

**ORDER OF THE BOARD OF MANAGERS OF
THE HERON LAKE WATERSHED DISTRICT
ACTING AS A DRAINAGE AUTHORITY
UNDER MINNESOTA STATUTES, CHAPTER 103E**

ORDER APPOINTING VIEWERS

WHEREAS, a Petition for the Improvement of Jackson County Judicial Ditch 3 was duly filed with the Board of Managers of the Heron Lake Watershed District on or about January 31, 2017; and,

WHEREAS, the Board of Managers of the Heron Lake Watershed District, sitting as a drainage authority, on December 16, 2019, at a preliminary hearing upon said Petition for Improvement to Judicial Ditch 3, pursuant to Minn.Stat. § 103E.261, determined by voice vote that further proceedings on the Petition for Improvement of Judicial Ditch 3, Jackson County, Minnesota, are necessary and proper; and,

WHEREAS, the Board of Managers of the Heron Lake Watershed District has caused a copy of its Order to be filed with the Auditor of Jackson County pursuant to Minn. Stat. § 103E.265; and,

WHEREAS, the Board of Managers of the Heron Lake Watershed District has received a cost bond and an additional bond rider from the petitioners and the bonds provided are deemed sufficient at this time; and

WHEREAS, at the preliminary hearing on December 16, 2019, the Board of Managers of the Heron Lake Watershed District, voted to issue its order for a detailed survey to the project engineer; and to issue its order appointing viewers with respect to the Petition for the Improvement of Jackson County Judicial Ditch 3.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. That the board of managers shall, and hereby do, appoint Bryan Murphy, Larry Murphy, and Shantel Hecht as viewers to examine said drainage system and, with or without the engineer, shall determine the benefits and damages to all property affected by the proposed drainage project and make a viewers' report as required by Minn.Stat. § 103E.311, § 103E.315 and § 103E.321.

2. That upon acceptance of appointment, but before beginning their duties as a viewer, each viewer shall subscribe to an oath to faithfully perform their duties as required by Minn.Stat. § 103E. 305, Subd. 3.

3. Within five days after the detailed survey report is filed by the engineer, the Secretary of the Board of Managers of the Heron Lake Watershed District shall, by order, designate the time and

location for the first meeting of the viewers and issue a copy to the viewers of the Board of Managers' order for the first meeting and a certified copy of the order appointing the viewers.

Effective the 15th day of January 2020.



Bruce Leinen
President of the Board of Managers
Heron Lake Watershed District

ATTEST:



Jan Voit
District Administrator
Heron Lake Watershed District