

STATE OF MINNESOTA  
COUNTY OF MARSHALL

PETITION FOR THE IMPROVEMENT OF COUNTY DITCH #39  
MARSHALL COUNTY, MINNESOTA

TO: THE HONORABLE BOARD OF MANAGERS OF THE MIDDLE RIVER SNAKE RIVER  
WATERSHED DISTRICT

The undersigned petitioners respectfully represent and state:

I.

That this petition is made pursuant to Minnesota Statutes Annotated, Chapter 103D and Chapter 103E, as amended.

II.

That they are interested in and affected by the drainage system above designated; and that the undersigned are the owners of the following described land set opposite their respective names, which lands are affected by and assessed for, the original construction of the said drainage system.

III.

That the undersigned petitioners represent not less than 26% of the resident owners of the property affected by the improvement proposed herein or over which the proposed improvement passes or represents not less than 26% of the area of the property affected by the proposed improvement or of which the proposed improvement passes.

IV.

That the existing outlet of Marshall County Ditch #39 does not have sufficient capacity and that the construction of a new outlet hereinafter described will be conducive to the public health, convenience and welfare by reducing the flooding conditions and the danger to life and health which accompany such floods and by improving the drainage in the area thereby reducing damage to private property, increasing crop yields and increasing individual incomes with its subsequent public benefits. The proposed improvement will be of public utility and promote the public health.

V.

That the following is a description of the proposed starting point, route and terminus of the improved outlet of said ditch;

Commencing at a point approximately 45 feet West and 45 feet South of the Northeast corner of Section 5 of Oak Park Township (T155N, R50W), thence West, South of and parallel to the North line of Lot 1 and Lot 2 of said Section 5 a distance of about 1,800 feet to the Red River of the North.

VI.

That the proposed improvement will alleviate flooding and provide better drainage for the affected area and thus reduce crop loss and property damage to private and public lands within the area affected. That less than the entire Watershed District will be affected. That the area likely to be affected includes all or parts of Sections 3, 4, 5, 8, and 9 of Oak Park Township (T155N; R50W), and all or parts of Sections 32, 33, and 34 of Big Woods Township (T156N; R50W).

VII.

That the following is a description, by forty acre tracts, of the land over which the proposed public drainage ditch is located and the names and addresses of the owners thereof:

Owner(s)	Description	Sec	Twp	Rg
William Kallock	Lot 1	5	155	50
Route 2, Box 112	Lot 2	5	155	50
Oslo, MN 56744	Lot 8	32	156	50
	SE4 SE4	32	156	50

Thomas Kallock  
Route 2, Box 112  
Oslo, MN 56744

David Kallock  
Route 2, Box 112  
Oslo, MN 56744

Steven Kallock  
Route 2, Box 112  
Oslo, MN 56744

Lorraine Kallock  
Route 2, Box 112  
Oslo, MN 56744

VIII.

That with the construction of this outlet improvement, the existing outlet across the SE4 of Section 32 of Bigwoods Township with the construction will no longer serve a public purpose and that the existing outlet be abandoned and fill to the extent practicable.

IX.

That the petitioners will pay all costs and expenses, which may be incurred in case the improvement proceedings are dismissed, or for any reason no contract for the construction of said improvement is let, as provided by law. The petitioners shall not be liable for any amount greater than the amount provided for in bonds filed with the district in these proceedings.

WHEREFORE, your petitioners pray that the Board of Managers of the Middle River Snake River Watershed District will proceed to establish said improvement as provided by law.

NAME AND MAILING ADDRESS

LAND DESCRIPTION

William Kallock

William Kallock

E2 SE4, Lot 8, Sec 32, Oak Park Twp  
NE4 NE4, Lot 2, Sec 5, Big Woods Twp

Thomas Kallock

Thomas Kallock

E2 SE4, Lot 8, Sec 32, Oak Park Twp  
NE4 NE4, Lot 2, Sec 5, Big Woods Twp

David Kallock

David Kallock

E2 SE4, Lot 8, Sec 32, Oak Park Twp  
NE4 NE4, Lot 2, Sec 5, Big Woods Twp

Steven Kallock

Steven Kallock

E2 SE4, Lot 8, Sec 32, Oak Park Twp  
NE4 NE4, Lot 2, Sec 5, Big Woods Twp

Lorraine Kallock

Lorraine Kallock

E2 SE4, Lot 8, Sec 32, Oak Park Twp  
NE4 NE4, Lot 2, Sec 5, Big Woods Twp

Carmen Durand

Carmen Durand

NW4 NW4, Sec 4, Oak Park Twp

Warren Durand

Warren Durand

NW4 NW4, Sec 4, Oak Park Twp