

STATE OF MINNESOTA
Before the
HERON LAKE WATERSHED DISTRICT
SITTING AS THE DRAINAGE AUTHORITY FOR
NOBLES COUNTY DITCH 12

In the Matter of:

**the Petition to Impound Drainage System
Waters on Nobles County Ditch 12**

**ORDER
AUTHORIZING PROJECT**

At a public hearing convened and conducted on March 30, 2017, by the Heron Lake Watershed District, sitting as the drainage authority for Nobles County Ditch 12, the Board of Managers of the Heron Lake Watershed District, upon motion and vote pursuant to Minn.Stat. §103E.227, determined, that based upon the engineer's report and other evidence presented:

1. That the proposed impoundment project will be of public and private benefit; and,
2. That proposed impoundment project will not impair the utility of the drainage system or deprive landowners of its benefit.

WHEREFORE, pursuant to Minn. Stat. §103E.227 and based on the findings and the entire record of proceedings of the public hearing on the petition for impoundment held on March 30, 2017; the Board of Managers of the Heron Lake Watershed District, acting as the drainage authority for Nobles County Ditch 12, hereby issues its Order as follows:

1. That the proposed impoundment project is duly authorized.
2. That the drainage system, shall be modified as set forth in the petition as approved by the managers.
3. No amount of drainage system funds are approved for the proposed impoundment project.
4. That the petitioner shall, before installing or constructing the project, obtain all required permits and all necessary rights-of-way and flowage easements from owners of land to be affected by the project.

5. That petitioner, City of Worthington, is responsible for construction, operation and maintenance of the drainage system modifications.

IT IS SO ORDERED



President

Dated: 4-25-17