

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

STATE OF MINNESOTA)
) ss
COUNTY OF RAMSEY)

AFFIDAVIT

Mel Sinn, being first duly sworn on oath,

deposes and says:

THAT HE IS the Executive Director for the Minnesota Water Resources Board; that he has compared the attached copy of an Order relating to the Riley-Purgatory-Bluff Creek Watershed District

dated at Saint Paul, Minnesota, on the 12th day of April 1985,

with the original thereof on file in his official custody; and

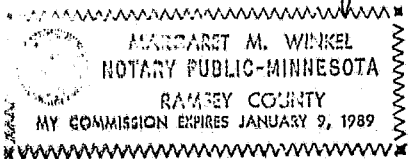
THAT SAID COPY is a true and correct copy of said original and the whole thereof.

STATE OF Minnesota
COUNTY OF Ramsey

Subscribed and sworn to before me
this 26 day of April 1984.

Margaret M Winkel

My Commission Expires Jan. 9, 1989



Mel Sinn
Executive Director

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 29 1985

Jean Anderson Howe
Secretary of State

36005

Minnesota Water Resources Board
500 Lafayette Road
First Floor
St. Paul, Minnesota 55146

In the Matter of Petitions to Change the
Boundaries of the Lower Minnesota River,
Minnehaha Creek, Nine Mile Creek, and
Riley-Purgatory-Bluff Creek Watershed
Districts Filed on October 3 and December
4, 1984 (Minnesota Statutes 1984, Section
112.39, Subd. 4)

ORDER
REDEFINING THE
BOUNDARY OF THE
RILEY-PURGATORY-BLUFF-
CREEK WATERSHED DISTRICT

Sufficient petitions having been filed with the Water Resources Board seeking changes in the boundaries of the Lower Minnesota River, Nine Mile Creek, Minnehaha Creek, and Riley-Purgatory-Bluff Creek Watershed Districts; a public hearing having been conducted on the petitions; the report of the administrative law judge having been received; and no written exceptions to the administrative law judge's report pertaining to the boundary of the Riley-Purgatory-Bluff Creek Watershed District having been received; the Water Resources Board having fully considered the record makes the following:

FINDINGS OF FACT

- I. The Findings of Fact contained in the attached report of the administrative law judge are adopted by the Water Resources Board, with the exception of Findings of Fact No. 3 and No. 6.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 29 1985

Jan Anderson
Secretary of State

- II. The joint petition dated October 2, 1984 was served by mail on the Auditors of Carver, Dakota, Hennepin, and Scott Counties; and the Commissioner and the Director of the Division of Waters of the Department of Natural Resources.
- III. By petition dated November 29, 1984 the Minnehaha Creek Watershed District seeks changes in its boundary in addition to the changes requested in the joint petition dated October 2, 1984. The November 29, 1984 petition was served by mail on the Auditors of Carver and Hennepin Counties; and the Commissioner and the Director of the Division of Waters of the Department of Natural Resources.
- IV. On January 7, 1985 the Water Resources Board received the report of the Director of the Division of Waters of the Department of Natural Resources on the petitions.

CONCLUSIONS OF LAW

- I. The Conclusions contained in the attached report of the administrative law judge are adopted by the Water Resources Board.
- II. It would serve the purposes of Minnesota Statutes Chapter 112 and the public welfare and public interest to change the boundary of the Riley-Purgatory-Bluff Creek Watershed District as requested in the petitions.

IT IS THEREFORE ORDERED THAT

- I. The legal boundary of the Riley-Purgatory-Bluff Creek Watershed District is defined by the following boundary description, which supersedes the original boundary defined in the Water Resources Board's July 31, 1969 Order that established the District, and the Water Resources Board's boundary change Orders dated November 5, 1971; and June 8, 1984:

Commencing at a point at the centerline of County Road 34 (Normandale Boulevard) and the centerline of West 98th Street, Section 28, T116, R21, 5th Principal Meridan in the City of Bloomington in Hennepin County proceeding southerly along the centerline of County Road 34 to the south line extended of the plat of the Berkshire Addition, Section 33, T116, R21W; thence westerly along said south plat line extended to the centerline of West 104th; thence westerly along the centerline of West 104th Street to the centerline of Zion Avenue; thence southerly along the centerline of Zion Avenue to the centerline of Yosemite Road; thence westerly along the centerline of Yosemite Road to the centerline of Nesbitt Avenue (west line, Section 33, T116N, R21W); thence north along the centerline of Nesbitt Avenue to the centerline of West 104th Street, Section 32, T116, R21; thence westerly along the centerline of West 104th Street to centerline of Colorado Road; thence northerly along the centerline of Colorado Road to the north line extended of Lot 1, Block 5, Strand Estates Addition; thence westerly along said line to the west line of the Strand Estates 3rd Addition (northwest corner of said lot); thence northerly along said line to the south line of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$, Section 32, T116, R21; thence westerly along said line and the south line of the northwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$, Section 32, T116, R21, to the centerline of Hampshire Avenue South; thence southerly along the centerline of Hampshire Avenue South to the centerline of West 106th Street; thence westerly along the centerline of West 106th Street to the centerline of Bloomington Ferry Road, Section 31, T116, R21W; thence southerly along centerline of Bloomington Ferry Road to the centerline of County Roads 1 and 18; thence westerly along centerline of County Roads 1 and 18 to the centerline of Yukon Avenue; thence southerly along the centerline of Yukon Avenue to the south line of Section 31, T116, R21; thence west along said south section line to the west section line of Section 31, T116, R21W; thence north along said west section line to the centerline of Riverview Road, Section 36, T116N, R22W; thence westerly along the centerline of Riverview Road to the centerline of Mooer Lane, Section 35, T116N, R22W; thence northerly along said centerline to the north line of Section 35, T116, R22; thence west along said north section line to the northwest corner of said section (also southwest corner of Section 26, T116, R22W); thence north along the west section line of Section 26, T116, R22W to the centerline of County Road 1; thence north and westerly

along the centerline of County Road 1 to the north section line of Section 28, T116, R22W; thence west along said north section line to the north-south $\frac{1}{4}$ line of said section; thence south along said $\frac{1}{4}$ line of Section 28, T116N, R22W to the south line of the northeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 28, T116, R22W; thence west along said line to the east line of the west $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 28, T116, R22W; thence south along said line extended to the centerline of U.S. Highway 169-212, Section 33, T116, R22W; thence westerly along said centerline of U.S. Highway 169-212 to the centerline of Eden Prairie Road, Section 29, T116, R22W; thence northerly along the centerline of Eden Prairie Road to the south east-west $\frac{1}{4}$ - $\frac{1}{4}$ line of Section 29, T116, R22W; thence west along said line to the east line of the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 30, T116, R22W; thence north along said line to the east-west $\frac{1}{4}$ line of Section 30, T116, R22W; thence west along said $\frac{1}{4}$ section line extended to the centerline of C.S.A.H. 14, Section 25, T116, R23W in Carver County; thence westerly along said centerline to the centerline of State Highway 101;

Thence southerly along the centerline of State Highway 101 to the centerline of the Chicago and Northwestern Railroad, Sec. 36, Township 116 North, Range 23 West; thence westerly along the centerline of the Chicago and Northwestern Railroad to the centerline of Bluff Creek Drive; thence northwesterly along the centerline of Bluff Creek Drive to the centerline of C.S.A.H. 14; thence west along the centerline of C.S.A.H. 14 to the centerline of C.S.A.H. 17; thence north along the centerline of C.S.A.H. 17 to the east-west $\frac{1}{2}$ section line of Section 27, Township 116 North, Range 23 West; thence west along said $\frac{1}{2}$ section line to the west line of the Walter C. Wagner property, Section 27, Township 116 North, Range 23 West; thence north along said property line to the north line of Section 27, Township 116 North, Range 23 West; thence east along said line to the centerline of C.S.A.H. 17; thence northwesterly on the centerline of C.S.A.H. 17 to the easterly extension of the centerline of Autumn Woods Drive; thence west along the centerline of Autumn Woods Drive to the southerly extension of the east line of Lot J, Autumn Woods, Section 22, Township 116 North, Range 23 West; thence north along said line to the east line of R.L.S. No. 62; thence northerly and northwesterly along said line to the west line of the northeast $\frac{1}{4}$ of the southwest

$\frac{1}{2}$ of Section 22, Township 116 North, Range 23 West; thence north along said line to the east-west $\frac{1}{4}$ section line of Section 22, Township 116 North, Range 23 West; thence east along said line to the east line of Tract B, R.L.S. No. 85; thence northwesterly along said line extended to the centerline of Crosby Road; thence westerly along the centerline of said roadway to the centerline of Crosby Road (north-south section of roadway); thence northwesterly along the centerline of said roadway to the north line, extended westerly, of Tract B, R.L.S. No. 51, Section 22, Township 116 North, Range 23 West; thence northeasterly along said line extended to the centerline of County Road 117; thence northeasterly along the centerline of County Road 117 to the south line of the Helen Aspden Hillier property in the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 16, Township 116 North, Range 23 West; thence west along said line to the west line of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 16, Township 116 North, Range 23 West; thence north along said line to the east-west $\frac{1}{4}$ section line of Section 16, Township 116 North, Range 23 West; thence west along said line to the centerline of State Highway 41; thence northerly and northeasterly along the centerline of State Highway 41 to the east-west $\frac{1}{4}$ section line of Section 4, Township 116 North, Range 23 West; thence east on said $\frac{1}{4}$ section line and the east-west $\frac{1}{4}$ section line of Section 3, T116N, R23W, to the centerline of Galpin Boulevard (County Road 117); thence northerly along said centerline of Galpin Boulevard to the centerline of Lake Lucy Road; thence east along the centerline of Lake Lucy Road to the centerline of Powers Boulevard (County Road 17), Section 2, T116, R23W; thence southerly along the centerline of Powers Boulevard to the centerline of M.S.A.S. 101; thence easterly along said centerline to the centerline of Nez Perce (Highland Drive); thence northerly along said centerline to the centerline of Lake Lucy Road; thence east along said centerline of Lake Lucy Road to the east line of Section 2, T116, R23W; thence northerly along said east section line to the south line of Section 36, T117, R23W, thence east along said section line to the centerline of Ridge Road extended; thence north and easterly along the centerline of Ridge Road to the centerline of Covington Road; thence northerly along the centerline of Covington Road to the centerline of State Highway #7, Section 25, T117, R23W; thence north and easterly along the centerline of State Highway #7 to the centerline of Vine Hill Road; thence northerly along the centerline of Vine Hill Road to the centerline of Minnetonka Boulevard (County Road 5), Section 19, T117, R22; thence north and easterly along the centerline of Minnetonka Boulevard to the east line of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$, Section 18, T117, R22W (also the City of Deephaven - City of Minnetonka municipal boundary); thence south along said line to the south line of the Pines Third Addition; thence east along said south plat line to the

centerline of Lowell Street; thence northerly along the centerline of Lowell Street to the centerline of Minnetonka Boulevard; thence easterly along the centerline of Minnetonka Boulevard (Co. Road 5) to the east line of Section 17, T117, R22W (centerline of Tonkawood Road); thence south along the centerline of Tonkawood Road to the north line extended of Lot 8, Woodstock 2nd Addition, Section 20, T117, R22; thence south and easterly along said north lot line to the east line of said lot; thence south and westerly along east lot line extended to the east line of Section 20, T117, R22; thence south along said section line to the centerline of State Highway 7, Section 28, T117, R22W; thence north and easterly along the centerline of State Highway 7 to the centerline of Williston Road, Section 21, T117, R22W; thence south along the centerline of Williston Road to the south line of Section 28, T117, R22W; thence west along said south section line to the west line of Lot 7, Wing Lake Terrace 4th Addition; thence northerly along the west line of Lots 7 and 4 Wing Lake Terrace 4th Addition, Lots 5 and 6 Highland Heights Addition and the east line of the Kvetensky Addition and the Woodgate Addition to the east-west $\frac{1}{2}$ line of Section 28, T117, R22W; thence westerly along said $\frac{1}{2}$ line to the centerline of Woodland Road, Section 29, T117, R22W; thence south along the centerline of Woodland Road to the centerline of Holiday Road; thence westerly along the centerline of Holiday Road to the centerline of Bellwood Lane; thence south and westerly along the centerline of Bellwood Lane to the centerline of Holiday Road; thence southerly along the centerline of Holiday Road to the north line extended of Lot 6, Block 6, Woodland Hills 4th Addition, Section 32, T117, R22; thence south and easterly along the north lines of Lots 6-8, Block 6, Woodland Hills 4th Addition to the centerline of Woodland Road; thence southerly along the centerline of said Woodland Road to the north line of Black Oaks Section 33, T117, R22W; thence east along said line to the east line of the plat of Black Oaks; thence southerly along the east line of said addition to the south line of Lot 7, Block 4, Black Oaks; thence westerly along said line extended to the east line of Lot 10, Block 4, Black Oaks; thence southerly along said east line to the centerline of Boulder Creek Drive; thence southerly from the centerline of Boulder Creek Drive to the intersection of the east line extended of Lot 11, Block 5 Black Oaks addition to the north line of Section 4, T116, R22; thence east along said line to the centerline of North Eden Drive; thence southerly along the centerline of North Eden Drive to the centerline of South Eden Drive; thence southerly along the

centerline of South Eden Drive to the centerline of Kutcher Lane; thence southerly along the centerline of Kutcher Lane to the centerline of Oak Ridge Road; thence easterly along the centerline of Oak Ridge Road to the centerline of County Road 4; thence southerly and westerly along the centerline of County Road 4 to the west line extended of the plats of Birch Island Acres, Registered Land Survey #261 and Kakach 1st Addition; thence south and easterly along the west line of said plats extended to the centerline of Kurtz Lane; thence easterly along the centerline of Kurtz Lane to the east-west $\frac{1}{4}$ line of Section 4, T116, R22W; thence east along said $\frac{1}{4}$ section line to the west line of Section 3, T116, R22W; thence south along said west section line to the north line of Section 10, T116N, R22W (also the south line of Section 3); thence east along said section line to the east line of the Edenvale 6th Addition; thence southerly along said line to the north line of the Forest Knolls 2nd Addition; thence easterly along said line to the south line of Lot 2, Auditor's Subdivision #225; thence easterly along said line to the centerline of Baker Road (County Road 60); thence south along centerline of County Road 60 to the centerline of Valley View Road (County Road 60); thence easterly along the centerline of Valley View Road to the centerline of U.S. Highway 169-212, Section 11, T116, R22; thence south and westerly along the centerline of U.S. Highway 169-212 to the centerline of West 78th Street, Section 14, T116N, R22W; thence easterly along the centerline of West 78th Street to the west line extended of Lot 1, Block 1, Eden Prairie Center Addition; thence easterly and southerly along the south line extended of said lot to the centerline of Prairie Center Drive, Section 14, T116N, R22W; thence south and westerly along said centerline of Prairie Center Drive to the centerline of Preserve Boulevard; thence southerly along the centerline of Preserve Boulevard to the centerline of Westwind Drive, Section 23, T116N, R22W; thence south and easterly along the centerline of Westwind Drive to the centerline of Center Way; thence southerly along the centerline of Center Way to the centerline of Anderson Lakes Parkway; thence south and easterly along the centerline of Anderson Lakes Parkway to the centerline of Amsden Road, Section 19, T116N, R21W; thence north and easterly along the centerline of Amsden Road to the south line extended of Lot 10, Block 1 of the Amsden Ridge Addition; thence easterly along said lot line to the centerline of Decatur Avenue; thence northerly along the centerline of Decatur Avenue to the centerline of Amsden Ridge Drive; thence easterly and southerly along the centerline

of Amsden Ridge Drive to the centerline of Yukon Avenue; thence southerly along the centerline of Yukon Avenue to the west line extended of the Clark's Pond 2nd Addition; thence southerly along the said line to the centerline of West 94th Street (south line, Section 19, T116, R21W); thence east along said centerline to the north-south $\frac{1}{4}$ line of Section 30, T116, R21W; thence south along said line to the east-west $\frac{1}{4}$ line of said section; thence east along said line and the east-west $\frac{1}{4}$ line of Section 29, T116, R23 to the north-south $\frac{1}{4}$ line of Section 29, T116, R23; thence north along said $\frac{1}{4}$ line to the south line of the northwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of said section; thence east along said line to the centerline of the Minneapolis-Northfield & Southern Railroad; thence northerly along said centerline of the Minneapolis-Northfield & Southern Railroad to the centerline of West 94th Street; thence easterly along the centerline of West 94th Street to the centerline of Nesbitt Avenue (north-east corner of Section 29, T116N, R21W); thence south along the centerline of Nesbitt Avenue to the centerline of West 98th Street, Section 28, T116N, R21W; thence easterly along the centerline of West 98th Street to the centerline of County Road 34 (Normandale Boulevard), the beginning.

Dated at Saint Paul, Minnesota 55146, this 12th day of April 1985.

MINNESOTA WATER RESOURCES BOARD



Duane R. Ekman
Chairman

#36005
O.D.

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