



**Carver County
County Ditch Meeting
February 18, 2025**

The County Board Room is open to the public

The Regular Session portion of the meeting will be webcast live at:
<https://youtube.com/@CarverCountyMN>

**9:00 a.m. Findings and Orders Adopting Redetermination
of Benefits for County Ditches 6, 9 & 10**



Carver County Board of Commissioners
Request for Board Action

Agenda Item Name: Findings and Orders Adopting Redetermination of Benefits for County Ditches 6, 9 & 10

RBA Number: 2025-266

Department: Property & Financial Services

Contact: David Frischmon, Property and Finance Division
Director , 952-361-1506

Presenter: David Frischmon
Ditch Administrator

Contract Name & Number:

Meeting Date: February 18, 2025

Item Type: Ditch/Rail Authority

Strategic Initiative:

Growth: Manage the challenges and opportunities resulting from growth and development.

Background/Justification:

Public Hearings were held on February 4th, 2025 where H2O Viewers presented their recommended Redetermination of Benefits for CD 6, 9 & 10. After public comments, the Ditch Authorities for CD6, 9 & 10 directed the County's ditch attorney to prepare findings and orders for each ditch consistent with the proceedings and reflecting adoption of the viewers' recommended benefits and damages and to continue the hearings to the Board's regular meeting on February 18 at 9:00 a.m.

A Public Hearing for CD2-3 was also held on February 4th, 2025 where H2O Viewers presented their recommended Redetermination of Benefits for CD2-3. After public comments, the ditch authority approved a motion to continue the public hearing to the Board's regular meeting on May 20 at 9:00 am and directed the viewers to consider making benefit adjustments to their recommend Redetermination of Benefits for CD2-3.

You can find more information on the Counties Drainage Authority Website, including Exhibit A, A copy of the viewers reports and Exhibit B, Benefits and Damage

Statements for County Ditches 6, 9 & 10.

<https://www.carvercountymn.gov/government/county-board-of-commissioners/drainage-authority-for-public-ditches/redetermination-of-drainage-ditch-benefits>.

Action Requested:

Consider a motion to approve the attached Findings and Orders Adopting Redetermination of Benefits for County Ditches 6, 9 & 10.

Fiscal Impact:

Funding:	Amount Budgeted:

Related Fiscal/FTE Comments:

Attachments:

1. Findings and Order Adopting Redetermined Benefits (CD 6)
2. Findings and Order Adopting Redetermined Benefits (CD 9) 1
3. Findings and Order Adopting Redetermined Benefits (CD 10) 1

STATE OF MINNESOTA
CARVER COUNTY BOARD OF COMMISSIONERS
SEATED AS DRAINAGE AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 6

The Matter of the Redetermination of
Benefits for Carver County Ditch 6

**Findings and Order Adopting
Redetermination of Benefits**

At a public hearing conducted by the Carver County Board of Commissioners, Drainage Authority for Carver County Ditch 6 (CD 6), on February 4, 2025, and continued to February 18, 2025, the Board considered the viewers report and recommendation of benefits and damages, public comment and other evidence in the proceedings herein. Upon due consideration, Commissioner _____ moved, seconded by Commissioner _____ for adoption of the following Findings and Order:

Findings:

1. Both original establishment of CD 6 and current benefits pre-date several changes in the drainage code related to the scope and nature of benefits; changes to laws regulating drainage of wet and overflowed lands; and changes to farming and drainage practices in Carver County.
2. The current benefits roll reflects the benefitted properties, benefitted areas and benefit values as determined by viewers based on assumptions regarding the ability of landowners to convert wetlands for agricultural purposes.
3. Additionally, since the most recent determination of benefits and damages, land uses and drainage practices have evolved, changing the nature and value of benefits accruing to lands from the drainage system's construction.
4. Since the most recent determination of benefits and damages, additional lands not previously determined to be benefitted have improved drainage to take advantage of CD 6 as an outlet for drainage.
5. Since the most recent determination of benefits and damages, land values have changed within the benefitted area of CD 6.
6. Based on findings that the conditions required for the initiation of a redetermination of benefits existed, the Drainage Authority ordered a redetermination of benefits and appointed and qualified viewers for the redetermination of benefits.

7. As required, the Drainage Authority amended or rescinded viewer appointments to ensure qualified viewers remained in the proceedings.
8. Upon taking their oath, the viewers proceeded to redetermine benefits according to statutes chapter 103E.
9. CD 6 provides an outlet for lands in Sections 1 and 2 of Hancock Township; Sections 7, 8, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, and 32 of Dahlgren Township; and Sections 12, 13, 14, 15, 16, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36 in Benton Township all in Carver County.
10. The viewers completed their report which included a Benefits and Damages Statement in August 2024 for all property affected by CD 6 and filed their report with the Drainage Authority.
11. Upon the direction, and under supervision, of the Drainage Authority, the viewers prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report.
12. The Drainage Authority noticed and held an informational meeting on a proposed redetermination of benefits for CD 6 on September 3, 2024. The informational hearing was attended by several landowners who confirmed conditions, land uses and land values on CD 6.
13. The final hearing was held on February 4, 2025.
14. The Drainage Authority prepared and provided notice of the final hearing as required by statutes section 103E.325.
15. Evidence of all actions in this matter, including preliminary orders, appointments, oaths, affidavits of mailing, publication and posting as well as hearing agendas and presentation materials are present in the record of proceedings and are incorporated herein by reference.
16. At the February 4, 2025, hearing, the viewers appeared and presented the Viewers' Report, Benefits and Damages Statement and redetermined benefits.
17. The viewers included, in their determinations, the amount of damages necessary to acquire and establish a one rod grass buffer strip along all reaches of open ditch on CD 6.
18. Comments were offered during the public comment portion of the hearing as follows:
 - a. Steve Buetow, 8260 Maplewood Rd., Cologne inquired if a property owner can deny entry on to land. Attorney John Kolb advised "no" the resident doesn't have

the right to deny access as the drainage authority has the right to access that land to perform its statutory duties of inspection and maintenance.

- b. Marvin Meuleners, 1740 110th St. Norwood/Young America Inquired about the Damages and buffer strips. Are these private or public waters? If they are private waters, they don't need buffers. Attorney John Kolb referenced statute 103E.021 and 103F.48 and reference the requirement of buffers on open ditch public drainage systems under both laws. Landowners can receive a one time compensation and that is being reviewed on who has been awarded those damages and who needs to be.
19. After opening the public comment period and receiving and replying to comments, the Drainage Authority adopted a motion to: close the hearing to public comment and to continue the hearing to its regular meeting on February 18, 2025, for the purpose of considering and adopting findings and an order adopting the redetermined benefits and damages.
20. The Viewers' Report, as amended, is attached as **Exhibit A**.
21. The viewers prepared a Benefits and Damages Statement outlining the basis of their benefits and damages determinations. The Benefits and Damages Statement is attached as **Exhibit B**.
22. The viewers determined the amount of damages to be paid for the acquisition of property for the establishment of best management practices, including grass strips, necessary to control erosion, sedimentation, improve water quality, or maintain the efficiency of the drainage system as required under statutes section 103E.021. The viewers compared sales in the area in arriving at an average sales price used in establishing a payment rate.
23. The viewers used maps, LIDAR data and other information, along with visual inspection of the watershed of the drainage system to determine the boundaries of the benefiting area.
24. Based on their detailed observations, the viewers determined benefit classifications, classified acres and assigned economic benefit on a per acre basis.
25. The viewers kept an accurate account of all time engaged in viewing, examination and every item of expense incurred by the viewers in said work.
26. The viewers' account of work has been filed with the Drainage Authority.
27. Upon review of information provided to the Drainage Authority during the public hearing, the Drainage Authority further finds and confirms that the benefits and damages determined in the original proceedings as well as the benefitted and damaged areas

determined in the original proceedings, do not reflect current, existing, actual benefits and benefitted areas.

28. The Drainage Authority finds that the viewers applied appropriate and reasonable considerations in determining drainage benefits and damages. The considerations included but were not limited to: accelerated runoff and sediment delivery; pre- and post-establishment condition comparison; economic, productivity and income analyses; land values; drainage system efficiency; soils, land use, slope and cover conditions; and, historical conditions and land use changes.
29. Based on the record before it, and the comments of those present at the hearing, the Drainage Authority determines that the redetermined benefits, as reflected in the Viewers' Report at **Exhibit A** are proper, reasonable and conform to the drainage code.

Order:

- A. The redetermined benefits on CD 6, the amended Viewers' Report and the Benefits and Damages Statement, prepared by the viewers and attached hereto as **Exhibits A and B** are hereby adopted by the Drainage Authority.
- B. The viewers are allowed payment of their account of work.
- C. The Carver County Auditor shall ensure that the redetermined benefits replace the existing benefits previously determined for the ditch.
- D. Pending resolution of any appeals, the damages for the acquisition of the grass buffer area shall be paid and the grass buffer areas established and seeded as required by statute.
- E. The Drainage Authority staff is directed to work with the County Recorder's office to ensure that the drainage system and the grass buffer area acquisition is reflected on the property record of affected landowners.

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

	Yea	Nay	Absent	Abstain
ANDERSON	☐	☐	☐	☐
WORKMAN	☐	☐	☐	☐
UDERMANN	☐	☐	☐	☐
LYNCH	☐	☐	☐	☐
FAHEY	☐	☐	☐	☐

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this ____ day of _____, 2025.

CARVER COUNTY, SEATED AS DRAINAGE
AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 6.

By _____
Chairperson

* * * * *

I, David Frischmon, Carver County Property and Finance Director/Ditch Administrator, 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 Carver County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed in the drainage system record on _____, 2025.

IN TESTIMONY WHEREOF, I hereunto set my hand this ____ day of _____, 2025.

David Frischmon

STATE OF MINNESOTA
CARVER COUNTY BOARD OF COMMISSIONERS
SEATED AS DRAINAGE AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 9

The Matter of the Redetermination of
Benefits for Carver County Ditch 9

**Findings and Order Adopting
Redetermination of Benefits**

At a public hearing conducted by the Carver County Board of Commissioners, Drainage Authority for Carver County Ditch 9 (CD 9), on February 4, 2025, and continued to February 18, 2025, the Board considered the viewers report and recommendation of benefits and damages, public comment and other evidence in the proceedings herein. Upon due consideration, Commissioner _____ moved, seconded by Commissioner _____ for adoption of the following Findings and Order:

Findings:

1. Both original establishment of CD 9 and current benefits pre-date several changes in the drainage code related to the scope and nature of benefits; changes to laws regulating drainage of wet and overflowed lands; and changes to farming and drainage practices in Carver County.
2. The current benefits roll reflects the benefitted properties, benefitted areas and benefit values as determined by viewers based on assumptions regarding the ability of landowners to convert wetlands for agricultural purposes.
3. Additionally, since the most recent determination of benefits and damages, land uses and drainage practices have evolved, changing the nature and value of benefits accruing to lands from the drainage system's construction.
4. Since the most recent determination of benefits and damages, additional lands not previously determined to be benefitted have improved drainage to take advantage of CD 9 as an outlet for drainage.
5. Since the most recent determination of benefits and damages, land values have changed within the benefitted area of CD 9.
6. Based on findings that the conditions required for the initiation of a redetermination of benefits existed, the Drainage Authority ordered a redetermination of benefits and appointed and qualified viewers for the redetermination of benefits.

7. As required, the Drainage Authority amended or rescinded viewer appointments to ensure qualified viewers remained in the proceedings.
8. Upon taking their oath, the viewers proceeded to redetermine benefits according to statutes chapter 103E.
9. CD 9 provides an outlet for lands in Sections 2, 3, 4, 5, 8, 9, and 10 of Camden Township; and Sections 25, 26, 27, 33, 34, 35, and 36 of Hollywood Township all in Carver County.
10. The viewers completed their report which included a Benefits and Damages Statement in August 2024 for all property affected by CD 9 and filed their report with the Drainage Authority.
11. Upon the direction, and under supervision, of the Drainage Authority, the viewers prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report.
12. The Drainage Authority noticed and held an informational meeting on a proposed redetermination of benefits for CD 9 on September 3, 2024. The informational hearing was attended by several landowners who confirmed conditions, land uses and land values on CD 9.
13. The final hearing was held on February 4, 2025.
14. The Drainage Authority prepared and provided notice of the final hearing as required by statutes section 103E.325.
15. Evidence of all actions in this matter, including preliminary orders, appointments, oaths, affidavits of mailing, publication and posting as well as hearing agendas and presentation materials are present in the record of proceedings and are incorporated herein by reference.
16. At the February 4, 2025, hearing, the viewers appeared and presented the Viewers' Report, Benefits and Damages Statement and redetermined benefits.
17. The viewers included, in their determinations, the amount of damages necessary to acquire and establish a one rod grass buffer strip along all reaches of open ditch on CD 9.
18. After opening the public comment period and receiving no public comments, the Drainage Authority adopted a motion to: close the hearing to public comment and to continue the hearing to its regular meeting on February 18, 2025, for the purpose of considering and adopting findings and an order adopting the redetermined benefits and damages.

19. The Viewers' Report, as amended, is attached as **Exhibit A**.
20. The viewers prepared a Benefits and Damages Statement outlining the basis of their benefits and damages determinations. The Benefits and Damages Statement is attached as **Exhibit B**.
21. The viewers determined the amount of damages to be paid for the acquisition of property for the establishment of best management practices, including grass strips, necessary to control erosion, sedimentation, improve water quality, or maintain the efficiency of the drainage system as required under statutes section 103E.021. The viewers compared sales in the area in arriving at an average sales price used in establishing a payment rate.
22. The viewers used maps, LIDAR data and other information, along with visual inspection of the watershed of the drainage system to determine the boundaries of the benefiting area.
23. Based on their detailed observations, the viewers determined benefit classifications, classified acres and assigned economic benefit on a per acre basis.
24. The viewers kept an accurate account of all time engaged in viewing, examination and every item of expense incurred by the viewers in said work.
25. The viewers' account of work has been filed with the Drainage Authority.
26. Upon review of information provided to the Drainage Authority during the public hearing, the Drainage Authority further finds and confirms that the benefits and damages determined in the original proceedings as well as the benefitted and damaged areas determined in the original proceedings, do not reflect current, existing, actual benefits and benefitted areas.
27. The Drainage Authority finds that the viewers applied appropriate and reasonable considerations in determining drainage benefits and damages. The considerations included but were not limited to: accelerated runoff and sediment delivery; pre- and post-establishment condition comparison; economic, productivity and income analyses; land values; drainage system efficiency; soils, land use, slope and cover conditions; and, historical conditions and land use changes.
28. Based on the record before it, and the comments of those present at the hearing, the Drainage Authority determines that the redetermined benefits, as reflected in the Viewers' Report at **Exhibit A** are proper, reasonable and conform to the drainage code.

Order:

- A. The redetermined benefits on CD 9, the amended Viewers' Report and the Benefits and Damages Statement, prepared by the viewers and attached hereto as **Exhibits A and B** are hereby adopted by the Drainage Authority.
- B. The viewers are allowed payment of their account of work.
- C. The Carver County Auditor shall ensure that the redetermined benefits replace the existing benefits previously determined for the ditch.
- D. Pending resolution of any appeals, the damages for the acquisition of the grass buffer area shall be paid and the grass buffer areas established and seeded as required by statute.
- E. The Drainage Authority staff is directed to work with the County Recorder's office to ensure that the drainage system and the grass buffer area acquisition is reflected on the property record of affected landowners.

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

	Yea	Nay	Absent	Abstain
ANDERSON	☐	☐	☐	☐
WORKMAN	☐	☐	☐	☐
UDERMANN	☐	☐	☐	☐
LYNCH	☐	☐	☐	☐
FAHEY	☐	☐	☐	☐

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this ____ day of _____, 2025.

CARVER COUNTY, SEATED AS DRAINAGE
AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 9.

By _____
Chairperson

* * * * *

I, David Frischmon, Carver County Property and Finance Director/Ditch Administrator, 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 Carver County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed in the drainage system record on _____, 2025.

IN TESTIMONY WHEREOF, I hereunto set my hand this ____ day of _____, 2025.

David Frischmon

STATE OF MINNESOTA
CARVER COUNTY BOARD OF COMMISSIONERS
SEATED AS DRAINAGE AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 10

The Matter of the Redetermination of
Benefits for Carver County Ditch 10

**Findings and Order Adopting
Redetermination of Benefits**

At a public hearing conducted by the Carver County Board of Commissioners, Drainage Authority for Carver County Ditch 10 (CD 10), on February 4, 2025, and continued to February 18, 2025, the Board considered the viewers report and recommendation of benefits and damages, public comment and other evidence in the proceedings herein. Upon due consideration, Commissioner _____ moved, seconded by Commissioner _____ for adoption of the following Findings and Order:

Findings:

1. Both original establishment of CD 10 and current benefits pre-date several changes in the drainage code related to the scope and nature of benefits; changes to laws regulating drainage of wet and overflowed lands; and changes to farming and drainage practices in Carver County.
2. The current benefits roll reflects the benefitted properties, benefitted areas and benefit values as determined by viewers based on assumptions regarding the ability of landowners to convert wetlands for agricultural purposes.
3. Additionally, since the most recent determination of benefits and damages, land uses and drainage practices have evolved, changing the nature and value of benefits accruing to lands from the drainage system's construction.
4. Since the most recent determination of benefits and damages, additional lands not previously determined to be benefitted have improved drainage to take advantage of CD 10 as an outlet for drainage.
5. Since the most recent determination of benefits and damages, land values have changed within the benefitted area of CD 10.
6. Based on findings that the conditions required for the initiation of a redetermination of benefits existed, the Drainage Authority ordered a redetermination of benefits and appointed and qualified viewers for the redetermination of benefits.

7. As required, the Drainage Authority amended or rescinded viewer appointments to ensure qualified viewers remained in the proceedings.
8. Upon taking their oath, the viewers proceeded to redetermine benefits according to statutes chapter 103E.
9. CD 10 provides an outlet for lands in Section 6 of Benton Township; Sections 1 and 2 of Young America Township; Section 31 of Waconia Township; and Sections 23, 24, 25, 26, 35, and 36 of Camden Township all in Carver County.
10. The viewers completed their report which included a Benefits and Damages Statement in August 2024 for all property affected by CD 10 and filed their report with the Drainage Authority.
11. Upon the direction, and under supervision, of the Drainage Authority, the viewers prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report.
12. The Drainage Authority noticed and held an informational meeting on a proposed redetermination of benefits for CD 10 on September 3, 2024. The informational hearing was attended by several landowners who confirmed conditions, land uses and land values on CD 10.
13. The final hearing was held on February 4, 2025.
14. The Drainage Authority prepared and provided notice of the final hearing as required by statutes section 103E.325.
15. Evidence of all actions in this matter, including preliminary orders, appointments, oaths, affidavits of mailing, publication and posting as well as hearing agendas and presentation materials are present in the record of proceedings and are incorporated herein by reference.
16. At the February 4, 2025, hearing, the viewers appeared and presented the Viewers' Report, Benefits and Damages Statement and redetermined benefits.
17. The viewers included, in their determinations, the amount of damages necessary to acquire and establish a one rod grass buffer strip along all reaches of open ditch on CD 10.
18. Comments were offered during the public comment portion of the hearing as follows:
 - a. Dave and Denise Simoneau, 11025 Hwy 25, Norwood/Young America – Had concerns that the trees will be removed and the yard will be ripped up around the

ditch. Attorney John Kolb advised they will sit down with landowners to go over process, some trees can be affected if large equipment needs to get in. The drainage authority has a statutory obligation to inspect and maintain and often trees can obstruct access to the drainage system to perform that statutory function. In most cases, the drainage authority will work with landowners to avoid and retain trees where possible.

19. After opening the public comment period and receiving and replying to comments, the Drainage Authority adopted a motion to: close the hearing to public comment and to continue the hearing to its regular meeting on February 18, 2025, for the purpose of considering and adopting findings and an order adopting the redetermined benefits and damages.
20. The Viewers' Report, as amended, is attached as **Exhibit A**.
21. The viewers prepared a Benefits and Damages Statement outlining the basis of their benefits and damages determinations. The Benefits and Damages Statement is attached as **Exhibit B**.
22. The viewers determined the amount of damages to be paid for the acquisition of property for the establishment of best management practices, including grass strips, necessary to control erosion, sedimentation, improve water quality, or maintain the efficiency of the drainage system as required under statutes section 103E.021. The viewers compared sales in the area in arriving at an average sales price used in establishing a payment rate.
23. The viewers used maps, LIDAR data and other information, along with visual inspection of the watershed of the drainage system to determine the boundaries of the benefiting area.
24. Based on their detailed observations, the viewers determined benefit classifications, classified acres and assigned economic benefit on a per acre basis.
25. The viewers kept an accurate account of all time engaged in viewing, examination and every item of expense incurred by the viewers in said work.
26. The viewers' account of work has been filed with the Drainage Authority.
27. Upon review of information provided to the Drainage Authority during the public hearing, the Drainage Authority further finds and confirms that the benefits and damages determined in the original proceedings as well as the benefitted and damaged areas determined in the original proceedings, do not reflect current, existing, actual benefits and benefitted areas.

28. The Drainage Authority finds that the viewers applied appropriate and reasonable considerations in determining drainage benefits and damages. The considerations included but were not limited to: accelerated runoff and sediment delivery; pre- and post-establishment condition comparison; economic, productivity and income analyses; land values; drainage system efficiency; soils, land use, slope and cover conditions; and, historical conditions and land use changes.
29. Based on the record before it, and the comments of those present at the hearing, the Drainage Authority determines that the redetermined benefits, as reflected in the Viewers' Report at **Exhibit A** are proper, reasonable and conform to the drainage code.

Order:

- A. The redetermined benefits on CD 10, the amended Viewers' Report and the Benefits and Damages Statement, prepared by the viewers and attached hereto as **Exhibits A and B** are hereby adopted by the Drainage Authority.
- B. The viewers are allowed payment of their account of work.
- C. The Carver County Auditor shall ensure that the redetermined benefits replace the existing benefits previously determined for the ditch.
- D. Pending resolution of any appeals, the damages for the acquisition of the grass buffer area shall be paid and the grass buffer areas established and seeded as required by statute.
- E. The Drainage Authority staff is directed to work with the County Recorder's office to ensure that the drainage system and the grass buffer area acquisition is reflected on the property record of affected landowners.

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

	Yea	Nay	Absent	Abstain
ANDERSON	☐	☐	☐	☐
WORKMAN	☐	☐	☐	☐
UDERMANN	☐	☐	☐	☐
LYNCH	☐	☐	☐	☐
FAHEY	☐	☐	☐	☐

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this ____ day of _____, 2025.

CARVER COUNTY, SEATED AS DRAINAGE
AUTHORITY UNDER STATUTES CHAPTER 103E
FOR CARVER COUNTY DITCH 10.

By _____
Chairperson

* * * * *

I, David Frischmon, Carver County Property and Finance Director/Ditch Administrator, 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 Carver County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed in the drainage system record on _____, 2025.

IN TESTIMONY WHEREOF, I hereunto set my hand this ____ day of _____, 2025.

David Frischmon