

VIEWERS REPORT

In the Matter of the Petition of Carmen Durand and Others for a public drainage system in the County of Marshall, State of Minnesota:

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To the Board of County Commissioners of the County of Marshall,
State of Minnesota:

The undersigned viewers, appointed by your order, bearing date the 10th day of May, 1948, to view the route proposed and set forth in the petition of Carmen Durand and others, for a public drainage system, respectfully report as follows, viz:

That at the time and place specified in the order of the County Auditor of said County, to-wit: at the Court House in the City of Warren in said County, on the 25th day of June, 1948, at nine o'clock in the forenoon of said day, we did meet preparatory to commencing our duties as such viewers; and having each taken and subscribed the oath required by law to faithfully perform our duties, and having received from the County Auditor of said County, within five days after the filing of the director's approval of the engineer's report of his survey in the matter of said public drainage system, certified copies of the said petition for said public drainage system, of the order of your Honorable Board appointing us viewers, and of the order of said County Auditor, designating the time and place for said first meeting of said viewers, we did, with H. T. Swanson, the said civil engineer, appointed by you to have charge of said matter, to-wit: view and examine the said proposed public drainage system from its source to its outlet, the lands over which the same passes, the lands adjacent thereto to be affected thereby, and, as required by law and the requirements of your said order appointing us, ascertain the facts following, viz: the names of the owners of each tract of land to be benefited and damaged by the construction of said proposed public drainage system; a description of each tract of land to be benefited and damaged thereby (said names of owners being the same as appears on the County tax duplicates of said County, and said descriptions being in legal form); the total number of acres in each of said tracts; the estimated number of acres in each of said tracts which will be benefited and damaged, as the case may be; the number of acres added to each of said tracts, if any, by the drainage of any meandered lake or change of course of any watercourse occasioned by the construction of said public drainage system; the description and location of all land added to any of said tracts, if any, by said drainage of any meandered lake and by the change of course of any watercourse; the value of all land so added to any of said tracts of land; the total estimated amount of benefits to each of said tracts of land, and the total estimated amount of damage or injury to each of said tracts of land; and did cause all of said facts, so ascertained by us, to be prepared and set forth in tabular form and statement, which said tabular statement is hereto attached and made a part thereof, designated "Exhibit 1".

And we did further ascertain, where the said proposed public drainage system runs along a public or corporate road or railroad, or drains, benefits, damages or affects such road or railroad, the facts following, viz: the names of the owners of such roads and railroad; the names of such roads and railroads; a description of the parts of such roads and railroads drained, benefited, damaged and affected; a description of the nature of the benefits to the parts of said roads and railroads

benefited; a description of the nature of the damages to the parts of such roads and railroads damaged; the estimated amount of benefits to each part of said roads and railroads so benefited; and the estimated amount of damages and injury to each part of said roads and railroads so damaged or injured; and did further estimate and award the damages to each municipal and other corporation, persons, association of persons, electric power, telephone and telegraph companies for injury to all roads, road-beds, railroads, electric power, telephone and telegraph lines, owned by them, from the necessary construction and maintenance of all bridges, culverts and other works rendered necessary by the establishment of said ditch, and have stated the same separately; which facts, last aforesaid, we did cause to be arranged and set forth in a tabular statement hereto attached and made a part thereof, designated "Exhibit 2".

We did further cause to be kept an accurate account of all our services and time while engaged in making said view and examination; the nature and kind of work done by us; the number of days each one of us was engaged in said work; the amount charged per day by each of us; every item of expense incurred by us in said work; and the total amount of all our expenses and compensation in said work; which account, last stated, we have caused to be set forth in tabular statement hereto attached and made a part hereof, designated "Exhibit 3".

In making our estimates of benefits to each said tracts of land by the construction of said public drainage system, wherever the same is located in whole or in part along the bed of a private ditch already constructed, we did deduct the amount of the reduction of the cost of the construction of the part of said public drainage system on each tract of land, as ascertained and set forth by said engineer in his report, from the estimate of benefits to each tract of land.

And we further report that, at the completion of our work, as aforesaid, we did sum up the total estimated benefits of the construction of said public drainage system and find, and hereby report, the same to be the sum of Three Thousand Six Hundred-
Forty--- Dollars, and that we did sum up the total estimated cost and expense of the construction of said public drainage system and find, and hereby report, the same to be the sum of \$3349.58-----
Dollars, including the damages awarded therefor.

We further report that we have considered the relative utility and estimated expense of construction of said public drainage system and find, and hereby report, that the utility of the same is greater than the estimated expense thereof, including said damages awarded.

We further report that the said proposed public drainage system will be of public utility; and that the construction of the same is practicable for the following reasons: That it will provide an outlet of sufficient capacity to satisfactorily drain the water from the low area surrounding present tile drain and will also provide an adequate outlet for the drainage of lands immediately surrounding the same.

Respectfully submitted,

Carl A. Johnson
Asa L. Olson
Tom Howard
Viewers.