

Minnesota Water Resources Board

500 Lafayette Road
First Floor
St. Paul, Minnesota
55146

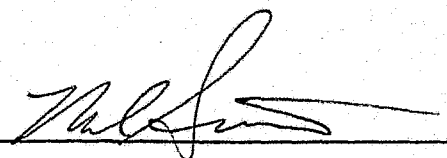
STATE OF MINNESOTA)
)ss
COUNTY OF RAMSEY)

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 Valley Branch Watershed District
Boundary Change


dated at Saint Paul, Minnesota, on the 19th day of August 1987
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.



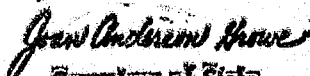
Mel Sinn
Executive Director

STATE OF Minnesota
COUNTY OF Ramsey

Subscribed and sworn to before me,
this 11th day of Sept 1987


My Commission Expires 1-9-89

ALBERT J. BRAMSTEDT
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
MY COMMISSION EXPIRES JANUARY 9, 1989

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 11 1987

Secretary of State

*37590

Minnesota Water Resources Board
500 Lafayette Road
Box 34
St. Paul, Minnesota 55101

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

SEP 11 1987

Joan Anderson Howe
Secretary of State

In the Matter of a Petition for Changes
in the Boundary of the Valley Branch
Watershed District Filed on May 20, 1987
(M.S. 1986, Sec. 473.8771)

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
ORDER

FINDINGS OF FACT

1. The Valley Branch Watershed District (District) was established by Order of the Minnesota Water Resources Board (Board) dated November 14, 1968.
2. A petition requesting changes in the boundary of the District was filed with the Board on May 20, 1987 pursuant to Minnesota Statutes, Section 473.8771.
3. The petition was submitted by the Middle St. Croix Valley Water Management Organization and was accompanied by written statements of concurrence from the District, the City of St. Mary's Point, and the Townships of Baytown and West Lakeland.
4. The petition requested that the following described lands be added to the District:

Baytown Township (Township 29 North, Range 20 West)

Parcel Numbers 78016-3002, 78016-3200, and 78016-3300,
all located in the West Half of Section 16.

West Lakeland Township (Township 29 North, Range 20 West)

Parcel Number 97021-2700 located in the Northwest Quarter of
the Southwest Quarter of Section 21.

5. The petition requested that the following described lands be excluded from the District:

Baytown Township (Township 29 North, Range 20 West)

Parcel Numbers 78400-2025, 78400-2225, 78400-2250, and 78401-2125, all located in the Southeast Quarter of the Northeast Quarter of Section 8.

West Lakeland Township (Township 29 North, Range 20 West)

Parcel Numbers 97028-4450 and 97028-2150, both located in Section 28.

That portion of the Northeast Quarter of the Southwest Quarter of Section 28 lying north of the centerline of 15th Street North.

St. Mary's Point

Parcel Numbers 65014-0390, 65014-0400, 65014-0410, 65014-0420, 65014-0430, 65014-0450, 65014-0460, 65014-0470, 65014-0480, 65014-0490, 65014-0500, 65014-0510, 65014-0540, 65014-0550, 65014-0560, 65014-0570, 65014-0580, 65014-0590, 65014-0600, 65014-0610, 65014-0620, and 65014-0640, all located in the South Half of the South Half of Section 14, Township 28 North, Range 20 West.

6. The Board gave notice of the filing of the petition by publication in The St. Croix Valley Press newspaper on June 24 and July 1, 1987. The notice also was mailed to the Washington County Auditor, the Mayor of St. Mary's Point, the Chairmen of Baytown and West Lakeland Townships, the District, the Middle St. Croix Valley Water Management Organization, and other interested parties. The notice

invited written comments on the petition for consideration by the Board. The notice announced that any person who objected to the proposed boundary changes could submit a written request for a public hearing, and that if no written requests were received by July 21, 1987, the Board would make a decision on the petition without conducting a hearing.

7. No comments or requests for a public hearing were received by the Board.
8. The purposes of the petition are to include in the District certain lands that drain into the District but are not currently under the District's jurisdiction, and to exclude from the District certain lands that drain into the Middle St. Croix Valley Water Management Organization and more properly belong under its jurisdiction.
9. Granting of the petition would make the legal boundary of the District more closely conform to the hydrologic divide.

CONCLUSIONS OF LAW

1. The petition meets all the requirements of Minnesota Statutes, Section 473.8771; proper notice was given by the Board; all relevant, substantive, and procedural requirements of law have been fulfilled; and the Board has proper jurisdiction in the matter.
2. Granting of the petition will aid interlocal cooperative efforts in managing surface waters in the affected areas.
3. It would be in the public welfare and public interest, and further the purposes of the Minnesota Watershed Act and the Metropolitan Surface Water Management Act, to amend the legal boundary of the District as requested by the petition.

IT IS THEREFORE ORDERED

1. That the lands described in Paragraph 4 of the above Findings of Fact are hereby included in the Valley Branch Watershed District.
2. That the lands described in Paragraph 5 of the above Findings of Fact are hereby excluded from the Valley Branch Watershed District.
3. That the new legal boundary of the Valley Branch Watershed District is defined by the Board's Order dated September 24, 1984, which redefined the District's boundary, as modified by this Order.

Dated at Saint Paul, Minnesota, 55101, this 19th day of August 1987.

MINNESOTA WATER RESOURCES BOARD



Duane R. Ekman
Chairman

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 1 1987
Grant Anderson Howe
Secretary of State

137590

O.D.