

Dickey County Water Resource District

MEETING MINUTES

October 19, 2022

8:00 A.M.

The Dickey County Water Resource District met at the Dickey County Courthouse on Wednesday, October 19, 2022 at 8:00 a.m. Managers Steve Hansen, Keith Hauck, Justin Gemar, Don Zimbleman and John Quandt were all present at the meeting. Sean Fredricks, the board's attorney and Nathan Trosen, Representative from Moore Engineering joined via video conference.

Chairman Hansen called the meeting to order.

Wright Township Discussion

No representatives were present at the meeting today and there was no new business to discuss.

Dickey County Drain #1

Manager Gemar requested that the board consider installing the new 40' culvert in the drain along the Lacina land that is ½ south of the Gemar farm and is on a section line. Manager Gemar stated that he thought it would help with overland flooding on the Lacina land and make the drain function more efficiently. After board discussion, Manager Quandt moved to accept the bid from Dakota Improvement to replace the culvert. Manager Zimbleman seconded the motion. Upon roll call, the motion passed unanimously. Brief discussion was made regarding the beaver situation on Dickey County Drain #1 and Manager Gemar is in contact with the beaver trapper to take care of any damns that are causing issues with the efficiency of the drain.

Tim Forward/Dennis Forward tile app

Application to Install a Subsurface Water Management System No. 2022-12 for Tim Forward and Dennis Forward in Section 20 in Hudson Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2022-12* filed October 18, 2022, by Applicants Tim Forward and Dennis Forward. Under the Application, Applicants seek to install a 620-acre drain tile system in Section 20 of Hudson Township, Dickey County, North Dakota. The project will include a single gravity outlet that will discharge via a pipeline that will commence in the southwest corner of the Southwest Quarter of Section 20; the pipeline will run to the west, in the north road ditch along 94th Street SE, under County Road 12; on the west side of County 12, the line will continue west for a short distance before daylighting and discharging into a natural watercourse. The project will include 10 surface inlets.

According to Dickey County tax data provided by Applicants, Timothy and Karen Forward own the North Half of Section 20 of Hudson Township, and Dennis and Shelly Forward own the South Half of Section 20. Upon information and belief, Klaus and Irma Marek own the Southeast Quarter of Section 19.

Manager Quandt moved, and Manager Gemar seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2022-12* filed October 18, 2022, for Tim Forward and Dennis Forward regarding a proposed tile project in Section 20 in Hudson Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2022-12, subject to the following conditions:

1. Applicants will install and maintain erosion protection at any outlet into the natural drain in the Southeast Quarter of Section 19 of Hudson Township.
2. Applicants will re-establish any areas disturbed installing or maintaining Applicants' tile system.
3. Applicants will not install Applicants' tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in Section 20 in Hudson Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Applicants must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2022-12 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, the motion carried unanimously.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicants' permit. However, for Applicants' protection, and to ensure protection of Applicants' tile system, the Board will recommend that Applicants comply with the following:

1. The Board recommends that Applicants obtain written consent from Hudson Township to install any project components within the Township's road right of way.
2. The Board recommends that Applicants obtain an easement or some other written consent from the owners of the Southeast Quarter of Section 19 to install and maintain tile pipeline.
3. The Board recommends that Applicants obtain all other necessary and requisite licenses, permit, registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2022-12, and downstream flow map to the Department of Water Resources, Hudson Township, Klaus and Irma Marek, and Southeast Water Users District. Applicants' detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Meeting Minutes

Manager Zimbleman moved to approve the September 21, 2022 minutes. Manager Gemar seconded the motion. Upon roll call, the motion passed unanimously.

Financial statement/bills

The board considered bills from Ohnstad Twichell of \$2750.66, Dakota Improvement of \$500, Moore Engineering of \$185.00 and Lovell Improvement Project of \$250.32. Secretary Hansen gave the financial report. Manager Hauck moved to accept the financial report and bills. Manager Zimbleman seconded the motion. Upon roll call, the motion passed unanimously.

There being no further business to discuss, the meeting was adjourned.

APPROVED:

Steve Hansen, Chairman

ATTEST:

Judy Hansen, Secretary