

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JANUARY 17, 1985 AT 1:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

The Sargent County Water Resource Board met pursuant to adjournment with all members present.

Commissioner Jacobson moved that the minutes be approved as distributed. Commissioner Lien seconded the motion and same carried.

Jeffry Volk, Moore Engineering, Inc. and Greg Radniecki, Radniecki and Jensen Construction, Inc. met with the Board to discuss future maintenance on Drain No. 11. The Board reviewed the work that was done in 1984 and noted that the spoil bank must be leveled as well as more cleaning from County Road No. 1 to ND State Highway 13. The Board requested Jeff Volk to prepare profiles for that portion of the drain and asked Greg Radniecki to submit a proposal for leveling the spoil bank and cleaning the north branch. The Board will solicit other proposals and make a decision at their March meeting.

David Potter, Refuge Manager, Tewaukon National Wildlife Refuge, discussed a proposed cross dike in Cutler Marsh to take the water down and freeze kill the carp. He explained to the Board that this is an interior dike, thus no state permit is necessary and it should not cause any problems upstream or downstream. He also stated that the 404 permit through the Corps of Engineers would probably be approved unless this Board objects. He has already received approval from all other agencies and if the Corps approves, the work would begin in July, 1985. The Board instructed the Secretary to notify Cary Backstrand, ND State Water Commission to see what the present status of this project is at the state level.

Commissioner Paczkowski moved that the Secretary be authorized and directed to reinvest money market Nos. 22578 & 22579 on January 28, 1985. Commissioner Totenhagen seconded the motion and same carried.

A letter from Harry Hempler, Wahpeton, ND and Terry Douglas, Minneapolis, MN, was reviewed by the Board in regards to the maintenance assessment on Drain No. 11. The Board instructed the Secretary to respond to both parties with information of 1985 projects scheduled on Drain No. 11. Said letters are on file.

The Sargent County Board of Commissioner's sent the Board a letter requesting financial support on construction repairs to Bridge Nos. 117-23 (3 miles west of Havana) and 130-17 (2 miles south of Cayuga). Commissioner Lien moved that the Board contribute 50% of the local share cost on both bridges. Commissioner Paczkowski seconded the motion and same carried. Sargent County anticipates a total local share of \$42,500.00.

Commissioner Paczkowski moved that the Board approve and authorize the City of Cayuga a permit to discharge water from a sewage lagoon to be constructed and maintained in Section 18, Township 130 North, Range 53 West, pursuant to all conditions listed on a certain Conditional Permit dated February 17, 1983. Commissioner Jacobson seconded the motion and same carried. The Board has also agreed to commit funding in an amount of 25 percent (25%) of such local participation component or Five Thousand Dollars (\$5,000.00), whichever is less.



The Board also discussed the possibility of cleaning 3/4 mile of a watershed ditch located on the southeast corner of Tewaukon Lake (outlet to Drain No. 12.) A permit would have to be completed and submitted to the state for their determination. Tabled until the February meeting.

Commissioner Lien reported that Randy Gjestvang, ND State Water Commission, would be available to come down and look at the old WPA dams located in Sargent County and that the Soil Conservation Service can check old records for information on these dams.

Commissioner Lien moved that the following bills be approved for payment. Commissioner Totenhagen seconded the motion and same carried unanimously.

1/19/85 - James Bosse - 45.00 per diem less 3.17 S.S. plus 4.80 mileage	46.63
1/19/85 - Dan Jacobson - 90.00 per diem less 6.35 S.S. plus 2.40 mileage	86.05
1/19/85 - Maynard Lien - 90.00 per diem less 6.35 S.S. plus 25.00 expenses	108.65
1/19/85 - Mike Paczkowski - 90.00 per diem less 6.35 S.S. plus 80.20 exp.	163.85
1/19/85 - John C. Totenhagen - 90.00 per diem less 6.35 S.S. plus 14.40 exp.	98.05
1/19/85 - Sherry Hosford - Secretary salary less 12.34 S.S.	162.66
1/19/85 - ND OASIS - For quarter ending 12/31/84	28.35
1/19/85 - ND State Water Commission - 3 quads	8.25
1/19/85 - Petty Cash Fund - Stamps, etc.	10.00
1/19/85 - Sargent County - Special assessment on Parcel Nos. 7376, 7384 & 7375 in Milnor City (on drain right-of-way)	88.64
1/19/85 - Sargent County - \$271.50-share on Whitestone Hill Twp. culvert and \$9,816.59-share on bridge construction (Cayuga & Geneseo)	10,088.09

Commissioner Totenhagen moved that the Board adjourn to February 21, 1985 at 1:00 p.m.

James Bosse  
James Bosse, Chairman

Attest:

Sherry Hosford  
Sherry Hosford, Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE DISTRICT HELD ON FEBRUARY 21, 1985 AT 1:00 O'CLOCK P.M. IN THE COMMISSIONER'S ROOM, SARGENT COUNTY COURTHOUSE.

The Sargent County Water Resource Board met pursuant to adjournment and proceeded to reorganize for the ensuing year. Those present were: Commissioner's Bosse, Jacobson, Lien, Paczkowski and Totenhagen and Secretary Sherry Hosford. Also present was Greg Radniecki and George Lee.

Commissioner John C. Totenhagen proceeded to sign the Official Oath of Office as Sargent County Water Resource Board Commissioner. His term will expire February 1, 1990.

The Secretary asked for nominations for Chairman. Commissioner Lien moved that Commissioner Bosse serve as Chairman for 1985. Commissioner Jacobson seconded the motion and moved that the Secretary cast a unanimous ballot for Mr. Bosse. Motion carried.

Chairman Bosse called for nominations for Vice-Chairman. Commissioner Jacobson moved that Commissioner Paczkowski serve as Vice-Chairman for 1985. Commissioner Lien seconded the motion and moved that the Secretary cast a unanimous ballot for Mr. Paczkowski. Motion Carried.

Commissioner Jacobson moved that the Board re-appoint Sherry Hosford as Secretary-Treasurer. Commissioner Paczkowski seconded the motion and same carried.

Commissioner Jacobson moved that the minutes be approved as corrected. Commissioner Lien seconded the motion and same carried.

The Board reviewed the Financial Statement for the month ending January, 1985. Commissioner Jacobson moved that the Board accept the statement. Commissioner Paczkowski seconded the motion and same carried.

George Lee met with the Board about the possibility of cleaning approximately 2,000 feet in a watershed ditch located on the southeast corner of Lake Tewaukon, which is an outlet to Drain No. 12. The ditch is located in the SE $\frac{1}{4}$  of Section 6-129-54 LTL. It would be necessary to remove about 2 feet of fill and in order for the water to move more freely, the channel should be straightened. Chairman Bosse made a phone call to the Ohnstad, Twichell Law Firm and spoke with Duane Breitling



on whether or not a permit is needed. Mr. Breitling informed the Board that no permit is needed as they are not draining additional water. The legal statutes say that a Board can straighten a waterway without obtaining a permit. He recommended that the Board obtain a Maintenance Easement that would allow them to go in and clean it out as necessary. Greg Radniecki has looked at the area in question and suggests that it be surveyed prior to any dragline work. He estimates that it would cost about \$3,000.00 to do the straightening and removal of fill. Commissioner Jacobson moved that the Board hire Radniecki and Jensen, Inc. to do the work as per the bid sheet submitted on 2-21-85 and providing Mr. Lee will sign an easement to the Sargent County Water Resource Board. Commissioner Totenhagen seconded the motion and same carried. The Board also instructed the secretary to contact Jeff Volk to provide a survey of this area. Commissioner Paczkowski and Mr. Lee will contact Dave Potter and explain the project to him also.

Jeffrey Breker, Tenant of land owned by the Sargent County Water Resource Board, telephoned the Board and requested permission from the Board to sublet all his land to his brother, Shane Breker, for the 1985 crop year. Jeff would be liable for the lease payment. Commissioner Paczkowski moved that the Board grant permission to Jeffrey Breker for 1985. Commissioner Jacobson seconded the motion and same carried.

The Board proceeded to review two applications to drain: No. 1757 from Scott Stofferahn, Cogswell, ND and No. 1759 from Wayne Heley, Lidgerwood, ND.

Application No. 1757 is requesting to drain a slough in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  Section 26-131-57 into another slough located in the W $\frac{1}{2}$  of NE $\frac{1}{4}$  of said section. The Board feels that the drainage will flood or adversely affect the lands of adjacent proprietors. Commissioner Jacobson moved that Mr. Stofferahn must obtain flowage easements from the following lands prior to Board approval: NW $\frac{1}{4}$  and S $\frac{1}{2}$  of Section 26-131-57 and the S $\frac{1}{2}$  of Section 23-131-57. Commissioner Totenhagen seconded the motion and same carried.

Application No. 1759 is requesting to drain lands located in the S $\frac{1}{2}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 11-129-53 LTL. The length of the drain is 2,500 feet, which would involve 750 feet of 10" tile and 1,750 feet of open ditch with a seven foot bottom width, 4:1 side slopes and a maximum cut of 4 $\frac{1}{2}$  feet. The water would drain into Drain No. 3 but the inlet and outlet of the tile is about the same level, so the area will not drain until Drain No. 3 is at low level. Commissioner Totenhagen moved that the Board approve Permit No. 1759. Commissioner Jacobson seconded the motion and same carried.

The Board discussed a change of legal counsel. Commissioner Totenhagen moved that this Board hire the Ohnstad, Twichell, Breitling Law Firm, West Fargo, ND to offer legal assistance. Commissioner Paczkowski seconded the motion and same carried. The secretary was instructed to send a letter to the firm and also request that they contact Dan Wentz's firm to obtain all files relevant to the Sargent County Water Resource District. A copy of the letter will be sent to Mr. Wentz.

The Board received a letter from the Sargent County Board of Commissioner's requesting permission to install a 36" x 40" (plus or minus) culvert between Sections 7 & 18 129-54 located on County Road No. 5. They expect the total cost of the culvert and installation would be \$1,200.00 and are seeking their financial assistance. The Board agreed to go out to the location and take a look before making their decision.

The Secretary was instructed to contact the Sargent County Board of Commissioner's and inform them that they would like to use the 96" pipe that is at the fairgrounds and install it in the SE $\frac{1}{4}$  of Section 35-130-57 which is on Drain No. 11. The bridge at this location is in bad shape, thus improving this problem and contributing 50% of the cost of the pipe. The Board also plans to install a 30" or 36" pipe between Sections 1 & 2 in Brampton Township in County Road No. 4 this summer in order to eliminate the existing pipes from heaving and also to lower the water level.

A letter from the State Water Commission was received in regards to a county highway improvement project located 4 miles south of Rutland, then south 3 miles and west 2 miles. The proposed improvement would consist of bituminous surfacing. All replacement and construction of drainage structures on coulees, creeks, and rivers should be reviewed by this Board. The Board will investigate when they check into the other matter located on County Road No. 5.

The Board read a letter from Terry Douglas on Drain No. 11. No action was taken at this time.

The Corps of Engineers responded regarding the Tewaukon National Wildlife Refuge's proposed filling activity in the Wild Rice River, Corps permit pending No. ND 2SB OXT 2 006747. They feel that no additional information would be gained at



a public hearing, which this Board had requested, therefore, based on all considerations, they will make their permit decision.

Cary Backstrand, North Dakota State Water Commission, informed the Board that SWC Project # 1489-proposed diking projects on Tewaukon National Wildlife Refuge-must obtain a permit for the construction of the dikes from both the State Engineer and this Board. As of January 28, 1985, no application has been submitted. When, and if, the U.S. Fish and Wildlife Service applies for a State Permit, the application will be reviewed by the SWC and, if approved, forwarded to this Board for their consideration.

Commissioner Lien moved that the following bills be approved for payment. Commissioner Paczkowski seconded the motion and same carried.

2/21/85 - Sherry Hosford - 175.00 salary less 12.34 S.S.	162.66
2/21/85 - James Bosse - 45.00 per diem less 3.17 S.S. plus 4.80 mileage	46.63
2/21/85 - Dan Jacobson - 45.00 per diem less 3.17 S.S. plus 1.20 mileage	43.03
2/21/85 - Maynard W. Lien - 45.00 per diem less 3.17 S.S. plus 8.00 mileage	49.83
2/21/85 - Mike Paczkowski - 45.00 per diem less 3.17 S.S. plus 8.80 mileage	50.63
2/21/85 - John C. Totenhagen - 45.00 per diem less 3.17 S.S. plus 7.60 mileage	49.43
2/21/85 - Social Security Contribution Fund - Wages paid in February, 1985	56.40

Commissioner Totenahgen moved that the Board adjourn to March 21, 1985 at 1:00 p.m.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE DISTRICT HELD ON MARCH 21, 1985 AT 1:00 O'CLOCK P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

The Sargent County Water Resource Board met pursuant to adjournment with all members present.

Commissioner Jacobson moved that the minutes be approved as distributed. Commissioner Lien seconded the motion and same carried.

Commissioner Paczkowski moved that the Financial Report be accepted and that the Secretary be instructed to invest \$35,000.00 in a six month money market certificate. Commissioner Jacobson seconded the motion and same carried.

Commissioner Paczkowski moved that the Board ask States Attorney Lyle Bopp to draw up a Maintenance Easement prior to cleaning the outlet to Drain No. 12. Commissioner Lien seconded the motion and same carried. Mr. Paczkowski will accompany Mr. Lee to Forman to sign the document after it is drawn up.

The Board proceeded to discuss the request from the Sargent County Commissioners dated February 6, 1985 regarding the Milton McLaen request to install a culvert. Commissioner Totenhagen made a motion to recommend to the county commissioners that at least a 48" culvert be placed between Sections 7 & 18 129-54 and that the Water Resource Board will not provide any financial support on the purchase of a culvert. Commissioner Jacobson seconded the motion and same carried.

On March 5, 1985, the Water Resource Board met with the county commissioners and the county agreed to cost share 50/50 on the following culverts: 96" x 36' to replace a bridge on Drain No. 11 in the SE $\frac{1}{4}$  of Section 35-130-57, 48" culvert between Sections 35 & 36-132-58 on Drain No. 11, which also replaces a bridge. The county moved to table the request to install a pipe between Sections 1 & 2-129-57 on the county road between Cogswell and Brampton.

Reuben Reisenweber appeared before the Board and explained a problem in Section 14 of Taylor Township. The water flowing along the county road floods the corner and backs up into his field. He would like a gate installed in the north side of the culvert or permission to clean about one foot of the ditch on the south side of the road. The Board will meet with the county commissioners in April and discuss the request with them and send Mr. Reisenweber a letter with their decision.

The Board discussed the watershed dam located in the W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20 in Marboe Township and instructed the Secretary to contact Randy Gjestvang and invite him down to Sargent County to look at the dam.



MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON NOVEMBER 15, 1984 AT 8:30 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN, NORTH DAKOTA.

The Sargent County Water Resource Board met pursuant to adjournment with Commissioner Jacobson absent.

Commissioner Lien moved that the minutes be approved as distributed. Commissioner Totenhagen seconded the motion and same carried.

The Board discussed the two bills from Northwestern Bell relative to cable repairs on Drain No. 11. They were informed by NW Bell that it is the contractors responsibility for repairs. In both cases, NW Bell was not notified in enough time to allow them to do the work before the contractor began the work. The North Dakota Century Code states that the company must have 72 hours notice prior to the work being done. Commissioner Paczkowski moved that this Board pay the bills and send a note to the contractor asking for his cooperation in the future to call before digging. Commissioner Lien seconded the motion and same carried.

The Board reviewed a resolution from the Red River Joint Water Board requesting an amendment to the joint powers permitting the Rush River Water Resource District to be a party to this agreement on a one-year trial period for the calendar year beginning January 1, 1985. Commissioner Lien moved that the Board approve this request. Commissioner Paczkowski seconded the motion and same carried.

Commissioner Paczkowski reported that the request made to Leonard and Gary Krause to remove rocks piled on the right-of-way of Drain No. 12 was completed.

Commissioner Bosse reported that Roger Hom removed the approach involved in the complaint filed by Harvey Shasky.

The North Dakota State Water Commission returned Permit No. 1726 to Raymond Zajac, Route 1, Box 40, Lidgerwood, ND to drain and that they determined it does not involve drainage of statewide or interdistrict significance. Commissioner Lien moved that the Board approve the application with the following stipulations. (1) Applicant must obtain flowage easements if the water affects any other landowners. Said easements shall be filed and a copy sent to this Board; (2) It shall be the applicants responsibility to purchase and install the 24" culvert as requested in the application; (3) Applicant must obtain written approval from the township board to use the roadway right-of-way. Commissioner Paczkowski seconded the motion and same carried. The original copy of the application to drain and this Board's determination shall be sent to Mr. Zajac and copies to the North Dakota State Water Commission.

Commissioner Lien moved that the Board purchase a set of Quads for Sargent County from the State Water Commission at a cost of \$2.25 per quad. Commissioner Bosse will pick them up during the state convention in December.

The Board reviewed an Application to Drain submitted by Scott E. Stofferahn to drain the NE $\frac{1}{4}$ -26-131-57. Commissioner Totenhagen moved that the Board refer said application to the North Dakota State Water Commission for their determination.

Commissioner Paczkowski explained to other Board members some problems with Drain No. 12. He would like to have  $\frac{3}{4}$  mile straightened out and cleaned out. The Board agreed that it should be looked into in 1985 and also the possibility of placing an assessment on said drain for 1985.

Several bills regarding the Methorst bridge located west of Milnor were discussed. The Board moved to pay 60% of all costs on removing the bridge and replacing it with 48' of 60" culvert.

Three bridges that need repairs were discussed and the Board moved to submit these bridges to the county commissioners for their consideration in upcoming bridge repair or replacement. The bridges are: No. 110-16, 111-18 and 135-19.

The following bills were audited. Commissioner Totenhagen moved that the bills be paid. Commissioner Paczkowski seconded the motion and same carried.

October 23 - Social Security Contribution Fund - wages paid in Oct., 1984	104.12
November 19 - James Bosse - 45.00 per diem less 3.02 S.S. plus 4.80 mileage	46.78
November 19 - Maynard W. Lien - 90.00 per diem less 6.03 S.S. plus 14.80 mileage	98.77
November 19 - Mike Paczkowski - 45.00 per diem less 3.02 S.S. plus 8.80 mileage	50.78



November 19 - John C. Totenhagen - 45.00 per diem less 3.02 S.S. plus 7.60 mileage	49.58
November 19 - Sherry Hosford - Nov. salary less 11.73 S.S.	163.27
November 19 - Bohnenkamp Construction - Methorst Bridge - 19 1/4 hours @ \$43.00/hour plus \$30.00 to set culvert(SC billed for 40%)	857.75
November 19 - Jerry's Backhoe Service - Level spoil bank on Dr. # 11	30.00
November 19 - North Dakota State Water Commission - 2 quads	5.50
November 19 - Northwestern Bell Telephone - Repair 2 telephone cables on Drain No. 11	646.13
November 19 - Sargent County - 60% cost to blast Methorst Bridge and 48' of 60" culvert and 1 band	1,514.40
November 19 - Sherry Hosford - Extra clerical work - less S.S. 10.05	139.95

Commissioner Lien moved that the Board adjourn subject to call by the Chairman.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON DECEMBER 13, 1984 AT 9:30 A.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

The Sargent County Water Resource Board met pursuant to adjournment with all members present.

Commissioner Paczkowski moved that the minutes be approved as distributed. Commissioner Jacobson seconded the motion and same carried.

The Board discussed the possibility of scheduling a meeting with Greg Radiniecki and Jeff Volk in regards to Drain No. 11. The Secretary was instructed to set up the meeting for January 17 at 1:00 p.m. in the Sargent County Courthouse.

The Secretary reported that the Sargent County Commissioners agreed to pay 1/3 of the cost of the culvert used in Whitestone Hill Township. Commissioner Totenhagen moved that the Water Board contribute 1/3 of the total cost and that Whitestone Hill Township be responsible for the remaining 1/3. Commissioner Lien seconded the motion and same carried.

A bill was reviewed from Dan Wentz's Law Firm in regards to Cayuga Sewer Project. The Board instructed the Secretary to send a copy of the bill and a letter dated October 22, 1984 to Mr. Richard Lane.

Commissioner Lien moved that the Board order quads from the State Water Commission for Aliceton and Sydna Townships in Ransom County. Commissioner Jacobson seconded the motion and same carried.

The Board reviewed a Public Notice from the US Army Corps of Engineers regarding a dike on the Wild Rice River within the boundaries of the Tewaukon National Wildlife Refuge. Commissioner Paczkowski moved that a letter be sent to the Corps with the following requests and information:

1. Hereby request that a public hearing be held to consider the application because surrounding landowners are not informed on this matter.
2. It is the Water Resource Board's responsibility to supervise water control in Sargent County and they were not informed of this matter until November 21, 1984 by the Sargent County Board of Commissioners.
3. The area involved is an excellent waterfowl resting area at the present time.
4. The project would eliminate water retention areas during spring flooding, therefore causing more flooding.

Said motion was seconded by Commissioner Jacobson and motion carried. The letter will be sent by certified mail-return receipt requested.

The following bills were audited. Commissioner Paczkowski moved that the bills be paid. Commissioner Lien seconded the motion and same carried unanimously.

11/26/84 - Social Security Contribution Fund - Wages paid in Nov., 1984	75.35
12/18/84 - James Bosse - 270.00 per diem less 18.09 S.S. plus 188.47 exp.	440.38
12/18/84 - Dan Jacobson - 270.00 per diem less 18.09 S.S. plus 166.27 exp.	418.18
12/18/84 - Maynard W. Lien - 270.00 per diem less 18.09 S.S. plus 255.87 exp.	507.78
12/18/84 - Mike Paczkowski - 270.00 per diem less 18.09 S.S. plus 191.87 exp.	443.78



Commissioner Paczkowski moved that the Board hire Radniecki and Jensen to level the spoil bank on Drain # 11 as per the February 21, 1985 bid sheet and to install the 96" pipe in the SE $\frac{1}{4}$  of Section 35-130-57. Commissioner Jacobson seconded the motion and same carried.

Commissioner Lien moved that the Board approach the county commissioners and propose placement of a culvert or culverts on the county road between Sections 1 and 2 in Brampton Township. The Water Board will purchase the culverts and install and ask the county to provide the gravel for installation and to restore the roadtop. Commissioner Paczkowski seconded the motion and same carried. An appointment was scheduled for April 2, 1985 at 9:30 a.m.

The following bills were audited. Commissioner Totenhagen moved that the bills be paid. Commissioner Jacobson seconded the motion and same carried unanimously.

3/21/85 - Sherry Hosford - March salary less 12.34 S.S.	162.66
3/25/85 - James Bosse - 135.00 per diem less 9.52 S.S. plus 18.60 mlge	144.08
3/25/85 - Dan Jacobson - 135.00 per diem less 9.52 S.S. plus 3.60 mlge	129.08
3/25/85 - Maynard W. Lien - 135.00 per diem less 9.52 S.S. plus 24.40 mlge	149.88
3/25/85 - Mike Paczkowski - 135.00 per diem less 9.52 S.S. plus 20.00 mlge	145.48
3/25/85 - John C. Totenhagen - 135.00 per diem less 9.52 S.S. plus 28.00 mlge	153.48
3/25/85 - ND Water Resource Districts Association - 1985 Dues	200.00
3/25/85 - Social Security Contribution Fund - Wages paid in March, 1985	119.85

The Board received a phone call from Jeff Volk in regards to the placement of culverts on ND State Highways 11 & 13 on Drain No. 11. The District Office has recommended the following to the State for their final decision. ND # 13 - recommend that they relay the existing 36" pipe down to new grade (approximately 1 - 1 $\frac{1}{2}$ ') and ND # 11 - recommend that a new 36" pipe be installed beside the existing large multi-plate (about 50' from it) and also suggest an alternate that the contractor can bore a 30" pipe rather than cutting in a 36" pipe.

Commissioner Jacobson moved that the Board adjourn to April 18, 1985 at 8:00 p.m.

James Bosse  
James Bosse, Chairman

Attest:

Sherry Hosford  
Sherry Hosford, Secretary

**MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE DISTRICT HELD ON APRIL 18, 1985 AT 8:00 P.M. IN THE COMMISSIONER'S ROOM, SARGENT COUNTY COURTHOUSE.**

The Sargent County Water Resource District met pursuant to adjournment with all members present.

Commissioner Totenhagen moved that the minutes be approved as read. Commissioner Jacobson seconded the motion and same carried.

Commissioner Paczkowski presented easements from Lawrence Lee and George and Ilse Lee which have been signed and notarized. The Board instructed the Secretary to record the easements in the Register of Deeds Office.

The Board discussed the meeting with the County Commissioner's on April 2, 1985. Commissioner Jacobson moved that the Board hire Jerry Bohnenkamp to install a 30" or 36" pipe on the County Road located between Sections 1 and 2 in Brampton Township. Commissioner Totenhagen seconded the motion and same carried. This Board will purchase the culvert and pay for installation and the County Commissioner's agreed to provide gravel for fill and repair the road top on completion of the project. Chairman Bosse will contact Bohnenkamp.

The Board was informed that no response has been received from the State Water Commission regarding a survey on the watershed dam located in the NW $\frac{1}{4}$  of Section 20 in Marboe Township.

Greg Radniecki, Radniecki & Jensen Co., met with the Board to discuss upcoming projects. He also presented a synopsis of the work that was completed in 1984 and a copy is in the Drain No. 11 file. He informed the Board that he began work on leveling the spoil bank on Drain No. 11 and is encountering some problems with a fence on Grant Beckstrom's land. There is an irrigator on the quarter also



causing problems with the pivot arm hitting the spoil bank. The Board instructed Radniecki to work around the fence for now and see what develops in the future.

Commissioner Paczkowski moved that the Board hire Radniecki & Jensen Co. to proceed with ditch cleaning on Drain No. 11 beginning at approximately Station No. 1548 and continuing north to ND State Highway No. 13 or at such time that funding is depleted. Commissioner Jacobson seconded the motion and same carried unanimously.

Commissioner Totenhagen moved that the Board hire Radniecki & Jensen Co. to clean out an area located on County Road 3 between the NW $\frac{1}{4}$  of Section 26 and the NE $\frac{1}{4}$  of Section 28 in Sargent Township. It is approximately 1 $\frac{1}{2}$  miles. Commissioner Lien seconded the motion and same carried unanimously.

The Board discussed the possibility of spraying ditches this spring. The Secretary was instructed to send a letter to the Sargent County Weed Board and request that they spray the Water Channel through the City of Milnor and north to the Ransom County line and also an area located south of the County Road in Section 7 - the NE $\frac{1}{4}$  - 129-53 LTL approximately 200 feet south of the road. Chairman Bosse will contact Al Dahl on some SCS ditches and a request will be made to Job Service of North Dakota for student summer employment to spot spray trees on the legal drains.

Commissioner Lien moved that the following bills be approved for payment. Commissioner Paczkowski seconded the motion and same carried unanimously.

3/27/85 - Sargent County Bank - purchase MM Certificate	35,000.00
4/10/85 - Sherry Hosford - 175.00 salary less 12.34 S.S.	162.66
4/22/85 - James Bosse-180.00 P.D. less 12.69 S.S. plus 34.00 mileage	201.31
4/22/85 - Dan Jacobson-225.00 P.D. less 15.86 S.S. plus 35.30 mlge & exp.	244.44
4/22/85 - Maynard W. Lien-180.00 P.D. less 12.69 S.S. plus 22.90 mlge & exp.	190.21
4/22/85 - Mike Paczkowski-180.00 P.D. less 12.69 S.S. plus 88.70 mlge & exp.	256.01
4/22/85 - John C. Totenhagen-225.00 P.D. less 15.86 S.S. plus 31.20 mileage	240.34
4/22/85 - Case and Bopp Attorney's - Drain No. 12 Easement preparation	35.00
4/22/85 - Ohnstad, Twichell, Breitling Law Offices - General	59.80

Commissioner Jacobson moved that the Board adjourn to May 16, 1985 at 8:00 p.m.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, MAY 16, 1985 AT 8:00 O'CLOCK P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

The Sargent County Water Resource Board met pursuant to adjournment with all members present.

Commissioner Jacobson moved that the minutes be approved as read. Commissioner Totenhagen seconded the motion and same carried.

The Board read a letter from the ND State Water Commission regarding the assistance of Randy Gjestvang on a survey of a watershed dam on the tributary to Labella Creek. The Board instructed the Secretary to inform the Water Commission that they are interested in receiving a cost estimate for the dam and will then decide if it is worth pursuing.

The Board discussed spraying ditches and Commissioner Jacobson moved that the Board hire David Stenvold to do hand spraying on weekends and that Chairman Bosse talk to Al Dahl about aerial spraying and Commissioner Lien talk to Randy Rotenberger also about aerial spraying. Commissioner Totenhagen seconded the motion and same carried.

Bridge No. 117-23 (Rasmussen's) was discussed and information provided relating to the 1985 replacement. The bids were let on April 19 and O. H. Blumer, Valley City, was awarded the contract at \$69,096.00. Total cost to the county including engineering will be \$20,487.20. He plans to begin work the last week in May.

A road near Donald Murack's was discussed. Commissioner Jacobson moved that the Board concur with cost sharing with the county commissioner's on two 32' x 48" culverts which will replace the existing four 30" culverts on a 50/50 basis. Commissioner Totenhagen seconded the motion and same carried. NOTE: It was later decided that 42" pipe would serve the purpose and that is what was used.

The Board instructed the secretary to cash one money market certificate and re-invest one on May 17, 1985. Money will be needed to pay for spoil bank leveling and culvert placement.



The Sargent County Board of Commissioners informed the Water Board that they have agreed to install a culvert in Drain No. 8 located just west of the City of Rutland. It was decided to use 60' of 18" pipe. The county and Water Board will cost share 40/60 on all expenses incurred in this project.

Jeff Volk called the Board and informed them that his survey crew had staked as far as the slough located in the W $\frac{1}{2}$  of Section 31-132-57. They did not proceed any further as the slough is full of water. Jeff will check on easements, etc. on said quarter.

The annual dam inspection was discussed. It was decided to meet at the Soil Conservation District Office in Forman at 9:00 a.m. on June 17.

The following bills were presented for payment. Commissioner Lien moved that all bills be approved for payment. Commissioner Paczkowski seconded the motion and same carried unanimously.

4/29/85-Social Security Contribution Fund-Wages paid in April, 1985	164.27
5/3/85-Radniecki & Jensen Const. Co.-Dr. # 11 spoil pile leveling	5,460.00
5/3/85-Radniecki & Jensen Const. Co.-Dr. # 12-Ditch reconstruction and cleanout	7,205.00
5/17/85-Crandall Construction-Dr. # 12- 5 $\frac{1}{2}$ hours loader work	330.00
5/17/85-Sherry Hosford-Secretary salary less 12.34 S.S.	162.66
5/17/85-Sargent County-50% cost share on pre. bridge work-117-23, 130-17 & 123-20	5,730.75
5/17/85-Sargent County-50% of 20% on construction engineering on Cayuga and Geneseo bridges	394.21
5/17/85-James Bosse-90.00 per diem less 6.35 S.S. plus 15.40 mileage	99.05
5/17/85-Dan Jacobson-45.00 per diem less 3.17 S.S. plus 1.20 mileage	43.03
5/17/85-Maynard W. Lien-90.00 per diem less 6.35 S.S. plus 15.20 mileage	98.85
5/17/85-Mike Paczkowski-45.00 per diem less 3.17 S.S. plus 8.80 mileage	50.63
5/17/85-John C. Totenhagen-45.00 per diem less 3.17 S.S. plus 7.60 mileage	49.43
5/24/85-Radniecki & Jensen Const. Co.-Dr. # 11 cleaning, culvert removal and replacement	14,075.00
5/29/85-Social Security Contribution Fund-Wages paid in May, 1985	69.09

Commissioner Jacobson moved that the Board adjourn to June 20, 1985 at 8:00 p.m.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON MAY 29, 1985 AT 1:00 P.M. IN THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present. Also present was Jeff Volk, Engineer, Moore Engineering, Inc. and Duane Breitling, Attorney, Ohnstad, Twichell Law Offices.

The purpose of the meeting was to discuss a letter from the North Dakota State Water Commission pertaining to a letter written by the Wildlife Society in regards to cleaning out Dr. # 11.

This Board hasn't received any other inquiries and a general discussion on Drain No. 11 was led by Mr. Breitling.

He informed the Board that the Water Board has an easement dated 1918 from the State of North Dakota for Dr. # 11. A permit is not necessary on any project that existed prior to 1975. If this cleaning out was strictly maintenance, there would be no concern.

Jeff Volk informed the Board that there was a design error on the original construction. Two engineers were involved- one in the north and one in the south. The two ends did not meet up the way the plans were intended and therefore the drain was not constructed according to the original plans.

Mr. Breitling added that if the Board lowers the design grade, they might need a permit, but could argue that they are only coordinating the original design. He advised that the Board not seek any further input from anyone else and he will

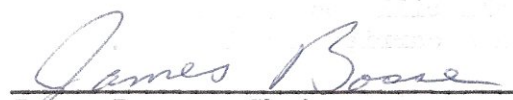


speak with Cary Backstrand on June 6 and inform him that the Board does not intend to get any funding for cleanout and are proceeding on the original design construction.

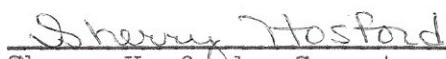
Chairman Bosse reported that Sargent Township spoke to him regarding a township road (dirt) located between Sections 22 & 23 in that township which is caving in. It is located over Drain No. 11 and currently there is a 72" culvert but it is too short and each side should have at least a 10' extension. Commissioner Lien moved that the Board purchase 20' of 72" pipe and have Radniecki install the extensions. Commissioner Paczkowski seconded the motion and same carried. The Board of County Commissioners will be approached about cost sharing.

The Board also discussed the possibility of removing a bridge located between Sections 26 and 35 in Denver Township. The Secretary was instructed to ask the county commissioners for permission to remove said bridge. Commissioner Totenhagen will also check with the Denver Township Supervisors.

The meeting was adjourned.

  
James Bosse - Chairman

Attest:

  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JUNE 20, 1985 AT 8:00 P.M. IN THE COMMISSIONER'S ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN, ND

Commissioner Bosse called the meeting to order with all members present. Also present was Greg Radniecki and Arlen Willprecht.

Commissioner Paczkowski moved that the minutes be approved as distributed. Commissioner Totenhagen seconded the motion and same carried.

Commissioner Totenhagen moved that the Financial Statement be approved. Commissioner Jacobson seconded the motion and same carried.

Greg proceeded to review with the Board and update them on work that is completed and work that will be done. The slough located in the NW $\frac{1}{4}$ -36-132-58 is causing some problems because there is so much water. He indicated that he can go in as far as possible and then mat out on the south side and clean 200-300 feet on that side. The flow would come from the railroad bridge and continue southerly. He will stay on the drain right-of-way. The other alternative is to leave it for now and if there is a dry fall, he could come back at that time and complete the cleaning. Commissioner Totenhagen moved that the Board authorize Radniecki and Jenson Const. Co. to proceed with the cleaning through the slough and on the west side. Commissioner Paczkowski seconded the motion and same carried.

The Board discussed a problem on a culvert that was replaced in 1984. The site is located on County Road No. 1 west of Louis Keller's. The road is caving in and it might be necessary to drive in pilings and rip rap the sides. Commissioner Totenhagen says he has telegraph poles that would work to drive in on the edges. Greg thought they would be able to do this and he will contact John when he is ready to drive the pilings. The county commissioners agreed to haul rock out to the site for rip rap.

Arlen Willprecht delivered a complaint regarding the new sanitary sewer system in Cayuga. He stated that a Texas Crossing that was installed in the Short Foot Creek on the south side of the Burlington Northern Railroad track is approximately one foot higher than the concrete bottom under the railroad bridge. This restricts the flow of water in the creek and backs up on landowners to the south. Commissioner Paczkowski had looked at the site prior to the meeting and he moved that the Board instruct the Secretary to send a letter to the engineering firm and a carbon copy to George Keifer stating that a complaint has been filed and requesting that they check out the problem and make the necessary corrections. Commissioner Lien seconded the motion and same carried.

Commissioner Lien moved that the Board approve a request from John Brummond to allow the contractor for the Rutland road project to pump water from Brummond Dam. Commissioner Jacobson seconded the motion and same carried.

Chairman Bosse read a letter from the commissioners stating that they had no objection to the removal of Bridge No. 105-5. This will be removed in conjunction with the cleaning out of Drain No. 11. Commissioner Totenhagen informed the Board that he had spoke to Lee Sommerland on the Denver Township Board and he could see no problem at this time to remove the bridge.



The Board was informed that the county commissioners will pay 40% of the total cost of the culvert used between Sections 22 and 23 in Sargent Township which will provide twenty feet of extension on the existing 72" culvert. (NOTE: It was found later that it was not possible to place a 10' extension on each side the culvert. One side was squashed down and therefore the new extension would not fit. Only one 10' section of 72" pipe was installed at said location.)

The Board proceeded to discuss a proposal from Soil Conservation Service regarding the Dead Colt Creek Waterway. There are three locations on Sargent County which the engineers for SCS have indicated that larger pipes are required to handle the flow of water. The sites are between Sections 11 & 12-132-57 (43" x 27" squash pipe<sup>(2)</sup> 60' long), between Sections 1 & 12-132-57 (100' x 48" round pipe), and between Section 1-132-57 and Section 6-132-56 (100' x 54" round pipe). There is also one location between Ransom and Sargent County located between 6-132-56 and 33-133-56 (100' 81" x 59" squash pipe). The approximate cost of these crossings is \$19,500. The county commissioners have committed \$3,000 to the project. The Board discussed the placement of this size pipe and Commissioner Paczkowski moved that the Board table any decision until Attorney Breitling has been contacted. They want to know what is their responsibility and obligation to a project such as this. Commissioner Totenhagen seconded the motion and same carried.

Commissioner Lien moved that the Board pay mileage and expenses for the Secretary to attend the Summer Meeting of the ND Water Resource Districts at Medora on June 24 and 25. Commissioner Totenhagen seconded the motion and same carried.

The Board discussed the tour scheduled for July 10 of Minnesota and also the Dead Colt Creek. No commissioners plan to attend the tour.

The following bills were audited. Commissioner Totenhagen moved that the bills be paid. Commissioner Lien seconded the motion and same carried unanimously.

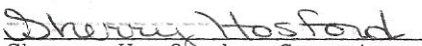
6/20/85 - Radniecki and Jensen Const. Co. - Dragline work-Dr. # 11-\$12,000;	
Matt Mobilization-Dr. # 11-\$800.00; Spoil Work-Dr. # 11-\$450.00;	
Bridge removal/south of church and replace with 40' x 48" cmp-Dr.	
# 11-\$2,335.00; Leveling-Drain No. 12-\$2,500.00	18,085.00
6/21/85 James Bosse-315.00 P.D. less 22.21 S.S. plus 52.36 mileage & meals	345.15
6/21/85 Dan Jacobson-270.00 P.D. less 19.04 S.S. plus 41.00 mileage	291.96
6/21/85 Maynard W. Lien-225.00 P.D. less 15.86 S.S. plus 93.00 mileage & meals	302.14
6/21/85 Mike Paczkowski-225.00 P.D. less 15.86 S.S. plus 67.80 mileage and meals	276.94
6/21/85 John C. Totenhagen-\$135.00 P.D. less 9.52 S.S. plus 22.80 mileage	148.28
6/21/85 Heather Bosse-Flagging for culvert on County Road So. of Cogswell/Dr. 11	14.00
6/21/85 Sherry Hosford-Secretary salary less 12.34 S.S.	162.66
6/21/85 Sargent County-96" pipe on Dr. # 11-\$1,925.00; 48" pipe by church on	
Dr. # 11-\$492.00 and 42" pipe by Donald Murack's-\$908.80	3,325.80

The Board discussed spraying on the legal drains. Commissioner Jacobson moved that the Board pay David Stenvold \$4.50/hour plus mileage to hand spray the legal drains and \$3.50/hour for Milnor kids to spray S.C. Water Channel Imp. District No. 1 in Milnor. Commissioner Totenhagen seconded the motion and same carried.

Commissioner Jacobson moved that the Board adjourn to July 18, 1985 at 8:00 p.m.

  
James Bosse - Chairman

Attest:

  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JULY 18, 1985 AT 8:00 P.M. IN THE COMMISSIONER'S ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND

Commissioner Bosse called the meeting to order with all members present. Also present was Bob Boone and Dean Schmidt SCS.

Mr. Boone and Mr. Schmidt were present to discuss the Dead Colt Creek Project. They reviewed a map of the entire area involved and noted what crossings would need pipe and the sizes. There are 13.6 sections of land contributing to the drainage. ASCS has appropriated \$60,000 for the \$125,000 project. They need commitments for the difference. It was suggested that the Sargent and Ransom Water Resource Boards contact the ND State Water Commission to request funding. The ND Game and Fish Dept. will also be approached for funding. The direct benefit from this project will be Dead Colt Creek to improve the water quality. It would be the responsibility of this Board to obtain easements from landowners and also to inspect the crossings annually, if this projects proceeds. The SCS will have



a good set of plans available in mid-August to use to review the project with the SWC. Commissioner Lien moved that the Sargent County Water Resource Board be willing to go along with their share of the culvert cost pending the cooperation of all other involved parties. Commissioner Jacobson seconded the motion. Those commissioners voting aye: Lien, Jacobson, Paczkowski, and Bosse. Those voting nay: Totenhagen. Motion carried. Commissioner Lien will talk to Norm Cross about the possibility of meeting with the Ransom County WRD.

The minutes were approved as distributed.

The Secretary read a letter from Steven G. Dewald, Lightowler Johnson Assoc. regarding the Cayuga Sewer Improvements. He informed the Board that the Contractor completed the lowering of the crossing on July 11 and that the elevation of the crossing was set for 0.2 feet below the bottom of the lowest portion of the box culvert to the railroad. Commissioner Jacobson stated that he and Arlen Willprecht had looked at the site and that Mr. Willprecht was favorable of the work completed. Mr. Dewald further stated that the project is about 90% complete and extended an invitation to the Board to attend the final inspection.

Forman Township is requesting permission to place a 15" culvert between the SW<sub>4</sub>-15-130-56 and the NW<sub>4</sub>-22-130-56. It would be placed quite high on the grade. Commissioner Lien moved that the Board approve this request subject to Commissioner Jacobson's investigation. Commissioner Totenhagen seconded the motion and same carried.

The 1985 Annual Dam Inspection Report was reviewed. General comments included that the channels should be burned every few years to remove excess litter and improve grass vigor; there is good recovery on past bare areas at Lubke-Brummond dam, but now some new areas are becoming bare due to cattle trampling and pawing the ground. Landowners need to keep grazing lightly, keep fences repaired and try not to concentrate livestock through a narrow gate or other area that will cause trampling; and the Board should keep advertising about channel right-of-ways and encouraging landowners not to farm too close to the channels and not to dump rocks, debris, etc. into the channels.

Daro Crandall contacted the Secretary regarding special assessments to Drain No. 2 in Herman Township. No work is anticipated by this Board at this time.

The Board reviewed the Pledge of Assets and were informed that there is an additional \$300,000.00 in pledged securities at the Sargent County Bank.

Chairman Bosse read a letter from Dave Potter reporting the progress on Pool 2 Cross Dike. He stated that progress is slow and they are working on assembling additional information to the engineers in Denver and they will put out a request to the SWC for the needed permit. He will keep them posted on further developments.

The Board received a complaint from Harvey Shasky on July 10 and on July 17, the Board members and Duane Breitling viewed the drainage problem in the West 57 acres of Section 16-130-55. Mr. Breitling will make a determination on the problem and get back to the Board at a later date.

The following bills were audited. Commissioner Jacobson moved that the bills be paid. Commissioner Paczkowski seconded the motion and same carried unanimously.

7/19/85 - Crandall Construction-48 yds rip-rap - Dr. # 11	432.96
7/19/85 - Farmers Union Oil Co. - Chemical and Fuel to spray ditches	224.73
7/19/85 - Jerry's Backhoe Service - Install 36" pipe in Co. Rd on Dr. 11	300.00
7/19/85 - John J. Lien - Spraying ditches - 40.35 labor & 14.60 mileage	54.85
7/19/85 - Moore Engineering, Inc. - Dr. # 12-636.50 and Dr. # 11-3,585.76	4222.26
7/19/85 - Greg Nelson - Spraying ditches - 35.00 Labor and 3.00 mileage	38.00
7/19/85 - Ohnstad, Twichell Law Firm-General-40.30 and Dr. # 11-921.00	961.30
7/19/85 - Radniecki & Jensen-Dr. # 11-1,050.00, Add 10' ext. on Dr. # 11-1,050.00	3600.00
Dr. # 12-1,100.00 and install rip-rap on Dr. # 11-400.00	245.00
7/19/85 - Sargent Aviation - Spraying 50 acres of ditches	2044.44
7/19/85 - Sargent County-Rutland culvert-453.12, 36" pipe on Co. Rd So. of Cogswell-Dr. # 11-1205.40 and 72" ext on Dr. # 11-385.92	568.29
7/19/85 - James Bosse-315.00 P.D. less 22.21 S.S. plus 275.50 expenses	86.05
7/19/85 - Dan Jacobson-90.00 P.D. less 6.35 S.S. plus 2.40 mileage	148.68
7/19/85 - Maynard W. Lien-135.00 P.D. less 9.52 S.S. plus 23.20 mileage	538.86
7/19/85 - Mike Paczkowski-270.00 P.D. less 19.04 S.S. plus 287.90 exp.	379.66
7/19/85 - John C. Totenhagen-270.00 P.D. less 19.04 S.S. plus 128.70 exp.	253.70
7/19/85 - Sherry Hosford-Summer meeting expenses	162.66
7/19/85 - Sherry Hosford - Sec. salary less 12.34 S.S.	

Commissioner Paczkowski moved that the Board adjourn to August 15 at 8:00 p.m.



James Bosse  
James Bosse, Chairman

Attest:

Sherry Hosford  
Sherry Hosford, Secretary

Forman, North Dakota  
August 22, 1985

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON AUGUST 22, 1985 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE

Commissioner Bosse called the meeting to order with all members present.

Commissioner Lien moved that the minutes be approved as distributed. Commissioner Paczkowski seconded the motion and same carried.

The Board reviewed a letter from Attorney Breitling regarding the Shasky/Hom complaint. It appears clear that the wetland that was filled did not accumulate runoff from 80 acres or more and thus it is this Board's opinion that no permit was needed for Mr. Hom to have filled the small wetland in the southwest corner of his property. After reviewing topographic maps, the Board determined that the water did not run east. If it did at one time, it would appear to be because of the road ditch and that is not considered a natural waterway. The topographic maps clearly show two low areas on either side of the south section line of Section 16 in the SE $\frac{1}{4}$ . The detail on the maps suggests that there is a five to ten foot depression along side the roads at the time the aerial photographs were taken in 1956 and field checked in 1958. There do not appear to be any outlets for those low spots to the Northeast. Commissioner Paczkowski moved that the Board send the foregoing information in the form of a letter to Mr. Shasky and suggest that if he wishes to pursue the matter any further, he will have to do so personally by proceeding in court against Mr. Hom. Commissioner Totenhagen seconded the motion and same carried.

Commissioner Jacobson reported that himself, Donald Wucherpfennig, Cyril Kudelka and Lester Bjerke (Forman Township Supervisors) reviewed the July request to place a culvert between the SW $\frac{1}{4}$  15-130-56 and NW $\frac{1}{4}$  22-130-56 to equalize water on both sides of the road. There was a culvert there initially, it has been removed, and now Jerome Fiala will agree to placing another culvert there for equalization. Commissioner Jacobson moved that the Board approve the placement of a 18" culvert at said location. Commissioner Lien seconded the motion and same carried.

The Board received and read a letter from Dean Schmidt, DC - SCS informing them that the Dead Colt Creek Group Waterway project has been cancelled. Sargent County will not have to fund any pipe at this time.

Commissioner Lien moved that the Secretary be instructed to publish in the official newspaper a notice on Obstruction of Watercourses - Penalty for two weeks. Commissioner Paczkowski seconded the motion and same carried.

The Board moved to place maintenance assessments on several drains in Sargent County for 1985. The drains and amounts are as follows: Drain No. 11 - \$.50 per benefited acre; Drain No. 12 - \$.50 per benefited acre and Drain No. 3 - \$.25 per benefited acre.

The Board considered a request by Forman Township to install a 24" culvert 1/4 mile south of Alden Hanson's. Commissioner Jacobson will check on the length and a decision will be made in September.

The Red River Joint Water Resource Board filed their 1985 budget with the County Commissioners. The amount requested was \$9,650.00. This will be considered by them in October.

The 1985 Budget for the Sargent County Water Resource Board was reviewed and moved to request \$83,950.00 for the ensuing year. Said budget will be submitted to the County Commissioners for approval.

The following bills were audited. Commissioner Jacobson moved that the Board approve payment of said bills. Commissioner Lien seconded the motion and same carried unanimously.

8/23/85 - James Bosse - 45.00 P.D. less 3.17 S.S. plus 4.80 mileage	46.63
8/23/85 - Dan Jacobson - 90.00 P.D. less 6.35 S.S. plus 3.20 mileage	86.85
8/23/85 - Maynard W. Lien - 90.00 P.D. less 6.35 S.S. plus 12.40 mileage	96.05
8/23/85 - Mike Paczkowski - 45.00 P.D. less 3.17 S.S. plus 8.80 mileage	50.63
8/23/85 - John C. Totenhagen - 45.00 P.D. less 3.17 S.S. plus 7.60 mileage	49.43
8/23/85 - Sherry Hosford - August secretary salary less 12.34 S.S.	162.66
8/23/85 - Ohnstad, Twichell Law Offices - General	398.00
8/23/85 - Sargent County - BRO 41 (1) - Rasmussen Bridge (50%)	2,747.06



8/23/85 - Dave Stenvold - Hand spraying ditches 40.50 labor less 2.86 S.S. plus 13.80 mileage	51.44
8/23/85 - Social Security Contribution Fund - Wages paid in August	74.80

Commissioner Jacobson moved that Board adjourn to September 19, 1985 at 8:00 p.m.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON SEPTEMBER 19, 1985 at 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN.

Chairman Bosse called the meeting to order with all members present. Also present was Dean Schmidt, SCS.

Commissioner Lien moved that the minutes be approved as read. Commissioner Paczkowski seconded the motion and same carried.

Dean Schmidt met with the Board to discuss the follow-up on the watershed inspection. He reported that the Lubke-Brummond Dam needed fence repaired and one gate was down on the spillway and also the Nelson Dam had a plug in the spillway. Chairman Bosse agreed to contact both Brummond and Nelson and request that they comply with the Water Boards request. Mr. Schmidt also noted that trees and brush needed to be sprayed on T1, 2,3, and Wild Rice 1 & 9. The Board informed him that there had been spraying done this summer and the aerial sprayer was contacted but did not get at it this year.

The Board received and read a letter from Harvey Shasky regarding the recommendation sent to him in August. The Board acknowledged receipt of said letter and instructed the secretary to file.

Commissioner Paczkowski moved that the Board approve and pay for a 24" x 48' culvert in Forman Township to equalize water. Commissioner Lien seconded the motion and same carried. Forman Township will pay for the installation of said culvert.

Commissioner Paczkowski moved that the Sargent County Water Resource Board pay 40% of the total cost for an 18" x 60' culvert used on Tri-County Drain north and east of DeLamere on the Ransom/Sargent county line. Commissioner Jacobson seconded the motion and same carried.

The Board received SWC Project # 1303 - Application to Construct or enlarge a dam or reservoir in the W $\frac{1}{2}$  of Section 27-130-54. Currently there is a dike in the W $\frac{1}{2}$  of Section 27 to contain Wild Rice River flow and in turn preventing the continual flooding of a terminal basin. For the purpose of waterfowl production the dike will be breached to allow for the flooding of the basin by flows from the Wild Rice. The dike will be breached via of a half round stoplog structure and 36" CMP, thus allowing the Wild Rice River to enter into the basin. Under all conditions the basin cannot be drained below the water surface elevation of the Wild Rice River. The application states that the dam will be under the direction of Ducks Unlimited. The Board discussed the application and were informed that D.U. will be putting up the money for said project, but the Tewaukon National Wildlife Refuge personnel will be the managers of the dam. Commissioner Lien moved that the Sargent County Water Resource approve said application. Commissioner Totenhagen seconded the motion and same carried. An approved copy will be sent to the State Engineer.

Commissioner Paczkowski moved that the following bills be approved for payment. Commissioner Jacobson seconded the motion and same carried unanimously.

9/24/85 - James Bosse-45.00 P.D. less 3.17 S.S. plus 4.80 mileage	46.63
9/24/85 - Dan Jacobson-45.00 P.D. less 3.17 S.S. plus 1.20 mileage	43.03
9/24/85 - Maynard W. Lien-180.00 P.D. less 12.69 S.S. plus 27.30 mileage and expenses	194.61
9/24/85 - Mike Paczkowski-90.00 P.D. less 6.34 S.S. plus 72.30 mileage and expenses	155.96
9/24/84 - John C. Totenhagen-45.00 P.D. less 3.17 S.S. plus 7.60 mileage	49.43
9/24/85 - Sherry Hosford-175.00 salary less 12.34 S.S.	162.66
9/24/84 - Ohnstad, Twichell Law Firm- General (Shasky)	173.15
9/24/85 - Sargent County - BRO 41(1) - Rasmussen Bridge (50%)	5,401.94
9/24/85 - The Teller - Obstruction display	17.15
9/24/85 - Social Security Contribution Fund - Wages paid in September, 1985	81.78
9/24/85 - City of Milnor-Final payment on special assessments (Nos. 7375, 7376 & 7384)	177.28
9/27/85 - Sargent County Treasurer-1985 special assessments (Nos. 7375, 7376 & 7384)	88.64

Commissioner Jacobson moved that the Board adjourn to October 17, 1985 at 8:00 P.M.

ATTEST:

Sherry Hosford  
SHERRY HOSFORD, SEC.

James Bosse  
JAMES BOSSE - CHAIRMAN



MINUTES OF A SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON OCTOBER 8, 1985 AT 10:00 A.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the special meeting to order with all members present. Also present was Daniel Wentz, Fargo, ND.

Mr. Wentz had addressed a letter to the Board regarding bonds which were purchased by the Sargent County Water Resource Board relative to the Sargent County Water Channel Imp. District No. 1 project. He is interested in purchasing the bonds from the Board and hold personally as an investment. It was noted that the Board holds \$40,000.00 in bonds and Mr. Wentz is willing to pay \$42,500.00. The Board discussed the proposal and indicated that there could possibly be local people who would be interested in buying said bonds but the Board did not need additional cash and had not sought any buyers. It was decided to think further about Mr. Wentz's proposal and make a decision at the next regular meeting.

The Board also discussed the status of Drain No. 3. Commissioner Paczkowski reported that he and Jeff Volk had investigated the total drainage area and it is noted that one mile does not have easements (Section 34-130-53). Jeff agreed to call Breitling and get an opinion on whether or not to proceed with the project. Commissioner Paczkowski informed the Board that most everyone that they had spoken to were in favor of a clean-out project if another portion could be straightened out to make the drain more beneficial.

During a conference call to Jeff Volk, he indicated that Mr. Wentz advised that the drain has been there for many years and therefore a question whether or not easements are necessary, but if there would be problems, it might be better to offer some compensation to the landowners and get permanent easements. Jeff said he could come down on October 10 to talk to the landowners and then schedule a survey crew the week of October 14. The survey would be a profile of the bottom of the drain and mark with lathes which would be ready to clean when a contractor is hired.

Commissioner Jacobson moved to approve Moore Engineering, Inc. to do a survey of Drain No. 3. Commissioner Lien seconded the motion and same carried.

The Board also discussed the railroad bridge located on the north end of Drain No. 11. Commissioner Lien heard reports that it had been cleaned out. Jeff said he will check with the guy in West Fargo to see if anything has been done. It was also noted that the culverts are in place on Highway 13 and 11 on Drain No. 11 but none of the Board have checked them out at this time.

Commissioner Jacobson moved that the Board adjourn to October 17, 1985 at 8:00 p.m.

James Bosse  
James Bosse - Chairman

Attest:

Sherry Hosford  
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON OCTOBER 17, 1985 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present. Also present was Jeffry Volk, Moore Engineering, Inc. and Donald Willprecht, Cayuga, ND.

Commissioner Paczkowski moved that the minutes be approved as read. Commissioner Jacobson seconded the motion and same carried.

Mr. Willprecht met with the Board regarding a crossing in the SW $\frac{1}{4}$  of Section 28-Kingston Township on Drain No. 3. He explained that many years ago there had been a bridge but it washed out and nothing was put in its place. He would like a crossing so that he can drive a vehicle over the drain to repair fences for his cattle. He put rocks in the bottom so he could drive across, but when the drain was cleaned out, the rocks were removed. The crossing is not located on a section line, but instead in the middle of the section. The Board discussed the possibility of a bridge, culverts or a Texas crossing. After much discussion, it was a unanimous decision of the Board that they uphold the county policy and not cost share any crossings located off the section line.

Duayne Baldwin, Harold Lawrence and Archie Paczkowski, all from Geneseo and Louis Wohlwend, Lidgerwood, arrived at the meeting to discuss the possibility of cleaning a portion of Drain No. 3. Jeffry Volk informed everyone that the surveying had been completed earlier this week and he had profiles of the E $\frac{1}{2}$  of Section 28 and all of Section 34 in Kingston Township. He reviewed the profiles and answered questions relative to elevation and also noted that a portion near Harold Lawrence's could be eliminated if two areas were straightened. Approximately 700 feet of drain could be eliminated - the immediate costs would be more, but



the drain would not silt in so quickly and it would last longer. The landowners present felt that it would be most beneficial to straighten the channel and that would be the best way in the long run. Harold Lawrence indicated that he would contribute \$1,000 toward the cleaning and also he would keep the area fenced so that his cattle would not go into the drain. Duayne Baldwin also informed the Board that there is an area in Section 12-Marboe Township-that is full of trees and would benefit the drain considerably if these were removed. He also stated that he felt an assessment should be placed on Drain No. 3 every year and then money would be available for maintenance. Commissioner Jacobson moved to approve cleaning a portion of Drain No. 3 and that Commissioner Paczkowski be authorized to contact Crandall Construction to see if the work can be done this fall. Commissioner Totenhagen seconded the motion and same carried. Mr. Lawrence will be informed to talk to Donald Willprecht regarding flowage easements.

The Board discussed Daniel Wentz's proposal to purchase the Water Channel Improvement Bonds. Commissioner Paczkowski moved that the Board keep possession of said bonds. Commissioner Lien seconded the motion and same carried.

Jeffrey Volk also discussed the culvert placement on ND State Highway 11. He was informed that they had been put in place. The Board says the culverts are at the location but have not been installed. Jeff will talk to the highway department. In regards to the railroad bridge located on Drain No. 11, Jeff says they cannot get the work done this fall, but will get it cleaned out this spring.

The Board read a letter addressed to them from Gary Erickson, Assistant Refuge Manager, Tewaukon Refuge. Mr. Erickson described a project on the Gainor Waterfowl Production Area located in the SW $\frac{1}{4}$ -13-132-54. They plan to build a nesting island in an alkaline wetland owned by USFWS. The island will be approximately 260' by 160', with 5:1 side slopes and have a base of .95 acres. There are no permits required for such a project and the Board had no objection.

The following bills were audited. Commissioner Lien moved that the bills be paid. Commissioner Totenhagen seconded the motion and same carried unanimously.

10/18/85-Sherry Hosford-175.00 less 12.34 S.S. salary	162.66
10/18/85-Jerry's Backhoe Service-Dr # 11 inlet & outlet cleaning	90.00
10/18/85-Sargent County-Rasmussen Bridge 50%	2,015.79
10/18/85-The Teller-Publishing Fees	17.15
10/18/85-James Bosse-180.00 P.D. less 12.69 S.S. plus 32.20 expenses	210.51
10/18/85-Dan Jacobson-180.00 P.D. less 12.69 S.S. plus 23.00 expenses	190.31
10/18/85-Maynard W. Lien-90.00 P.D. less 6.35 S.S. plus 21.00 expenses	104.65
10/18/85-Mike Paczkowski-180.00 P.D. less 12.69 S.S. plus 35.20 expenses	202.51
10/18/85-John C. Totenhagen-135.00 P.D. less 9.52 S.S. plus 33.80 expenses	159.28

Commissioner Jacobson moved that the Board adjourn to November 21, 1985  
at 9:00 a.m.

James Bosse  
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford  
SHERRY HOSFORD - SECRETARY



Chairman Bosse called the meeting to order with Commissioner Jacobson absent.

Commissioner Lien moved that the minutes be approved as read. Commissioner Paczkowski seconded the motion and same carried.

The Board reviewed the financial report and approved it as submitted.

Commissioner Paczkowski reported that Crandall Construction was unable to do any work this fall on Drain No. 3, but Radniecki Construction was available. Commissioner Lien moved and Commissioner Totenhagen seconded the motion that the Board hire Radniecki Const. to proceed with the work on Drain No. 3. Motion carried. Commissioner Paczkowski also reported that permanent easements were obtained from Donald Willprecht and Harold Lawrence and that Lawrence will pay \$500.00 on the drain cleanout this fall and the remaining \$500.00 in 1986.

The Board reviewed a letter from Lightowler Johnson Associates, the engineering firm for the Cayuga Sewer Project. They are requesting a joint inspection of the sewer system with the City of Cayuga, their firm and this Board. The Board instructed the secretary to contact the firm and ask them to set a date. If it is too late, the Board feels if the local residents and landowners are satisfied, they would have no objection to the project.

The Board discussed the north branch of Drain No. 11. Commissioner Totenhagen moved that the Board authorize Radniecki Construction to complete the cleaning on the north branch. The work would begin at the railroad bridge and go north to ND Highway 13. There is also a small area in the swamp that should be cleaned. Commissioner Lien seconded the motion and same carried.

The Board received and read a letter from the ND State Water Commission relative to the Gainor Waterfowl Production Area that U.S. Fish and Wildlife Service is proposing. They report that everything is in order and they may proceed with the construction of the nesting islands.

A discussion was held on dumping the lagoons in Milnor and Gwinner. The Board feels that this could be done earlier in the fall to avoid problems with freeze-up. Commissioner Lien will talk to the people responsible for dumping the lagoons.

Donald Wucherpennig, clerk, Forman Township, called the secretary and asked if they can keep the old culvert that will be removed south of Alden Hanson's. The Board agreed that they can keep the culvert and install it wherever they wish.

The following bills were audited. Commissioner Totenhagen moved that the bills be paid. Commissioner Paczkowski seconded the motion carried unanimously.

10/25/85 - Social Security Contribution Fund-For wages paid in Oct., 1985	132.54
10/25/85 - Forman Drug-Receipt Book	2.00
11/24/85 - James Bosse-90.00 P.D. less 6.34 S.S., 11.00 O.P. in Oct. plus 13.40 mileage	86.06
11/24/85 - Maynard W. Lien-45.00 P.D. less 3.17 S.S. plus 8.00 mileage	49.83
11/24/85 - Mike Paczkowski-90.00 P.D. less 6.34 S.S. plus 14.80 mileage	98.46
11/24/85 - John C. Totenhagen-90.00 P.D. less 6.34 S.S. plus 15.20 mileage	98.86
11/24/85 - Sherry Hosford-175.00 sec. salary plus 107.58 extra work less 19.92 S.S.	262.66
11/24/85 - Jacobson Excavating-Backhoe work on Dr. # 11 east of Crete	405.00
11/24/85 - ND Water User's Association-1986 Dues	250.00
11/24/85 - Sargent County-Culverts for Forman Twp. (48' x 24" & 2 bands)	576.16
11/24/85 - Sargent County - Recording easements for Drain No. 3	21.00

Commissioner Totenhagen moved that the Board adjourn to December 19, 1985 at 9:30 a.m.

James Bosse  
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford  
SHERRY HOSFORD- SECRETARY



MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON DECEMBER 19, 1985 AT THE HOUR OF 9:30 A.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN, ND.

Commissioner Bosse called the meeting to order with all members present.

Commissioner Jacobson moved that the minutes be approved as read. Commissioner Paczkowski seconded the motion and same carried.

Commissioner Lien moved and Commissioner Totenhagen seconded the motion to accept the financial statement. Motion carried.

Terry Baltes appeared before the Board regarding an assessment on the NW $\frac{1}{4}$ -20-130-57. He claims there is zero benefit to said land and asked the Board to remove the assessment. The Board informed him that once land is included within the boundaries of a district, it is virtually impossible to be taken out. They suggested to Mr. Baltes that he contact the adjacent landowner to approve a flowage easement and then apply for a permit to drain the land that is a problem.

Dave Potter, Manager, Tewaukon Refuge, met with the Board to update them on various projects in the county. The Nickeson project is moving slow. The SWC has issued a construction permit and they are now working on water rights. Hopefully next spring the project will be complete. Pool # 2 by the pavement - no drawings received and nothing additional has been submitted. It is in limbo. Gainor Waterfowl - the project is either dead or on long term delay. It was very wet when they started digging and several problems were encountered.

Pam Dryer, ND Parks and Recreation Dept. and John Kwapinski, Fort Ransom State Park, met with the Board to discuss Head of the Mountain Nature Preserve (Frenier Dam). They discussed the fencing and posting and the possibility of more signs and markers. The boundaries are a question because of the waters edge and dam. Also the possibility of hunting was discussed. To change the Articles of Dedication, it would require a public meeting and if changed, the governor's signature. The Board felt if hunting was permitted, law enforcement would be a problem. They felt it should remain closed to hunting. ND Parks and Recreation plans to put up an informational sign to show the boundaries, areas involved and activities allowed. Said lease with ND Parks and Rec. Dept. expires in 2005.

George Kiefer, Cayuga City Mayor and Stevan Dewald, Lightowler Johnson Assoc. met with the Board to inform them that the drainage improvements associated with the Cayuga Sewer project are complete. They were requesting the sum of \$5,000.00, which was the amount agreed upon in 1982 by the Water Resource District. Commissioner Lien moved and Commissioner Jacobson seconded the motion to approve the allocation of \$5,000.00 to Cayuga City for the sewer project. Motion carried unanimously.

The following bills were audited. Commissioner Paczkowski moved and Commissioner Jacobson seconded the motion to approve payment of bills. Motion carried unanimously.

11/24/85 - Social Security Contribution Fund-Wages paid in Nov., 1985	84.25
12/2/85 - Pat Nelson Construction-Dragline work on Drain No. 3	1,290.00
12/23/85 - James Bosse- 180.00 P.D. less 12.69 S.S. plus 227.80 expenses	395.11
12/23/85 - Dan Jacobson-180.00 P.D. less 12.69 S.S. plus 209.20 expenses	376.51
12/23/85 - Maynard W. Lien-180.00 P.D. less 12.69 plus 160.00 expenses	327.31
12/23/85 - Mike Paczkowski-180.00 P.D. less 12.69 S.S. plus 221.00 expenses	388.31
12/23/85 - John C. Totenhagen-180.00 P.D. less 12.69 plus 230.10 expenses	397.41
12/23/85 - Sherry Hosford-175.00 secretary salary less 12.34 S.S.	162.66
12/23/85 - Crandall Construction-Cleanout drain by H. Lawrence's Dr. #3	6,530.00
12/23/85 - Don Kiefer - Clean Dr # 12	45.00
12/23/85 - Postmaster - Stamps and petty cash	10.00
12/23/85 - Sargent County - 359 photo copies @ \$.10 copy	35.90
12/23/85 - Social Security Contribution Fund-Wages paid in Dec., 1985	151.59

Commissioner Totenhagen moved that the Board adjourn to January 16, 1986 at 9:30 a.m.

James Bosse  
JAMES BOSSE - Chairman

ATTEST:

Sherry Hosford  
SHERRY HOSFORD - Secretary