

Commissioner's Orders

Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioner's orders are compiled in the year-end subject matter index for each volume of the *State Register*.

Minnesota Department of Natural Resources

Commissioner's Order – SNA Order #248 for River Warren Outcrops Scientific and Natural Area

Date: July 16, 2016

Statutory authority: Minnesota Statutes 84.033, 86A.05, Subd. 5, and 97A.093

BACKGROUND

WHEREAS, certain lands in Renville, Minnesota, described as:

All of the Southwest Quarter of the Southeast Quarter; Part of the South Half of the Northwest Quarter of the Southeast Quarter; Part of the South Half of the Northeast Quarter of the Southwest Quarter; Part of Lot 7, the North Half of Lot 9, all of Lots 8, 10, 11, 12, 13, and 14 of U. S. Government Lot 3; Part of Lot "F" of U.S. Government Lot 1, all in Section 33, Township 114 North, Range 36 West; and all of Lot 13 of Government Lot 2 of Section 4, Township 113 North, Range 36 West, all in Flora Township, Renville County, Minnesota, more particularly described as follows:

Commencing at an existing iron monument at the northwest corner of Government Lot 3 of said Section 33; thence South 00 degrees 30 minutes 56 seconds East, bearing based on Renville County Coordinate System, along the west line of said Government Lot 3, a distance of 20.81 feet, this being the point of beginning; thence North 85 degrees 38 minutes 35 seconds East a distance of 2665.78 feet, to a point on the centerline of County State Aid Highway number 15, as exists; thence South 50 degrees 18 minutes 27 seconds East, along said centerline as exists, a distance of 14.91 feet to a point on the east line of the West Half of the Southeast Quarter of said Section 33; thence South 01 degree 11 minutes 51 seconds East, along the east line of the West Half of said Southeast Quarter, a distance of 1584.67 feet, to the southeast corner of the West Half of said Southeast Quarter; thence North 88 degrees 05 minutes 53 seconds West, along the south line of said Southeast Quarter, a distance of 882.42 feet, to the northeast corner of Lot 13 of U. S. Government Lot 2 of Section 4, Township 113 North, Range 36 West; thence South 26 degrees 54 minutes 07 seconds West, along the easterly line of said Lot 13, a distance of 466.55 feet, to the easterly bank of the Minnesota River, as exists; thence North 15 degrees 16 minutes 54 seconds West, along the easterly bank of said Minnesota River, as exists, a distance of 290.57 feet; thence North 62 degrees 42 minutes 46 seconds West, along the northeasterly bank of said Minnesota River, as exists, a distance of 317.89 feet; thence North 89 degrees 13 minutes 04 seconds West, along the northerly bank of said Minnesota River, as exists, a distance of 543.97 feet; thence North 70 degrees 56 minutes 10 seconds West, along the northeasterly bank of said Minnesota River, as exists, a distance of 116.68 feet, to the northwest corner of said Lot 13 and to a point on the south line of the Southeast Quarter of Section 33; thence continuing North 70 degrees 56 minutes 10 seconds West, along the northeasterly bank of said Minnesota River, as exists, a distance of 300.90 feet; thence North 50 degrees 34 minutes 25 seconds West, along the northeasterly bank of said Minnesota River, as exists, a distance of 239.99 feet, to a point on the south line of Lot 9 of U.S. Government Lot 3, and as shown on the Plat of Lots A, B, C, D, E, & F of U. S. Government Lot 1 in Section 33 as filed and recorded in the Renville County Recorder's Office; thence South 88 degrees 05 minutes 53 seconds East, along the south line of said Lot 9, and parallel with the south line of the Southwest Quarter of said Section 33, a distance of 460.49 feet, to the southeast corner of said Lot 9; thence North 00 degrees 30 minutes 56 seconds West, parallel with the west line of Government Lot 3 of said Section 33, and along the east line of said Lot 9, a distance of 165.00 feet, to the northeast corner of the South Half of said Lot 9; thence North 88 degrees 05 minutes 53 seconds West, along the north line of the South Half of said Lot 9, and parallel with the south line of the Southwest Quarter, a distance of 571.39 feet, to the easterly bank of the Minnesota River, as exists; thence North 07 degrees 11 minutes 59 seconds West, along the easterly bank of said Minnesota River, as exists, a distance of 466.68 feet; thence North 16 degrees 54 minutes 45 seconds West, along the easterly bank of said Minnesota River, as exists, a distance of 444.78 feet; thence North 85 degrees 38 minutes 35 seconds East a distance of 174.18 feet, to the point of beginning.

containing 89.0 acres, more or less, is under the control and possession of the Department of Natural Resources;

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and

WHEREAS, such lands contain native plant communities including Crystalline Bedrock Outcrop (Prairie, Minnesota River Subtype) and Silver Maple – (Virginia Creeper) Floodplain Forest and habitat for rare plant and animal species including state Special Concern species Plains Prickly Pear (*Opuntia macrorhiza*) and Kentucky Coffee-tree (*Gymnocladus dioica*)

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the River Warren Outcrops Scientific and Natural Area.

FURTHERMORE, the River Warren Outcrops Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that the provisions of Minn. Rules 6136.0100 through 6136.0600 shall apply to the above-designated area, except that the following uses will be allowed with such limitations as Commissioner determines are necessary for protection of the values for which the site was designated: a horse trail following a specified alignment under easement and consistent with the horse trail management plan, fishing, hunting, trapping, and dogs under control for hunting purposes during the regular season; also a non-motorized trail may be allowed within 200 feet of County Road 15.

This order takes effect upon signature publication in the State Register.

Tom Landwehr
Commissioner
Department of Natural Resources
August 16, 2016

Official Notice

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

Department of Administration

Governor's Council on Developmental Disabilities

Notice of Meeting Schedule for Federal Fiscal Year 2017

The Minnesota Governor's Council on Developmental Disabilities (GCDD) meets on the first Wednesday of the even-numbered months at the Continuing Education and Conference Center, University of Minnesota, St. Paul Campus, 1890 Buford Avenue, St. Paul, Minnesota 55108. Regular GCDD meetings are from 9:30 a.m. to 2:30 p.m. The meeting schedule for FFY 2017 is as follows: