

STATE OF MINNESOTA
Before the
Redwood County Commissioners
SITTING AS THE DRAINAGE AUTHORITY FOR
Judicial Ditch 5-1 Nelson

In the Matter of:

**the Redetermination of Benefits of
JD 5-1 NELSON**

**FINDINGS AND ORDER
INITIATING THE REDETERMINATION
OF BENEFITS AND APPOINTING
VIEWERS**

The Redwood County Board of Commissioners, sitting as the drainage authority for JD 5-1 NELSON, pursuant to Minn. Stat. § 103E.351, based on the record and proceedings, Commissioner Salfus moved, seconded by Commissioner Van Hee to adopt the following Findings and Order:

Findings:

1. The Redwood County Board of Commissioners is the drainage authority for JD 5-1 NELSON.
2. JD 5-1 NELSON was established in 1952. Benefits for JD 5-1 NELSON were determined concurrent with establishment in 1952, prior to the initiation of modern, intensive farming and drainage practices within Redwood 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 JD 5-1 NELSON 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 JD 5-1 NELSON.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of JD 5-1 NELSON.
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.

Order:

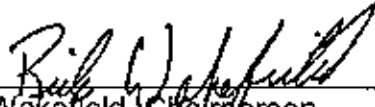
Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for JD 5-1 NELSON, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for JD 5-1 NELSON.
- B. That Mark Behrends, Robert Hansen, Kendall Langseth, John Thompson, Bruce Ness, and Wes Dahl are hereby appointed as viewers to redetermination and report the benefits and damages for JD 5-1 NELSON.

After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order, and there were 5 yeas, 0 nays, 0 absent, and 0 abstentions as follows:

	Yea	Nay	Absent	Abstain
WAKEFIELD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SALFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
GROEBNER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VANHEE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FORKRUD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the Chair declared the motion passed and the Findings and Order adopted.



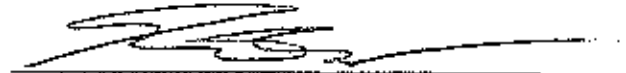
Rick Wakefield, Chairperson

Dated: 8.2.22

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I, Scott Wold, Redwood County, Environmental Director, do hereby certify that I have compared the above motion; findings and order with the original thereof as the same appears of record and on file with the JD 5-1 NELSON and find the same to be a true and correct transcript thereof. The above order was filed with me, Redwood County, Environmental Director, on 8-2-22

IN TESTIMONY WHEREOF, I hereunto set my hand this
2nd day of August, 2022



Scott Wold

