

**MINUTES OF THE SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON MONDAY, NOVEMBER 21, 2011 AT 5:30 P.M. IN THE FORMAN CITY HALL, FORMAN ND.**

The Sargent County Water Board convened a special joint meeting with the Forman City Council at 5:30 PM. Present were Jim Bosse, Chris McFarland, Mark Breker, Richard Engst, and Roger White. Absent: None. Also present were Mayor Mark Bopp, Forman City council members Mary Bishoff, Dave Jacobson, and Sue Kleingarn. Also attending was Brent Slotto from Moore Engineering, Mary Ann Gadberry, Sargent County Teller and Trish Pearson, Forman City Auditor. Joining on conference call were Mike Opat, Moore Engineering and Sean Fredricks, Water Board Attorney, Ohnstad Twichell, P.C.

The purpose of the meeting was to discuss the issue with the open ditch portion of the Drain #4 Project (aka Forman City Floodwater Outlet Project) that crosses Rick Hoistad's land. The 1911 easement states that the drain should be a "closed" drain, and Mr. Hoistad is requesting that Sargent County Water Resource Board and the City of Forman only install tile and not an open drain. Both entities are interested in researching the situation further; those present believe the drain has been "open" for several years. To the extent the drain has, in fact, been "open," the Board may have acquired a prescriptive easement. The City will investigate further, and the parties will reconvene to discuss their options.

No official business was transacted as there is more research to be done. The group discussed the situation then adjourned the meeting at 6:40 PM.

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Jim Bosse, Chairman

Attest:

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Sean Fredricks, Acting Secretary