

STATE OF MINNESOTA
Before the
Redwood County Commissioners
SITTING AS THE DRAINAGE AUTHORITY FOR
Judicial Ditch 16

In the Matter of:

**the Redetermination of Benefits of
J16**

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

The Redwood County Board of Commissioners, sitting as the drainage authority for J16, pursuant to Minn. Stat. § 103E.351, based on the record and proceedings, Commissioner Groebner moved, seconded by Commissioner Van Nee to adopt the following Findings and Order:

Findings:

1. The Redwood County Board of Commissioners is the drainage authority for J16.
2. J16 was established in 1915. Benefits for J16 were determined concurrent with establishment in 1915, 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 J16 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 J16.
5. Since the original determination of benefits and damages, land values have changed within the benefitted area of J16.
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 J16, hereby orders as follows:

- A. The Board shall follow the procedures of Minn. Stat. § 103E.351 to conduct a redetermination of benefits for J16.
- 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 J16.

After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order, and there were 4 yeas, 0 nays, 1 absent, and 0 abstentions as follows:

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

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



Rick Wakefield, Chairperson

Dated: 12-27-22

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I, Nick Brozek, Redwood County, Land Use Supervisor, 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 J16 and find the same to be a true and correct transcript thereof. The above order was filed with me, Redwood County, Land Use Supervisor, on 12-27-22

IN TESTIMONY WHEREOF, I hereunto set my hand this
27 day of Dec, 2022



Nick Brozek