

FARIBAULT COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
DRAINAGE AUTHORITY MEETING  
JULY 3, 2018

The Faribault County Board of Commissioners met at the Courthouse in the City of Blue Earth as the Faribault County Drainage Authority pursuant to the recess of the regular session on July 3, 2018. The following members were present: Bill Groskreutz, Tom Loveall, John Roper, and Greg Young Commissioners. Commissioner Warmka was absent. Auditor/Treasurer/Coordinator John Thompson and Drainage Manager Merissa Lore also attended.

The meeting was called to order by Chair Young.

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Loveall/Roper motion carried unanimously to approve the agenda of July 3, 2018.

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During public comment Lynn Cole met regarding CD 24 issues. Drainage Inspector will inspect the issue. Board will meet at site at 11:00 a.m. after the next Prairieland meeting.

Tim and Nancy Peterson met regarding the condition of the CD 21 project. Ponding and erosion conditions were discussed.

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Loveall/Roper motion carried unanimously to approve projects as shown below:

System	Repair #	Branch	Comm Dist	Twp	Sec	Landowner	Problem/Proposed Work
CD14	18-096	Main	1	Blue Earth City	1	Harold D Ogburn Jr	Slough
CD17	18-099	A	1	Blue Earth City	5	Andrew J Linder	Blowout & broken surface inlet
CD26	18-049	Main	1	Emerald	30	Douglas & Tina Nimz	Damage to alternative side inlet
CD36	18-094	14+37N	1	Elmore	21	Joann Schaumburg	Blowout
CD46	18-102	72	1	Emerald	27	Sonja C Willmert	Tile replacement
CD52	18-062	Main	2	Jo Daviess	36	Steven P & Berneda Lawrence	Blowout
CD60	18-105	Main	2	Jo Daviess	11	Otto C Pfaffinger Fam Trust	Slough
JCD514MF	18-103	Main	2	Jo Daviess	26	Clinton & Susan Benz	Surface culvert needed
JCD514MF	18-104	Main	2	Jo Daviess	26	Clinton & Susan Benz	Outlet of ASI blown out. Need to backfill
CD17	18-067	9	4	Prescott	22	Willette Brothers II	Blowout
CD17	18-100	A	4	Prescott	32	Andrew J Linder	Blowout
CD3	17-237	Main Trunk	4	Lura	16	Thomas & Colleen Cole	Slough; drop inlet needed
CD3	18-095	Main	4	Barber	12	Leon & Marjorie Ann Schultz	Slough
CD9	18-098	Main	4	Lura	30	Michele Caldwell ETAL	Blowout
JD1F	18-073	Main	4	Delavan	36	Evelyn M Whitney	Blowout
JD6F	18-019	Main	4	Barber	32	Harlan D & Joan C Hall	Slough
JD6F	18-053	Lateral 93+38+21+5	4	Barber	27	Joseph W & Michael O Stevermer	Blowout
JD6F	18-101	Main Trunk	4	Barber	32	Paul D Peterson Living Trust	Slough
CD58	18-106	Main	5	Brush Creek	23	Craig Miller	Blowout
CD69	18-107	1	5	Seely	3	Roger L Shirk	Blowout

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07-03-18

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Roper/Groskreutz motion carried unanimously to approve payment totaling \$ 20,643.10.

System	Repair #	Order	Branch	Comm	Twp	Sec	Landowner	Repair Type	Vendor	Contractor	%	Cost
CD14	18-061		1 F		1 Blue Earth City	1	Harold & Elaine Schroeder	Blockage, Replacement	4299	Osmundson Construction	100	2404.79
CD17	17-245		1 C		1 Blue Earth City	9	Daniel S Humburg	Blowout, Replacement	4299	Osmundson Construction	100	2893.86
CD36	14-030		1 2S		1 Elmore	21	George Huber	Surface Intake	4299	Osmundson Construction	100	898.41
CD36	18-014		1 Main S & 34S		1 Elmore	21	Joann Schaumburg	Blowout	4299	Osmundson Construction	100	659.48
CD36	18-045		1 Main		1 Elmore	21	Joann Schaumburg	Blowout	4299	Osmundson Construction	100	815.00
CD36	18-094		1 14+37N		1 Elmore	21	Joann Schaumburg	Blowout	4299	Osmundson Construction	100	525.00
CD41	18-068		1 Lateral 174		1 Elmore	26	Gary Ehrich	Blowout	6701	Trevor Leland	100	186.00
CD44	18-020		1 385		1 Rome	12	Verlyn J & Marlys Ubben	Blowout	6701	Trevor Leland	100	188.60
JD13F	14-194		1 422+12 & 422		1 Rome	21	Robert J Hanson	Multiple tile holes	3908	Hodgman Drainage Co.	100	740.00
JD13F	18-069		1 A+208		1 Rome	21	Lucas J Johnson	Blowout	6701	Trevor Leland	100	179.10
JCD202FM	18-109		1 Open Ditch		2 Jo Daviess	22	Multiple	Seed & maintain buffer strip	2984	Customized Landscape and Design	50	1162.50
JCD214MF	18-110		1 Open Ditch		2 Pilot Grove	3	Multiple	seed & maintain buffer strip	2984	Customized Landscape and Design	50	1350.00
JCD514MF	18-108		1 Main Trunk		2 Jo Daviess	26	Multiple	Seed & maintain buffer	2984	Customized Landscape and Design	50	2212.50
JD27FM	17-177		1 Main		2 Verona	7	Curtis D Howard	Blowout, Surface Intake	4299	Osmundson Construction	100	727.57
JD8MF	17-179		1 A		2 Verona	6	Ronald J Teigland	Blowout	4299	Osmundson Construction	100	1146.12
CD14	18-057		1 A		4 Prescott	34	Joyce Gaylord	Blowout	4299	Osmundson Construction	100	703.20
JD17F	18-048		1 Main Diversion		4 Prescott	7	Harlan C Olson	Surface Intake	4299	Osmundson Construction	100	408.50
JD6F	18-036		1 A112		4 Barber	33	Robert W Eiselt ETAL	Blowout, Surface Intake	4299	Osmundson Construction	100	1479.22
CD20	18-074		1 A		5 Walnut Lake	6	Warmka Family Revoc Liv Trust	Blowout	679	Sonneks Backhoe Service	100	297.60
CD20	18-076		1 B		5 Walnut Lake	17	Warmka Farms Inc	Blowout	679	Sonneks Backhoe Service	100	260.00
CD25	18-024		1 E/ E-Aux		5 Brush Creek	7	Melvin J Anderson Fam Trust	Investigate potential blockage	679	Sonneks Backhoe Service	100	260.00
CD25A	13-090		3 A		5 Walnut Lake	31	K & S Malecha Investments	Blowout	3215	Empire Pipe Services	7	600.00
CD58	18-106		1 Main		5 Brush Creek	23	Craig Miller	Blowout	6701	Trevor Leland	100	179.11
CD69	18-107		1 1		5 Seely	3	Roger L Shirk	Blowout	6701	Trevor Leland	100	366.54
											Total:	\$20,643.10

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Roper/Loveall motion carried unanimously to set the final acceptance hearing on CD 26 for 11:30 a.m. on July 19, 2018.

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Loveall/Roper motion carried unanimously to accept petition for repair on CD 55 and appoint engineer to draft report.

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Loveall/Groskreutz motion carried unanimously to approve Resolution 18-CB-23 setting the final hearing on County Ditch 17 viewers' report to August 20, 2018 at 8:30 a.m. at Hamilton Hall in Blue Earth, Minnesota. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

### **RESOLUTION**

**WHEREAS,** the Faribault County Commissioners, acting as Drainage Authority for County Ditch 17 finds the following:

1. Faribault County Board of Commissioners is the drainage authority for County Ditch 17.
2. On November 1, 2016 the County ordered the redetermination of benefits for County Ditch 17 and appointed viewers.
3. On December 1, 2016 the County Auditor ordered the viewers to meet on December 1, 2016.
4. On December 1, 2016 the viewers met and signed the oath of office.
5. The viewers held an informational meeting on March 5, 2018 after notice to all landowners and public authorities.
6. The viewers report was filed with the Faribault County Auditor on May 30, 2018.
7. The viewers held a second informational meeting on June 18, 2018 after notice was given by mail.
8. Faribault County Board of Commissioners met on July 3, 2018 in regular session to determine the date, time, and location for a final hearing on the project.
9. Pursuant to Minn. Stat. § 103E.325, subd. 3 the final hearing must be noticed by publication, posting, and mail.

**NOW THEREFORE BE IT RESOLVED** that based on the foregoing findings and the entire record of proceedings the County Board, acting as the Drainage Authority, hereby orders as follows:

- A. A final hearing on the viewers' report shall be held on August 20, 2018 at 8:30 a.m. at Hamilton Hall in Blue Earth, Minnesota.
- B. The Auditor of Faribault County shall publish notice of the final hearing once per week for three successive weeks in a newspaper of general circulation in the area of the proposed project.
- C. The Auditor of Faribault County shall post a printed copy of the final hearing notice at least three weeks before the date of the final hearing at the front door of the courthouse in each county.
- D. Within one week after the first publication of notice, the Auditor of Faribault County shall give notice by mail of the time and location of the final hearing to the commissioner of natural resources, all property owners, and others affected by the proposed drainage project and listed in the detailed survey report and the viewers' report.

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Loveall/Roper motion carried unanimously to approve Resolution 18-CB-24 setting the final hearing on County Ditch 37 viewers' report to August 20, 2018 at 10:00 a.m. at Hamilton Hall in Blue Earth, Minnesota. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

### **RESOLUTION**

**WHEREAS,** the Faribault County Commissioners, acting as Drainage Authority for County Ditch 37 finds the following:

1. Faribault County Board of Commissioners is the drainage authority for County Ditch 37.
2. On November 1, 2016 the County ordered the redetermination of benefits for County Ditch 37 and appointed viewers.
3. On December 1, 2016 the County Auditor ordered the viewers to meet on December 1, 2016.
4. On December 1, 2016 the viewers met, signed the oath of office.
5. The viewers held an informational meeting on March 5, 2018 after notice to all landowners and public authorities.
6. The viewers report was filed with the Faribault County Auditor on May 30, 2018.
7. The viewers held a second informational meeting on June 18, 2018 after notice was given by mail.

8. The Faribault County Board of Commissioners met on July 3, 2018 in regular session to determine the date, time and location for a final hearing on the project.
9. Pursuant to Minn. Stat. § 103E.325, subd. 3 the final hearing must be noticed by publication, posting, and mail.

**NOW THEREFORE BE IT RESOLVED** that based on the foregoing findings and the entire record of proceedings the County Board, acting as the Drainage Authority, hereby orders as follows:

- A. A final hearing on the viewers' report shall be held on August 20, 2018 at 10:00 a.m. at Hamilton Hall, Blue Earth, Minnesota.
- B. The Auditor of Faribault County shall publish notice of the final hearing once per week for three successive weeks in a newspaper of general circulation in the area of the proposed project.
- C. The Auditor of Faribault County shall post a printed copy of the final hearing notice at least three weeks before the date of the final hearing at the front door of the courthouse in each county.
- D. Within one week after the first publication of notice, the Auditor of Faribault County shall give notice by mail of the time and location of the final hearing to the commissioner of natural resources, all property owners, and others affected by the proposed drainage project and listed in the detailed survey report and the viewers' report.

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Loveall/Groskreutz motion carried unanimously to approve Resolution 18-CB-25 setting the final hearing on County Ditch 55 viewers' report to August 20, 2018 at 11:30 a.m. at Hamilton Hall in Blue Earth, Minnesota. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

## **RESOLUTION**

**WHEREAS,** the Faribault County Commissioners, acting as Drainage Authority for County Ditch 55 finds the following:

1. Faribault County Board of Commissioners is the drainage authority for County Ditch 55.
2. On November 1, 2016 the County ordered the redetermination of Benefits for County Ditch 55 and appointed viewers.
3. On December 1, 2016 the County Auditor ordered the viewers to meet on December 1, 2016.
4. On December 1, 2016 the viewers met, signed the oath of office.
5. The viewers held an informational meeting on March 5, 2018 after notice to all landowners and public authorities.

6. The viewers report was filed with the Faribault County Auditor on May 30, 2018.
7. The viewers held a second informational meeting on June 18, 2018 after notice was given by mail.
8. The Faribault County Board of Commissioners met on July 3, 2018 in regular session to determine the date, time and location for a final hearing on the project.
9. Pursuant to Minn. Stat. § 103E.325, subd. 3 the final hearing must be noticed by publication, posting, and mail.

**NOW THEREFORE BE IT RESOLVED** that based on the foregoing findings and the entire record of proceedings the County Board, acting as the Drainage Authority, hereby orders as follows:

- A. A final hearing on the viewers' report shall be held on August 20, 2018 at 11:30 a.m. at Hamilton Hall, Blue Earth, Minnesota.
- B. The Auditor of Faribault County shall publish notice of the final hearing once per week for three successive weeks in a newspaper of general circulation in the area of the proposed project.
- C. The Auditor of Faribault County shall post a printed copy of the final hearing notice at least three weeks before the date of the final hearing at the front door of the courthouse in each county.
- D. Within one week after the first publication of notice, the Auditor of Faribault County shall give notice by mail of the time and location of the final hearing to the commissioner of natural resources, all property owners, and others affected by the proposed drainage project and listed in the detailed survey report and the viewers' report.

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Roper/Groskreutz motion carried unanimously to approve Resolution 18-CB-26 ordering a redetermination of benefits for County Ditch 8 and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

## **RESOLUTION**

**WHEREAS,** the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 8 finds the following:

1. The Faribault County Board of Commissioners is the drainage authority for County Ditch 8.
2. County Ditch 8 was established and benefits for County Ditch 8 were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.

3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of County Ditch 8 and the original determination of benefits and damages, land uses and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of County Ditch 8.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of County Ditch 8.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 8 hereby orders, based on the foregoing findings and the entire record of proceedings before the Board, as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for County Ditch 8.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for County Ditch 8.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's Order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-27 ordering a redetermination of benefits for County Ditch 42 and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

**RESOLUTION**

**WHEREAS**, the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 42 finds the following:

1. The Faribault County Board of Commissioners is the drainage authority for County Ditch 42.
2. County Ditch 42 was established and benefits for County Ditch 42 were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.



3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of County Ditch 42 and the original determination of benefits and damages, land uses and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of County Ditch 42.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of County Ditch 42.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED,** the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 42 hereby orders, based on the foregoing findings and the entire record of proceedings before the Board, as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for County Ditch 42.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for County Ditch 42.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-28 ordering a redetermination of benefits for County Ditch 45 and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

**RESOLUTION**

**WHEREAS,** the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 45 finds the following:

1. The Faribault County Board of Commissioners is the drainage authority for County Ditch 45.
2. County Ditch 45 was established and benefits for County Ditch 45 were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.

3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of County Ditch 45 and the original determination of benefits and damages, land uses and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of County Ditch 45.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of County Ditch 45.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, the Faribault County Board of Commissioners acting as the Drainage Authority for County Ditch 45 hereby orders, based on the foregoing findings and the entire record of proceedings before the Board, as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for County Ditch 45.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for County Ditch 45.
- C. Within 5 days of this Order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-29 ordering a redetermination of benefits for Judicial Ditch 1F and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

### **RESOLUTION**

**WHEREAS**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 1F finds the following:

1. Faribault County Board of Commissioners is the drainage authority for Judicial Ditch 1F.
2. Judicial Ditch 1F was established and benefits for Judicial Ditch 1F were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.

3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of Judicial Ditch 1F and the original determination of benefits and damages, land uses, and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of Judicial Ditch 1F.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of Judicial Ditch 1F.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, that the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 1F, based on the foregoing findings and the entire record of proceedings before the board, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for Judicial Ditch 1F.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for Judicial Ditch 1F.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-30 ordering a redetermination of benefits for Judicial Ditch 2F and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

### **RESOLUTION**

**WHEREAS**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 2F finds the following:

1. Faribault County Board of Commissioners is the drainage authority for Judicial Ditch 2F.
2. Judicial Ditch 2F was established and benefits for Judicial Ditch 2F were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.

3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of Judicial Ditch 2F and the original determination of benefits and damages, land uses, and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of Judicial Ditch 2F.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of Judicial Ditch 2F.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 2F hereby orders that based on the foregoing findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for Judicial Ditch 2F, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for Judicial Ditch 2F.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for Judicial Ditch 2F.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-31 ordering a redetermination of benefits for Judicial Ditch 19F and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

### **RESOLUTION**

**WHEREAS**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 19F finds the following:

1. The Faribault County Board of Commissioners is the drainage authority for Judicial Ditch 19F.
2. Judicial Ditch 19F was established and benefits for Judicial Ditch 19F were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.

3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of Judicial Ditch 19F and the original determination of benefits and damages, land uses and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of Judicial Ditch 19F.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of Judicial Ditch 19F.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 19F hereby orders that based on the foregoing findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for Judicial Ditch 19F, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for Judicial Ditch 19F.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for Judicial Ditch 19F.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Roper/Loveall motion carried unanimously to approve Resolution 18-CB-32 ordering a redetermination of benefits for Judicial Ditch 20F and appoint Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad as viewers. Commissioners Groskreutz, Loveall, Roper, and Young voted yes.

**R E S O L U T I O N**

**WHEREAS**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 20F finds the following:

1. The Faribault County Board of Commissioners is the drainage authority for Judicial Ditch 20F.

2. Judicial Ditch 20F was established and benefits for Judicial Ditch 20F were determined concurrent with establishment prior to the initiation of modern, intensive farming and drainage practices within Faribault County.
3. The current benefits roll reflects the benefitted properties, benefitted areas, and benefit values as determined by viewers based on assumptions regarding the future use and drainage of said properties.
4. Since the original establishment of Judicial Ditch 20F and the original determination of benefits and damages, land uses and drainage practices have changed to accelerate and increase the flow of water to the drainage system changing the nature and value of benefits accruing to lands from construction of Judicial Ditch 20F.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of Judicial Ditch 20F.
6. The drainage authority finds that the conditions required for the initiation of a redetermination of benefits exist, that the original benefits and damages do not reflect reasonable present-day land values, and the benefitted areas have changed.

**THEREFORE, BE IT RESOLVED**, the Faribault County Board of Commissioners acting as the Drainage Authority for Judicial Ditch 20F hereby orders that Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for Judicial Ditch 20F, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for Judicial Ditch 20F.
- B. Mark Behrends, Chris Christenson, Bob Hanson, Kendall Langseth, and Dennis Distad, are hereby appointed as viewers to redetermine and report the benefits and damages for Judicial Ditch 20F.
- C. Within 5 days of this order, the County Auditor-Treasurer shall execute an order designating a time and location for the first meeting of the viewers and mail to the viewers a copy of the Auditor-Treasurer's order along with a certified copy of this order.

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Drainage Water Technician Dustin Anderson reported on buffer strip enforcement

Drainage Manager Merissa Lore presented a staff report.

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The Faribault County Drainage Authority was adjourned for July 2018.

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Greg Young, Chair

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John Thompson, Auditor/Treasurer/Coordinator