

BUFFALO-RED RIVER WATERSHED DISTRICT

BARNESVILLE, MINNESOTA 56514

123 FRONT STREET SOUTH – PO BOX 341

PHONE 218-354-7710

DATE: Monday, March 1, 2010
TO: Clay County Ditch No. 49 Landowners (see attached list)
FROM: Bruce E. Albright, BRRWD Administrator
RE: Clay County Ditch No. 49
Redetermination of Benefits Continuation Hearing

On 3/17/09, the Board of Managers, Buffalo-Red River Watershed District (BRRWD), held a hearing regarding a Redetermination of Benefits for the above referenced ditch system. Several questions were raised by attendees regarding the work of the Viewers. The hearing was temporarily closed so that the Viewers could go back out to look at these concerns with the intention that the hearing would be continued.

A second hearing for the Redetermination of Benefits was held on Tuesday, July 21, 2009. At that time, the Board took testimony from all interested parties regarding the redetermination of benefits, which includes acquisition of the required one-rod (16.5') grassed bufferstrip. Viewers have allotted damages in their report to acquire the property needed for the bufferstrip.

Near the end of the hearing, testimony was presented that there were lands near the ditch outlet that were using the ditch, but not assessed benefits. In order to allow the Viewers to conduct another field review of this concern, the BRRWD agreed to continue the hearing at a later date. At this time, the Viewers have proposed that all aspects of their report as presented at the 7/21/09 hearing remain the same, except for the addition of the following tracts:

1. Include the east 30 acres of the S¹/₂NE¹/₄, Section 22, Kragnes Township, Clay County, owned by Robert Norby.
2. Include the NE¹/₄NE¹/₄SE¹/₄ (10 acres), Section 22, Kragnes Township, Clay County, owned by Wayne & Diane Brendemuhl.

Continuation of the Final Hearing for the Redetermination of Benefits, Clay County Ditch No. 49, will be held on **Tuesday, March 16, 2010, at 7:00 PM, First Floor Council Chambers, City Hall, Moorhead, MN.** With this notice, requirements per Minnesota Statutes Annotated (M.S.A.) 103E.351 have been met.

If you should have questions or comments concerning the above or enclosed, please feel free to contact this office. We look forward to seeing everyone on 3/16/10.

BEA/jj

Encl: Invitation List