

vw01.j68

IN THE MATTER OF THE PETITION OF RUTH PRIBULA AND OTHERS
FOR THE
REPAIR OF JUDICIAL DITCH #68
IN
HIGDEM TOWNSHIP, POLK COUNTY, MINNESOTA

VIEWERS REPORT
REPAIR OF JUDICIAL DITCH #68
TO THE BOARD OF MANAGERS OF THE
MIDDLE RIVER SNAKE RIVER WATERSHED DISTRICT



STATE OF MINNESOTA

ss

COUNTY OF MARSHALL

To the Board of Managers of the Middle River-Snake River Watershed District, Minnesota.

The undersigned viewers, appointed to view the affected properties in the matter of the redetermination of benefits of Judicial Ditch #68, in Polk County, Minnesota, respectfully report as follows;

That the undersigned viewers pursuant to the order of the Board of Managers did meet preparatory to commencing our duties on the 4th day of May, 1993 at the meeting room in the Middle River-Snake River Watershed District office at 453 North McKinley Street in Warren, Minnesota, and having taken the oath as required by law to faithfully perform our duties, and having received all charts, maps and diagrams, we did view all lands and properties affected by said drainage system.

We did redetermine the benefits to all lands and properties affected by said Judicial Ditch #68 and further, we did determine the damages to lands and properties by the repair of said drainage system.

We did cause to be prepared in tabular form, a statement showing;

- 1) the description of each lot and forty acre tract, or fraction thereof under separate ownership, benefited or damaged;
- 2) the names and addresses of the owners thereof as they appear on the current tax duplicates for Polk County;
- 3) the number of acres in each tract or lot;
- 4) the number and value of acres added to each tract or lot by the drainage of public waters;
- 5) the damage, if any, to riparian rights;
- 6) the damages for the establishment of a permanent grass strip;
- 7) the total number and value of acres added to each tract or lot by the drainage of public waters, wetlands, and to other areas not being cultivated;
- 8) the number of acres and amount of benefits being assessed for the drainage of areas which before the drainage benefits could be realized would require a public waters work permit to work in public waters to excavate or fill a navigatable water body under United States Code, title 33, section 403, or a permit to discharge into waters of the United States under United States Code, title 33 section 1344;
- 9) the number of acres and amount of benefits being assessed for drainage of areas that would be considered a conversion of a wetland under United States Code, title 16, section 3821, if the area was placed in agricultural production;

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- 10) the amount of right of way acreage required; and
- 11) the amount that each tract or lot is or will be benefited or damaged.

We have included in said statement all lands owned by the state; which said statement is hereto attached, marked as Exhibit A and made a part of this report.

And, we did determine the benefits and damages that will accrue to any properties of railroads, utilities, the State of Minnesota, Polk County, or any other public corporation resulting from the repair of Judicial Ditch #68 and, said benefits and damages are tabulated in Exhibit B which is hereto attached, and made part of this report.

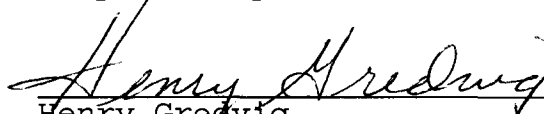
And we did further cause to be kept an accurate account of all our services and time engaged in making said view and examination; the nature and kind of work done by us; the days each one of us was engaged in said works; the amount charged per day by each of us; every item of expense incurred by us in said work; and the total amount of all our expenses and compensation in said work, which account, last stated, we have filed with the Board of Managers.


That we further report that at the completion of our examination, as aforesaid, we did sum up the total estimated benefits of said drainage system, and did find, and hereby report, that the total benefits are **two hundred twenty four thousand two hundred forty nine dollars (\$224,249)**.

That we further report that we have considered the relative utility and estimated expenses and find and hereby report that the utility and the benefits derived are greater than the estimated cost and expenses.

Dated this 8th day of March, 1994.

Respectfully submitted,


Henry Gredvig


Jerome Simmons