

DITCH AUTHORITY MINUTES OF COUNTY DITCH #45—SEPTEMBER 3, 2003

The Waseca County Ditch Authority for County Ditch #45 met on September 3, 2003 at 11:30 a.m. in the Commissioners' Room, Courthouse, City of Waseca, Minnesota to hear evidence in support of a petition from the Commissioner of Transportation to make changes in County Ditch 45 because of State Highway 14 construction.

Members present were Wendell Armstrong, Chairperson; Jim Peterson, Rick Morris, Richard Androli and Al Ruhland. Also present was Joan Manthe, County Auditor; Scott Morgan, District 7 Hydraulic Engineer for DOT; Andy Kajewski, Waseca County Ditch Inspector; Eldor Mittelstaedt, Ken Roemhildt, Bob Byron, Dick Byron, Lloyd Schoenfeld, Roger Androli, John Glynn, Mike Mulcahey, Herbert Guse, Kathy Guse, Jim Mulcahey, Daryl Rosenthal, John Erwin, Gordon Foels, Tom Glynn, all landowners.

Wendell Armstrong, Chairperson, called the meeting to order at 11:30 a.m. He then called on Scott Morgan, District 7 Hydraulic Engineer to explain the proposed construction in regards to County Ditch 45.

Scott Morgan explained the tile crossing in Sections 10 & 11, St. Mary Township. This is presently a 12" tile and will be replaced with a 15" tile. The next tile crossing is in Sections 10 & 15 (CSAH 2). It is presently a 18" tile and will be replaced with a 24" tile. Branch 3 crossing is in Sections 11 & 14 St. Mary Township. This is presently a 14" tile and will be replaced with a 18" tile. Branch 1 is for a culvert extension located in Section 12 & 13, St. Mary Township. This is presently a 48" RCP and will receive an extension. The last alteration is a tile crossing in Sections 14 & 15 of St. Mary Township. This is presently a 10" tile and will be replaced with a 24" tile.

After hearing all comments from landowners, Commissioner Ruhland moved and Commissioner Peterson seconded the motion to adopt the following Order of County Board. The motion was carried by the following roll call: Morris, yes, Peterson, yes; Ruhland, yes, Androli, abstained; and Armstrong, yes.

ORDER OF COUNTY BOARD

RE: PETITION OF STATE OF MINNESOTA, BY CAROL MOLNAU, ITS COMMISSIONER OF TRANSPORTATION, FOR THE RIGHT TO MAKE MINOR ALTERATIONS OR CHANGES IN COUNTY DITCH NO. 45 IN WASECA COUNTY:

The above-entitled matter came on for hearing before the County Board of Waseca County, in the County Commissioners' Room in the Courthouse, in Waseca, Minnesota on the 3rd day of September, 2003, at 11:30 o'clock A.M.

The Petitioner appeared by Scott Morgan, District 7 Hydraulic Engineer.

The Petitioner presented evidence in support of its petition for permission to make minor alterations or changes in Waseca County Ditch No. 45, all as shown in the plan sheets attached to the petition.

It was made to appear that the minor alterations or changes in said County Ditch No. 45 petitioned for by the Petitioner would be advantageous or desirable in the maintenance and construction of Trunk Highway No. 14.

It was further made to appear that said minor alterations or changes in said County Ditch No. 45 would in no way impair the efficiency or functioning of the drainage system.

The County Board having heard the evidence adduced by the Petitioner in support of its petition for permission to make minor alterations or changes in Waseca County Ditch No. 45, all as shown in plan sheets marked Exhibit "A", and made a part thereof, hereby makes its Order consenting to and granting permission to said petitioner to make the minor alterations or changes in Waseca County Ditch No. 45, all as shown in the exhibit marked "A" and made a part thereof, said minor alterations or changes to be made at the sole cost and expense of the State of Minnesota.

The Board further orders that the Petitioner, State of Minnesota, by Carol Molnau, Commissioner of Transportation, pay to the County of Waseca the sum of \$55.25 for publication fees and \$35.50 for filing fees incurred by said County in this matter.

IT IS FURTHER ORDERED that damages, if any, for any additional lands necessary for said changes or alterations shall be paid by the Petitioner herein.

Exhibit A
APPROXIMATE LOCATION AND PROPOSED CONSTRUCTION
OVER WASECA COUNTY DITCH NO. 30

S.P. 8103-47 (Trunk Highway 14)
Waseca County

This project consists of construction of new four lane Highway 14 from 2 miles west of Janesville, Minnesota to the intersections of Waseca CSAH 2 and 27. Several tile crossings on C. D. 45 are proposed.

The meeting was adjourned at 11:55 a.m.

Wendell Armstrong, Chairperson
Waseca County Board of Commissioners

ATTEST:

Joan Manthe
Waseca County Auditor