north line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36 to the west line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36;

Thence southerly on the west line of said SW $\frac{1}{2}$ of the SE $\frac{1}{2}$ to the southwest corner of the E $\frac{1}{2}$ of said Section 36; thence easterly on the south line of said E $\frac{1}{2}$ to the north extension of the centerline of Lake Street; thence southerly in Section 1, Township 29 North, Range 22 West, on the north extension of the centerline of Lake Street to the centerline of Woodlynn Avenue; thence easterly on the centerline of Woodlynn Avenue to the north extension of the east boundary of Lot No. 1, Block 2, Thom & Erickson's Addition Plat; thence southerly on the north extension of the east boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, 3, 4, and 5 of said Block 2 to the southeast corner of said Lot No. 5; thence westerly on the south boundary of said Lot No. 5 to the southwest corner of said Lot No. 5; thence westerly crossing Lake Street to the southeast corner of Lot No. 12, Block 1 of said Plat; thence westerly on the south boundaries of Lots No. 12 and 5 of said Block 1 to the southwest corner of said Lot No. 5;

Thence westerly on the west extension of the south boundary of said Lot No. 5 to the centerline of Bellaire Avenue; thence southerly on the centerline of Bellaire Avenue to the centerline of Lydia Avenue; thence westerly on the centerline of Lydia Avenue to the north extension of the east boundary of Lot No. 1, Block 3, Robert Tilsen's Maplewood Heights No. 8 Plat; thence southerly on the north extension of the east boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, 3, 4, 5, 6, and 7 of said Block 3 to the southeast corner of said Lot No. 7; thence westerly on the south boundary of said Lot No. 7 to the northeast corner of Lot No. 8 of said Block 3; thence southerly on the east boundaries of Lots No. 8, 9, and 12 of said Block 3 a distance of 375 feet, more or less; thence easterly on a line parallel to and 333 feet north of the south line of the N $\frac{1}{2}$ of said Section 1 a distance of 233 feet to the centerline of Bellaire Avenue; thence southerly on the centerline of Bellaire Avenue to the west extension of the south boundary of Lot No. 2, Block 5, Price's Silver Lake Addition Plat; thence easterly on the west extension of the south boundary of said Lot No. 2 and on the south boundary of said Lot No. 2 to the southeast corner of said Lot No. 2; thence southerly on the east boundaries of Lots No. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 of said Block 5 to the southeast corner of said Lot 14; thence southwesterly to the northwest corner of Lot No. 4, Block 1,

Silver Lake Addition Plat; thence southerly on the west boundary of said Lot No. 4 to the southwest corner of said Lot No. 4; thence easterly on the south boundary of said Lot No. 4 to the southeast corner of said Lot No. 4; thence southerly on a line parallel to and 241.99 feet east of the west line of the SE $\frac{1}{2}$ of said Section 1 (said line also being the centerline of Helen Street) a distance of 398.1 feet, more or less; thence westerly on a line parallel to and 183 feet north of the centerline of 19th Avenue a distance of 48.99 feet, more or less; thence southerly on a line parallel to and 193 feet, more or less, east of the west line of the SE $\frac{1}{2}$ of said Section 1 a distance of 150 feet; thence southerly crossing 19th Avenue to the northwest corner of Lot No. 9, Block 10, Castle Plat;

Thence southerly on the west boundary of said Lot No. 9 to the southwest corner of said Lot No. 9; thence southerly to the northwest corner of Lot No. 16 of said Block 10; thence southerly on the west boundary of said Lot No. 16 and its south extension to the centerline of 18th Avenue; thence easterly on the centerline of 18th Avenue to the centerline of Margaret Street; thence northerly on the centerline of Margaret Street to the west extension of the north boundary of Lot No. 10, Block 7 of said Plat; thence easterly on the west extension of the north boundary of said Lot No. 10 to the northwest corner of said Lot No. 10; thence easterly on the north boundaries of Lots No. 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 of said Block 7 to the northeast corner of said Lot No. 21; thence easterly crossing Charles Street to the northwest corner of Lot No. 12, Block 6 of said Plat; thence easterly on the north boundaries of Lots No. 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22 of said Block 6 to the northeast corner of said Lot No. 22; thence easterly on the east extension of the north boundary of said Lot No. 22 to the centerline of Henry Street; thence northerly on the centerline of Henry Street to the centerline of 19th Avenue; thence easterly on the centerline of 19th Avenue to the centerline of Park Row; thence northerly on the centerline of Park Row to the west extension of the north boundary of Lot No. 9, Block 2 of said Plat; thence easterly on said west extension and on the north boundary of said Lot No. 9 to the northeast corner of said Lot No. 9; thence easterly to the northwest corner of Lot No. 4 of said Block 2; thence easterly on the north boundary of said Lot No. 4 and its east extension to the centerline of State Highway 120 (also being the west line of Section 6, Township 29 North, Range 21 West);

Thence southerly on the centerline of State Highway 120 to the west extension of the south boundary of Lot No. 18, Block 3, Syndicate Rearrangement of Block 3, Pullman Addition to North St. Paul Plat; thence easterly on said west extension and on the south boundary of said Lot No. 18 to the southwest corner of Lot No. 17 of said Block 3; thence northerly on the west boundary of said Lot No. 17 to the northwest corner of said Lot No. 17; thence easterly on the north boundaries of Lots No. 17, 16, 15, 14, 13, 12, 11, 10, 9, and 5 of said Block 3 to the northeast corner of said Lot No. 5; thence easterly on the east extension of the north boundary of said Lot No. 5 to the centerline of Gershwin Avenue; thence southerly on the centerline of Gershwin Avenue to the centerline of 51st Street North; thence southeasterly crossing State Trunk Highway 36 to the intersection of the centerline of 50th Street North with the southeast right-of-way boundary line of the Soo Line Railroad; thence southwesterly on the southeast right-of-way boundary line of the Soo Line Railroad to the north extension of the west boundary of Lot No. 10, Rearrangement of Block 3, Furlong's Second Addition and Rearrangement of Block 3 Furlong and Block A Pullman Plat; thence southerly on said north extension and on the west boundary of said Lot No. 10 to the southwest corner of said Lot No. 10; thence southerly crossing 49th Street North to the northwest corner of Lot No. 14, Block 3 of said Plat; thence southerly on the west boundary of said Lot No. 14 to the southwest corner of said Lot No. 14; thence easterly on the south boundaries of Lots No. 14, 13, 12, and 11 of said Block 3 to the southeast corner of said Lot No. 11; thence southerly on the east boundary of Lot No. 18 of said Block 3 to the southeast corner of said Lot No. 18; thence southerly crossing Upper 48th Street North to the northwest corner of Lot No. 10, Block 7 of said Plat; thence easterly on the north boundary of said Lot No. 10 to the northeast corner of said Lot No. 10; thence southerly on the east boundaries of Lots No. 10 and 19 of said Block 7 to the southeast corner of said Lot No. 19; thence southerly crossing 48th Street North to the northeast corner of Lot No. 25, Block A of said Plat; thence westerly on the north boundaries of Lots No. 25 and 26 of said Block A to the northwest corner of said Lot No. 26; thence southerly on the west boundary of said Lot No. 26 to the southeast corner of Lot No. 28 of said Block A; thence westerly on the south boundary of said Lot No. 28 and its west extension to the centerline of Gershwin Avenue North; thence southerly on the centerline of Gershwin Avenue North to the west extension of the north boundary of Lot No. 15, Block 12, McLean's Addition to the City of North

St. Paul Plat; thence easterly on the west extension of the north boundary of said Lot No. 15 to the northwest corner of said Lot No. 15; thence easterly on the north boundaries of Lots No. 15 and 16 of said Block 12 to the northeast corner of said Lot No. 16; thence southerly on the east boundary of said Lot No. 16 to the southeast corner of said Lot No. 16;

Thence southerly crossing 45th Street North to the northwest corner of Lot No. 3, Block 2, Holloway's Addition to North St. Paul Plat; thence easterly on the north boundaries of Lots No. 3, 4, 5, and 6 of said Block 2 to the northeast corner of said Lot No. 6; thence southerly on the east boundary of said Lot No. 6 to the southeast corner of said Lot No. 6; thence southerly to the northeast corner of Lot No. 23 of said Block 2; thence westerly on the north boundaries of Lots No. 23 and 24 of said Block 2 to the northwest corner of said Lot No. 24; thence southerly on the west boundary of said Lot No. 24 to the southwest corner of said Lot No. 24; thence southerly crossing 44th Street North to the northwest corner of Lot No. 5, Block 3 of said Plat; thence easterly on the north boundary of said Lot No. 5 to the northwest corner of Lot No. 6 of said Block 3; thence southerly on the west boundary of said Lot No. 6 to the southwest corner of said Lot No. 6; thence easterly on the south boundaries of Lots No. 6, 7, 8, 9, 10, 11, 12, 13, and 14 of said Block 3 to the southeast corner of said Lot No. 14; thence easterly on the east extension of the south boundary of said Lot No. 14 to the west boundary of Lot No. 1, Block 2, Springborn Addition Plat; thence southerly on the west boundaries of Lots No. 1, 3, and 4 of said Block 2 to the southwest corner of said Lot No. 4; thence easterly on the south boundary of said Lot No. 4 to the west boundary of Lot No. 13 of said Block 2; thence northwesterly on the southwest boundary of said Lot No. 13 to the northwest corner of said Lot No. 13; thence northeasterly on the northwest boundary of said Lot No. 13 to the northwest corner of Lot No. 12 of said Block 2; thence easterly on the north boundary of said Lot No. 12 to the southeast corner of Lot No. 5 of said Block 2; thence northerly on the east boundary of said Lot No. 5 to the southwest corner of Lot No. 6 of said Block 2; thence easterly on the south boundaries of Lots No. 6, 7, 8, and 10 of said Block 2 to the southeast corner of said Lot No. 10; thence easterly crossing Grafton Avenue North on the east extension of the south boundary of said Lot No. 10 to the west boundary of Lot No. 18 of said Block 2; thence southerly on the west boundary of said Lot No. 18 to the southwest corner of said Lot No. 18; thence easterly on the south boundary of said Lot No. 18 to the

southeast corner of said Lot No. 18; thence southerly on the east boundaries of Lots No. 17 and 16 of said Block 2 to the southeast corner of said Lot No. 16; thence westerly on the south boundary of said Lot No. 16 a distance of 16.5 feet; thence southerly on a line parallel to the east line of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7, Township 29 North, Range 21 West, a distance of 15.6 feet, more or less, to a point also being the northernmost corner of unplatted parcel 60-57007-4450; thence southwesterly on the northwest boundary of said unplatted parcel to the southwest corner of said unplatted parcel (also being a point on the south line of the said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, 233.25 feet west of the southeast corner of the said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$);

Thence westerly on the south line of said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the north extension of the east boundary of Lot No. 1, Block 3, Crown Addition Plat; thence southerly on said north extension and on the east boundary of said Lot No. 1 to the southeast corner of said Lot No. 1; thence westerly and southwesterly on the south boundary of said Lot No. 1 to the southwest corner of said Lot No. 1; thence southwesterly on the east boundaries of Lots No. 2, 3, 4, and 5 of said Block 3 to the southeast corner of said Lot No. 5; thence southeasterly on the northeast boundaries of Lots No. 6, 7, 8, 9, 10, 11, and 12 of said Block 3 to the northeast corner of said Lot No. 12; thence southerly on the east boundary of said Lot No. 12 and its south extension to the centerline of Goodwin Avenue North;

Thence southerly on the centerline of Goodwin Avenue North to the centerline of 40th Street North; thence easterly on the centerline of 40th Street North to the north extension of the east boundary of Lot No. 1, Block 3, Minnesota's Eastwoode Second Addition Plat; thence southerly on the north extension of the east boundary of said Lot No. 1 to the northeast corner of said Lot No. 1; thence southerly on the east boundaries of Lots No. 1, 2, and 3 of said Block 3 to the southeast corner of said Lot No. 3; thence westerly on the south boundary of said Lot No. 3 and its west extension to the centerline of Goodwin Avenue North; thence southwesterly on the centerline of Goodwin Avenue North to the centerline of Goodwin Court North;

Thence southwesterly on the centerline of Goodwin Court North to the southeast extension of the northeast boundary of Lot No. 1, Block 5, Minnesota's Eastwoode Second Addition Plat; thence northwesterly on the southeast extension of the northeast boundary of said Lot No. 1 and on the northeast boundary of said Lot No. 1 to the north corner of said Lot No. 1; thence southwesterly on the northwest

boundaries of Lots No. 1, 2, and 3 of said Block 5 to the southeast corner of Lot No. 5, Block 5, Minnesota's Eastwoode Third Addition Plat; thence westerly on the south boundary of said Lot No. 5 and on its west extension to the centerline of Gershwin Avenue North; thence southerly on the centerline of Gershwin Avenue North to the east extension of the north boundary of Lot No. 5, Block 4 of said Plat; thence westerly on the east extension of the north boundary of said Lot No. 5 to the northeast corner of said Lot No. 5; thence westerly on the north boundaries of Lots No. 5 and 8 of said Block 4 to the northwest corner of said Lot No. 8; thence southerly on the west boundaries of Lots No. 8 and 3 of said Block 4 to the northeast corner of Lot No. 10 of said Block 4; thence westerly on the north boundary of said Lot No. 10 to the northwest corner of said Lot No. 10; thence southerly on the west boundary of said Lot No. 10 to the north boundary of Outlot G, Minnesota's Eastwoode Second Addition Plat; thence westerly on the north boundary of said Outlot G and on its west extension to the centerline of Geneva Avenue North; thence southerly on the centerline of Geneva Avenue North to the southwest corner of the NW $\frac{1}{4}$ of Section 18, Township 29 North, Range 21 West; thence easterly on the south line of said NW $\frac{1}{4}$ a distance of 663.37 feet; thence southeasterly across Outlot E of said Plat to the intersection of the north right-of-way boundary line of State Highway 212 with the west line of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 18; thence easterly on said north right-of-way boundary line to the southeast corner of said Outlot E; thence southerly on the south extension of the east boundary of said Outlot E to the south right-of-way boundary line of State Highway 212; thence easterly on said south right-of-way boundary line to the east line of the SW $\frac{1}{4}$ of said Section 18; thence southerly on the east line of said SW $\frac{1}{4}$ to the southeast corner of said SW $\frac{1}{4}$; thence easterly on the south line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 18 to the centerline of Granada Lane North;

Thence southerly on the centerline of Granada Lane North to the south extension of the west boundary of Lot No. 15, Block 3, Midvale Division No. 2 Plat; thence southerly crossing the Chicago and Northwestern Railroad right-of-way to the northeast corner of Lot No. 7, Block 1, Oak Green Addition Plat; thence southerly on the east boundary of said Lot No. 7 to the southeast corner of said Lot No. 7; thence southeasterly crossing 29th Street North to the northeast corner of Lot No. 9, Block 2, Oak Green Addition Plat; thence southeasterly on the east boundary of said Lot No. 9 to the southeast corner of said Lot No. 9; thence easterly

on the north boundaries of Lots No. 11, 12, 13, 14, 15, 16, 17, 18, and 19 of said Block 2 to the northeast corner of said Lot No. 19; thence southerly on the east boundaries of Lots No. 19 and 20 of said Block 2 to the southeast corner of said Lot No. 20; thence southeasterly crossing 28th Street North to the northeast corner of Lot No. 40, Brochman Acres Plat; thence southerly on the west boundaries of Lots No. 41 and 32 of said Plat to the southwest corner of said Lot No. 32; thence south on the southerly extension of said Lot No. 32 to the centerline of 27th Street North;

Thence easterly on the centerline of 27th Street North to the centerline of Gresham Avenue North; thence southerly on the centerline of Gresham Avenue North to the west extension of the south boundary of Lot No. 9 of said Plat; thence easterly on the west extension of the south boundary of said Lot No. 9 and on the south boundary of said Lot No. 9 to the southeast corner of said Lot No. 9; thence southerly on the east boundaries of Lots No. 10, 11, 12, 13, 14, and 15 of said Plat to the southeast corner of said Lot No. 15; thence southerly on the south extension of the east boundary of said Lot No. 15 to the centerline of Stillwater Boulevard North; thence easterly on the centerline of Stillwater Boulevard North to the east line of Section 19, Township 29 North, Range 21 West;

Thence southerly on the east line of said Section 19 to the northwest corner of the SW $\frac{1}{2}$ of Section 20, Township 29 North, Range 21 West; thence southerly on the west line of said SW $\frac{1}{2}$ a distance of 600 feet, more or less, to a point which is also the intersection of said west line with the west extension of the north boundary of unplatted parcel 60-57020-2450; thence easterly on a line parallel to the north line of said SW $\frac{1}{2}$ a distance of 716.9 feet; thence southerly on a line parallel to the west line of said SW $\frac{1}{2}$ to the north line of the S $\frac{1}{2}$ of the SW $\frac{1}{2}$ of said Section 20; thence easterly on the north line of the said S $\frac{1}{2}$ to the east right-of-way boundary line of Interstate Highway 694; thence northerly along the east right-of-way boundary line of Interstate Highway 694 a distance of 800 feet; thence easterly to the northwest corner of Lot No. 1, Block 2, Oakdale Meadows Plat; thence northeasterly on the south right-of-way boundary line of 24th Street North to the centerline of Helena Avenue; thence southerly on the centerline of Helena Avenue to the centerline of Upper 23rd Street North;

Thence easterly on the centerline of Upper 23rd Street North to the northeast corner of the S $\frac{1}{2}$ of the SW $\frac{1}{2}$ of said Section 20; thence southerly on the east line of

said $S\frac{1}{2}$ of the $SW\frac{1}{2}$ to the southeast corner of said $S\frac{1}{2}$ of the $SW\frac{1}{2}$; thence southerly on the east line of the $NW\frac{1}{2}$ of Section 29, Township 29 North, Range 21 West, to the southeast corner of the $N\frac{1}{2}$ of the $NW\frac{1}{2}$ of said Section 29; thence easterly on the north boundary of the $S\frac{1}{2}$ of the $NE\frac{1}{2}$ of said Section 29 to the west boundary of Lot No. 2, Block 4, Oakwood First Addition Plat; thence southerly on the west boundary of said Lot No. 2 to the southwest corner of said Lot No. 2; thence southerly crossing 17th Street North on the south extension of the west boundary of said Lot No. 2 to the north boundary of Lot No. 16, Block 1 of said Plat; thence westerly on the north boundary of said Lot No. 16 to the northwest corner of said Lot No. 16;

Thence southerly on the west boundaries of Lots No. 16, 14, 13, 12, and 11 of said Block 1 to the southwest corner of said Lot No. 11; thence easterly on the south boundary of said Lot No. 11 to the northwest corner of Lot No. 10 of said Block 1; thence southerly on the west boundaries of Lots No. 10, 8, and 7 of said Block 1 to the southwest corner of said Lot No. 7; thence easterly on the south boundaries of Lots No. 7 and 6 of said Block 1 to the northwest corner of Lot No. 2 of said Block 1; thence southerly on the west boundary of said Lot No. 2 and on its south extension to the south line of the $NE\frac{1}{2}$ of said Section 29; thence easterly on the south line of the $NE\frac{1}{2}$ of said Section 29 to the west line of Section 28; thence continuing easterly in said Section 28 on the south line of the $NW\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $SE\frac{1}{2}$ to the northwest corner of Section 34; thence southerly on the west line of said Section 34 to the southwest corner of the $NW\frac{1}{2}$ of the $NW\frac{1}{2}$; thence easterly in said Section 34 on the south line of said $NW\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $SE\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ to the north line of Section 3, Township 28 North, Range 21 West; thence easterly along said north line to the northwest corner of the $NE\frac{1}{2}$ of the $NE\frac{1}{2}$; thence southerly on the west line of said $NE\frac{1}{2}$ of the $NE\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $NE\frac{1}{2}$ of the $NE\frac{1}{2}$ to the west line of Section 2; thence continuing easterly in said Section 2 on the south line of the $NW\frac{1}{2}$ of the $NW\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west

line of the $SE\frac{1}{2}$ of the $NW\frac{1}{4}$ to the southwest corner thereof; thence easterly on the south line of said $SE\frac{1}{2}$ of the $NW\frac{1}{4}$ and on the south line of the $SW\frac{1}{2}$ of the $NE\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $NE\frac{1}{2}$ of the $SE\frac{1}{2}$ to the southwest corner thereof;


Thence easterly on the south line of said $NE\frac{1}{2}$ of the $SE\frac{1}{2}$ to the west line of Section 1; thence southerly on said west line to the northwest corner of Section 12; thence easterly on the north line of said Section 12 to the northwest corner of the $NE\frac{1}{2}$ of the $NW\frac{1}{4}$; thence southerly in said Section 12 on the west line of said $NE\frac{1}{2}$ of the $NW\frac{1}{4}$ to the southwest corner thereof; thence westerly on the north line of the $SW\frac{1}{2}$ of the $NW\frac{1}{4}$ to the northwest corner thereof; thence southerly on the west line of said Section 12 to the southwest corner of the $NW\frac{1}{4}$ of the $SW\frac{1}{2}$; thence easterly on the south line of said $NW\frac{1}{4}$ of the $SW\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ of the $SW\frac{1}{2}$ to the north line of Section 13; thence continuing southerly in said Section 13 on the west line of the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ to the southwest corner thereof; thence easterly on the south line of said $E\frac{1}{2}$ of the $NW\frac{1}{4}$ to the southeast corner thereof; thence southerly on the west line of the $NW\frac{1}{4}$ of the $SE\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $NW\frac{1}{4}$ of the $SE\frac{1}{2}$ to the southwest corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ of the $SE\frac{1}{2}$ to the north line of Section 24; thence continuing southerly in said Section 24 on the west line of the $E\frac{1}{2}$ of the $NE\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $E\frac{1}{2}$ of the $NE\frac{1}{2}$ to the west line of Section 19, Township 28 North, Range 20 West; thence continuing easterly in said Section 19 on the south line of the $SW\frac{1}{2}$ of the $NW\frac{1}{4}$ to the southeast corner thereof; thence southerly on the west line of the $E\frac{1}{2}$ of the $SW\frac{1}{2}$ to the north line of Section 30; thence easterly on said north line to the northwest corner of the $NW\frac{1}{4}$ of the $NE\frac{1}{2}$; thence southerly in said Section 30 on the west line of said $NW\frac{1}{4}$ of the $NE\frac{1}{2}$ to the southwest corner thereof; thence easterly on the south line of said $NW\frac{1}{4}$ of the $NE\frac{1}{2}$ to the southeast corner thereof; thence southerly on the west line of the $SE\frac{1}{2}$ of the $NE\frac{1}{2}$ and on the west line of the $NE\frac{1}{2}$ of the $SE\frac{1}{2}$ to the southwest corner thereof;

Thence easterly on the south line of said $NE\frac{1}{2}$ of the $SE\frac{1}{2}$ to the west line of Section 29; thence southerly on said west line to the southwest corner of said

Section 29; thence easterly on the south line of said Section 29 to the southeast corner of the SW $\frac{1}{2}$ of the SW $\frac{1}{4}$; thence northerly in Section 29 on the east line of said SW $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the northeast corner thereof; thence easterly on the south line of the NE $\frac{1}{2}$ of the SW $\frac{1}{4}$ and on the south line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the southeast corner thereof; thence northerly on the east line of the W $\frac{1}{2}$ of the E $\frac{1}{2}$ to the south line of Section 20; thence easterly on said south line to the southeast corner of said Section 20; thence continuing easterly on the south line of Section 21 to the southeast corner of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 21; thence northerly in said Section 21 on the east line of said W $\frac{1}{2}$ of the SW $\frac{1}{4}$ to the northeast corner thereof; thence easterly on the south line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ to the southeast corner thereof; thence northerly on the east line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ to the northeast corner thereof; thence easterly on the south line of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ to the southeast corner thereof; thence northerly on the east line of said Section 21 to the northeast corner thereof; thence continuing northerly on the east line of Section 16 to the northeast corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence easterly in Section 15 on the south line of the N $\frac{1}{2}$ of the S $\frac{1}{2}$ to the northwest corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence southerly on the west line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the southwest corner thereof; thence easterly on the south line of said Section 15 to the southwest corner of Section 14, Township 28 North, Range 20 West, the point of beginning."

Dated at Saint Paul, Minnesota 55102, this 24th day of September 1984 and effective immediately.

MINNESOTA WATER RESOURCES BOARD



Duane R. Ekman
Chairman

WRS-84-004-PR

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE MINNESOTA WATER RESOURCES BOARD

RECEIVED

JUL 5 1984

WATER RESOURCES BOARD

In the Matter of the Petition to
Change the Boundary of the Ramsey
Washington Metro Watershed District
Filed on March 14, 1984 (Minn. Stats. 1982,
§ 112.39, Subd. 4)

FINDINGS OF FACT,
CONCLUSIONS AND
RECOMMENDATION

The above-entitled matter came on for hearing before Administrative Law Judge Phyllis A. Reha on June 25, 1984 in the Council Chambers of the Oakdale City Hall, 1584 Hadley Avenue North, Oakdale, Minnesota.

The hearing record remained open for the submission of late filed exhibits, the last of which was received on July 13, 1984. (Revised Watershed District one-half section maps marked as Watershed District Ex. 21).

The Ramsey-Washington Metro Watershed District (hereinafter "Petitioner" or "The Watershed District") was represented by Raymond O. Marshall, Attorney at Law, 3880 Laverne Avenue North, Lake Elmo, Minnesota 55042. Melvin A. Sinn, Executive Director, Water Resources Board, Room 206, 555 Wabasha Street, St. Paul, Minnesota 55102, appeared on behalf of the Minnesota Water Resources Board (hereinafter "The Board"). Board members present were Peggy Lynch and Daniel Steward. Interested persons attending the hearing were also provided an opportunity to be heard. One such individual addressed several questions to a witness for the Watershed District.

Notice is hereby given that, pursuant to Minn. Stat. § 14.61 (1982) the final decision of the Board shall not be made until this Report has been made available to the parties to the proceeding for at least ten days, and an opportunity has been afforded to each party adversely affected to file exceptions and present argument to the Board. Exceptions to this Report, if any, shall be filed with the Water Resources Board, Room 206, 555 Wabasha Street, St. Paul, Minnesota 55102.

STATEMENT OF ISSUES

The issues in this proceeding are:

1. Whether it would further the public welfare and public interest to transfer certain lands into the Ramsey-Washington Metro Watershed District;
2. Whether the lands proposed to be removed from the Ramsey-Washington Metro Watershed District have or will receive any benefits from the operation of the Watershed District;
3. Whether the Watershed District can perform the functions for which it was established without inclusion of such lands;

4. Whether the lands are, in fact, a part of the Watershed District;

5. Whether any of the lands have been determined to be subject to any benefits or damages for any improvement previously constructed by the Watershed District.

Based upon all the proceedings herein, the Administrative Law Judge makes the following:

FINDINGS OF FACT

Procedural Findings

1. On March 14, 1984 a Petition on behalf of the Board of Managers of the Ramsey-Washington Metro Watershed District was filed with the Minnesota Water Resources Board requesting that the Board consider amending the legal boundaries of the District to incorporate certain changes so as to conform the legal boundaries of the District with the hydrologic boundaries. Attached to the Petition as Exhibit A was the legal description of the Watershed District boundaries including the proposed changes and a map of the proposed Watershed District boundaries. (WRB Ex. 1).

2. On March 22, 1984, the Petition including the attachments was duly served by Petitioner upon the Commissioner of the Minnesota Department of Natural Resources (DNR), the Director of the Division of Waters of the DNR, the Ramsey County Auditor and the Washington County Auditor. (WRB Ex. 1). Certification of mailing was filed with the Board on March 26, 1984.

3. On May 29, 1984 an Order for Hearing and Notice thereof was issued by Duane R. Ekman, Chairman of the Water Resources Board.

4. On June 5, 1984, the Order for Hearing and Notice thereof was served upon the above-named individuals and others, including the Mayors of the cities of Maplewood, Vadnais Heights, St. Paul, Little Canada, White Bear Lake, Oakdale, Shoreview, Newport, Woodbury, North St. Paul, Roseville, Lake Elmo and White Bear Lake. In addition, the Order for Hearing and Notice thereof was served upon the Rice Creek Watershed District Board of Managers, the Valley Branch Watershed District Board of Managers, the Metropolitan Council, and other interested municipal officials and staff engineers. (WRB Ex. 2).

5. The Board also gave notice of the hearing by publishing such notice for a period of two successive weeks in the Washington County Review and the Maplewood Review. The last publication in each of these legal newspapers occurred on June 13, 1984 which is more than ten days prior to the hearing. (WRB Ex. 3). Additional notice of the hearing was published by the Board in the State Register on June 11, 1984 at 8 S.R. 2667. (WRB Ex. 4).

6. On June 20, 1984, the Director of the Division of Waters of the DNR issued a Report to the Board. In this Report, the Director acknowledged receiving the Petition and made several comments regarding the Petition. (WRB Ex. 5).

General Description of the Watershed District and Proposed Changes.

7. The Ramsey-Washington Metro Watershed District was established by order of the Minnesota Water Resources Board on February 24, 1975. The District includes portions of Ramsey and Washington Counties and includes portions of the cities of White Bear Lake, North St. Paul, Oakdale, Lake Elmo, Woodbury, Maplewood, St. Paul, Little Canada and Vadnais Heights. The Valley Branch Watershed District established by the Board by Order dated November 14, 1968 borders the Ramsey-Washington Metro Watershed District generally on the east. The Rice Creek Watershed District established by Order of the Board dated January 18, 1982 borders the District generally on the north boundary.

8. Over the past four to five years, the District Managers received correspondence from a variety of municipalities in the Watershed District indicating that there are discrepancies with the natural boundaries of the watershed or that storm sewer changes have altered the boundaries. Accordingly, in response to the concerns expressed by many municipalities, the District Managers directed their staff engineer to prepare a proposed revision of the Watershed District boundaries to conform to the natural and changed hydrologic boundaries of the District. The proposed revisions were completed on one-half section maps. (Watershed District Ex. 21). The District staff engineer then contacted all the affected municipalities by letter or telephone to solicit responses and revisions to the proposed changes. Several minor revisions were made in response to suggestions by the affected municipalities. Some of the changes sought in the Petition will result in addition to the Ramsey-Washington Metro Watershed District of lands now in the Rice Creek Watershed District and some changes will result in additions to the Rice Creek Watershed District of lands now in the Ramsey-Washington Metro Watershed District. Some changes sought will affect similarly the Valley Branch Watershed District. The Petitioner has coordinated all proposed boundary changes with the impacted adjacent Watershed Districts. The proposed changes are acceptable to both the Rice Creek Watershed District and the Valley Branch Watershed District. If the Petition is approved, areas either added to or deleted from the adjacent Watershed Districts will be transferred to the appropriate Watershed District pursuant to Board Order.

9. The legal descriptions of the proposed revisions to the Watershed District are lengthy. This Report will not reiterate the legal descriptions which are contained in the Petition. (WRB Ex. 1). The legal descriptions have been further clarified by the Petitioner. (Watershed District Ex. 2). This Report will not discuss each and every change to the boundaries of the Watershed District. Only those boundaries which received comment or were revised since the filing of the Petition will be addressed. All areas not discussed in this Report and described in Appendix A and B attached hereto and made a part of this Report are found to be appropriate boundaries as they more closely reflect the actual and proper drainage area of the Ramsey-Washington Metro Watershed District. The lands added to the District are contiguous to the District and can feasibly be administered by the Board of Managers of the District. Furthermore, it is found that it would be conducive to the public health and welfare to transfer these lands to the Ramsey-Washington Metro Watershed District. Similarly, where certain lands were deleted from the District, there was no contrary evidence established that the lands would receive any benefit from the operation of the Watershed District.

Proposed Revisions in White Bear Lake

10. There are certain portions of the City of White Bear Lake that are proposed to be added to the Watershed District and certain portions proposed to be deleted. (See map attached in Appendix A).

The revisions in White Bear Lake are based on storm sewer plans prepared by the City. The portion to be deleted is known as the Priebe Lake Storm Sewer District. This area is topographically and hydrologically tributary to White Bear Lake ultimately and is part of the Rice Creek Watershed District whose adjacent boundaries are to the north of the Ramsey-Washington Metro Watershed District. It is, therefore, appropriate to delete this area from the Watershed District. (WRB Ex. 5 and WRB Ex. 13).

11. Prior to the filing of the Petition, the Watershed District had proposed that a portion of the Lakewood Community College site in the City of White Bear Lake be included within the Watershed District. The college site consists of several landlocked ponds. The City of White Bear Lake has constructed a storm sewer system to connect these ponds so that the direction of drainage is now in a general southerly direction when the ponds overflow. Therefore, the City suggested that only a small portion of the college site be added to the Ramsey-Washington Metro Watershed District. Due to the storm sewer construction, most of the area which prior to the storm sewer changes should have been in the Watershed District, is now appropriate within the boundaries of the Valley Branch Watershed District.

12. The proposed changes made by the City of White Bear Lake were adopted by the Petitioner and are reflected in the Petition. The changes now proposed are consistent with the present physical and hydrological boundaries of the District. (Watershed District Ex. 13). The net effect of the proposed changes in the City of White Bear Lake would remove more property from the Watershed District than would be gained. The changes, however, are appropriate as they reflect the existing natural hydrologic boundaries or storm sewer plans in the area.

Proposed Boundary Changes in the City of Maplewood

13. Minor revisions in the City of Maplewood would add a small portion to the Watershed District which is presently in the Valley Branch Watershed District. (See attached map). The change has been coordinated with the Valley Branch Watershed District and the City of Maplewood. The City of Maplewood supports the changes as it more accurately coincides political with hydrologic boundaries. (Watershed District Ex. 19).

Proposed Boundary Changes in the City of Little Canada

14. Prior to the filing of the Petition herein, the City of Little Canada passed a resolution requesting that the entire City of Little Canada be placed within the Ramsey-Washington Metro Watershed District. (WRB Ex. 6 and Watershed District Ex. 9). Present boundaries include all but a small portion of the City of Little Canada. The small portion not presently in the District is less than 30 acres located in a state highway right-of-way as reflected in

the map attached to WRB Ex. 6 and Watershed District Ex. 13. The Watershed District engineer concluded from his examination of the information provided by the City of Little Canada that it was appropriate to include the small portion in the City of Little Canada within the Watershed District.

15. Drainage in this 30 acre parcel is retained in various ponding areas within the City of Little Canada. It is, therefore, appropriate to include this parcel within the Watershed District as the new boundary sought by Petitioner closely follows the current natural hydrologic boundaries or storm sewer plans in the City.

Proposed Boundary Changes in the City of Vadnais Heights

16. The City of Vadnais Heights received the proposed Watershed boundary and recommended adding the proposed area in Vadnais Heights with the exception of the area north of Berwood Avenue between Edgerton Street and Arcade Street. The area north of Berwood Avenue drains north to Vadnais Lake and is not in the natural Watershed boundaries of the Ramsey-Washington Metro Watershed District. The Petitioner has accepted the suggested revisions of the City of Vadnais Heights and the area now proposed is acceptable to Vadnais Heights pursuant to resolution passed by the Vadnais Heights City Council. (Watershed District Ex. 3).

17. The proposed boundary additions in the City of Vadnais Heights are appropriate based on hydrologic factors and storm sewer plans.

Proposed Boundary Changes in the City of Oakdale

18. Petitioner proposed certain areas to be added and certain areas to be deleted in the City of Oakdale. (See attached map). The proposed changes in the City of Oakdale were reviewed and coordinated between staff and City officials; the proposed changes reflect planned and completed construction and match the legal boundary to the natural drainage divide. (Watershed District Ex. 4).

Proposed Boundary Changes in the City of North St. Paul

19. Minor revisions are proposed to the existing boundaries in the City of North St. Paul which would add a small portion to the Watershed District presently a part of the Valley Branch Watershed District. (See attached map). The proposed addition is consistent with the natural hydrologic boundaries and is appropriate for inclusion within the Watershed District. The proposed change has been coordinated with the Valley Branch Watershed District and the City of North St. Paul and are acceptable to both.

Proposed Boundary Changes in the City of St. Paul

20. Several boundary changes are proposed within the City of St. Paul. All of the changes are acceptable to the City with the exception of an area from the intersection of Wheelock Parkway, Edgerton Street and Parkway Drive, thence northeasterly along Parkway Drive to Payne Avenue; thence northerly

along Payne Avenue to northern city limits of St. Paul. This area proposed for inclusion within the Watershed District drains by topography and sewers to the Trout Brook System, which lies outside of the District. (WRB Ex. 8). The City of St. Paul objects to the inclusion of this area within the Ramsey-Washington Metro Watershed District.

21. At the hearing herein, the Petitioner reviewed the City of St. Paul's objection and withdrew the area above described from consideration for inclusion within the District. With this amendment, the proposed boundary would be unchanged from Wheelock Parkway to Larpenteur Avenue.

22. With the amendment suggested by the City of St. Paul and accepted by the Petitioner, the Administrative Law Judge finds that the proposed changes in the City of St. Paul accurately reflect existing drainage patterns.

Proposed Boundary Changes in Gem Lake

23. A small area in the City of Gem Lake is proposed to be included within the Ramsey-Washington Metro Watershed District. (See attached map). Staff from the Watershed District attended a Gem Lake Council meeting in the summer of 1982 describing the apparent discrepancy of the political boundaries of the Watershed District with the natural hydrologic boundaries necessitating the proposed additions. Although there were no objections to the boundary changes by the City of Gem Lake, the City Council took no official action either approving or rejecting the proposed changes. (Testimony of Cliff Aichinger).

24. The engineers for the Watershed District performed engineering studies of the topography of the area including analyses of the direction of flow in ditches and storm sewers and other special circumstances which affect the location of Watershed boundaries. This evidence was uncontroverted in the area of Gem Lake. Without evidence to the contrary, it is found that the proposed area within the City of Gem Lake is appropriate for inclusion within the Ramsey-Washington Metro Watershed District.

Areas in Which No Boundary Changes Were Proposed

25. The Director of the Division of Waters suggests that an area near the southeast portion of the Watershed District may be appropriate for inclusion within the Ramsey-Washington Metro Watershed District. This area is in the southeast quarter of the southwest quarter of Section 19, Township 28 North, Range 21 West, Washington County. It presently is outside of but adjacent to the Ramsey-Washington Metro Watershed District. There is a Watershed management organization named the St. Paul Park-Maplewood-Newport-Woodbury-Cottage Grove-Grey Cloud Township Watership Management Organization in this area south of the Watershed District. The Director suggests that it would be appropriate to defer changing any of the boundaries of the Watershed District until it can be determined whether this area is more properly within the Watershed District or the St. Paul Park-Maplewood-Newport-Woodbury-Cottage Grove-Grey Cloud Township Management Organization. (WRB Ex. 5). No evidence was introduced supporting inclusion of this area within the Ramsey-Washington Metro Watershed District.

26. Since the Petitioner has proposed no change to this area, no communication took place with the Watershed Management Organization identified above. There is no evidence in the record which would indicate that the natural boundary in the southeast portion of the Watershed District has been changed so that modifications would be appropriate. The area is largely underdeveloped. No storm sewer plans have been proposed which would require boundaries to be changed in this area. It is, therefore, not appropriate to make boundary changes in this southeast area; nor is it appropriate to defer making all other boundary changes in the Watershed District as suggested by the Director.

Previous Assessments or Improvements

27. No areas which have been assessed for the Watershed District's Battle Creek Project No. 1 are affected by the proposed changes.

28. There is no evidence that the land valuations in the District will be significantly increased or decreased if the Petition is granted.

29. The boundaries proposed have been reviewed and approved by the governing body of each affected Watershed District. Addition of lands to or deletion of lands from the Ramsey-Washington Metro Watershed District will not cause significant administrative difficulties for the staff and managers of the affected Watershed Districts. If this Petition is granted, common boundaries for the three Watershed Districts would be established to adjust for the additions or deletions as herein described.

Based upon the foregoing Findings of Fact, the Administrative Law Judge makes the following:

CONCLUSIONS

1. The Minnesota Water Resources Board and the Administrative Law Judge have jurisdiction in this matter.
2. All relevant, substantive and procedural requirements of law and rule have been fulfilled.
3. It would serve the purpose of Minn. Stat. Ch. 112 (1982), and would further the public welfare and public interest to transfer the lands listed in the Petition as amended in the City of St. Paul (as noted in Finding 21), to the Ramsey-Washington Metro Watershed District. The lands which would be added to the District are contiguous to the existing District; these lands can be feasibly administered by the managers of the Ramsey-Washington Metro Watershed District; and, the lands are part of the natural hydrologic boundaries of the Ramsey-Washington Metro Watershed District.
4. The lands proposed to be removed from the Ramsey-Washington Metro Watershed District have not, and will not, receive benefits from the operation of the District; the District can perform the functions for which it was established without the inclusion of these lands; these lands are not a part of the natural hydrologic boundaries of the Ramsey-Washington Metro Watershed District; and none of these lands have been determined to be subject to any benefits or damages for any improvement previously constructed by the District.

5. Any of the foregoing Conclusions which should be properly deemed Findings, or any of the foregoing Findings which should be more properly deemed Conclusions, are hereby adopted as such.

Based upon the foregoing Conclusions, the Administrative Law Judge makes the following:

RECOMMENDATION

IT IS HEREBY RECOMMENDED that the Minnesota Water Resources Board grant the Petition of the Ramsey-Washington Metro Watershed District as herein amended for a change in the boundary of the District.

Dated: July 30th, 1984.

Phyllis A. Reha

PHYLLIS A. REHA
Administrative Law Judge

MEMORANDUM

Petition for Boundary Change is Governed by Minn. Stat. § 112.39, Subd. 4 (1982).

The proceedings to change the boundary of the Ramsey-Washington Metro Watershed District was initiated by the filing of a Petition with the Minnesota Water Resources Board on March 14, 1984.

On April 22, 1984, Minn. Laws 1983, Ch. 411, § 5 (to be codified as Minn. Stat. § 473.8771) added a Watershed District boundary change procedure to the Metropolitan Service Water Management Act. Section 6 provides a mechanism for the Water Resources Board to act on non-controversial metro area watershed district boundary changes without going through a public hearing process. The Act applies in the Counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington. Because the Ramsey-Washington Metro Watershed District lies within Ramsey and Washington Counties, the Act would apply to the Watershed District for purposes of a Petition for boundary change. However, Minn. Laws 1983, Ch. 411, § 12 provides that the Act is effective the day following final enactment. That date is April 23, 1984. Although the Notice and Order for Hearing in this matter was not issued until after the date of final enactment, (May 29, 1984), the proceeding was initiated on March 14, 1984 by the filing of the Petition with the Water Resources Board. Minn. Stat. § 112.37, subd. 1.

The Executive Director of the Board informed the Petitioner on March 20, 1984 that a bill adding a Watershed District boundary change procedure to the Metropolitan Service Water Management Act was pending although it had been approved by the Senate Subcommittee on March 16, 1984. The Executive Director encouraged the Petitioner to withdraw its existing Petition and resubmit one

under the new law. If the bill was unsuccessful, it was suggested that the Board could proceed under the existing Petition. The Petitioner chose to proceed under the old statute and notified the Board of this decision on May 4, 1984. Accordingly, the proceeding was noticed and conducted pursuant to Minn. Stat. § 112.39, subd. 4 (1982).

The actions by the Board and the Watershed District proceeding under the 1982 statute were proper and consistent with the law in existence at the time the Petition was filed on March 14, 1984.

Report of the Director of the Division of Waters

Minn. Stat. § 112.39, subd. 4 (1982) requires Petitions for changes in boundary to be filed consistent with the procedure for initial Petitions for the establishment of watershed districts contained in Minn. Stat. § 112.37. The Petitioner complied with the procedures in that section. Subd. 1b requires the Petitioner to serve its Petition upon the Director of the Division of Waters of the Department of Natural Resources. Subd. 2 provides that upon receipt of the boundary change petition, the Director of the Division of Waters shall prepare a Report to the Water Resources Board with his recommendations on the proposed boundary changes. This Report (WRB Ex. 5) was submitted as required by statute.

The Director's comments, for the most part, refer to the inconsistencies of the existing Watershed District with the natural hydrologic boundaries of the area. The Director's comments do not address the proposed boundary changes nor do they take into consideration the revisions to the boundaries that were suggested by the affected municipalities. Except for the revisions in the City of St. Paul, these revisions were accepted and adopted by the Petitioner prior to the filing of the Petition on March 14, 1984. The revisions in the City of St. Paul were adopted by amendment of the Petition at the hearing. (See Finding 21).

Most of the areas of concern noted in the Director's comments have been addressed by the Petitioner in its proposed boundary changes. There are now no substantial discrepancies between the Director's comments and the boundary changes finally proposed by the Petitioner.

The only suggestion of the Director not addressed by the Petition is the area near the southeast portion of the Watershed District as described in Finding 25 of this Report. There is no evidence in the record which would indicate that the natural boundary in the southeast portion of the Watershed District has been changed so that modifications would be appropriate. The area is largely underdeveloped. No storm sewer plans have been proposed which would require boundaries to be changed. Furthermore, since no change in the District boundaries were proposed by Petitioner in this area, no notice was provided to the potentially affected communities or the Watershed Management Organization in that area. It would be inappropriate therefore, to propose a change in the District at that location. It may become appropriate in the future to petition for additional boundary changes if evidence is forthcoming which warrants a change.

Description of Area Within the Watershed District Boundary

The legal descriptions of the areas to be included in or transferred out of the Watershed District are found in Appendix A and B of the Report. These descriptions may not be specific measurements of the hydrologic boundaries identified within the Watershed District. Those detailed boundaries will be determined by the Board with technical assistance and the use of U.S. geological surveying maps, contour maps and the one half section maps in evidence. (WRB Ex. 7 and Watershed District Ex. 21).

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O.D.

P. A. R.