

Draft: These are DRAFT minutes and subject to amendment before final approval by the Dickey County Water Resource District.

Dickey County Water Resource District
MEETING MINUTES
May 20, 2026

The Dickey County Water Resource District met at the courthouse in Ellendale, ND at 8:00 am on Wednesday, May 20, 2026. Managers Steve Hansen, Keith Hauck, Don Zimbleman, Justin Gemar and John Quandt were all present at the meeting. Sean Fredricks, the board's attorney, and Nathan Trosen, Moore Engineering representative, joined via video conference.

Chairman Hansen called the meeting to order.

Public Comment Period:

There were no comment cards submitted or any other requests for public comment.

Tanner Kiecker Tile App

Application to Install a Subsurface Water Management System No. 2026-08 for Tanner Kiecker in the West Half and the Northeast Quarter of Section 6 in Potsdam Township

The Board next reviewed *Application to Install a Subsurface Water Management System No. 2026-08* filed April 23, 2026, by Tanner Kiecker. Under the Application, Mr. Kiecker seeks to install a 179-acre drain tile system in the West Half and the Northeast Quarter of Section 6 in Potsdam Township, Dickey County, North Dakota. The project will include two gravity outlets, both in the Northeast Quarter of Section 6; both outlets will discharge directly into a natural watercourse.

According to Dickey County tax records, Tanner and Kali Kiecker own those portions of the West Half and the Northeast Quarter of Section 6. Permittee intends to tile. Because the project will discharge directly into a natural watercourse, no downstream notices are necessary under N.D. Cent. Code § 61-32-03.1.

Manager Hauck moved, and Manager Quandt seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2026-08* filed April 23, 2026, for Tanner Kiecker in the West Half and the Northeast Quarter of Section 6 in Potsdam Township, and to authorize the Secretary-Treasurer to sign Subsurface Water Management Permit No. 2026-08, subject to the following conditions:

1. Permittee will re-establish any areas disturbed installing or maintaining Permittee's tile system.

2. Permittee will install and maintain erosion protection at any and all outlets into the natural watercourse in the Northeast Quarter of Section 6 in Potsdam Township.
3. Permittee will not install Permittee's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the West Half and the Northeast Quarter of Section 6 in Potsdam Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Permittee will apply for an amendment to Subsurface Water Management Permit No. 2026-08 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 Permittee's permit. However, for Permittee's protection, and to ensure protection of Permittee's tile system, the Board recommends that Permittee obtain all other necessary and requisite licenses, permits, registrations, and 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 and Subsurface Water Management Permit No. 2026-08 to the Department of Water Resources and Southeast Water Users District. Permittee's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Preston Peterson

Application to Install a Subsurface Water Management System No. 2026-09 for Preston Peterson in the West Half and the Northeast Quarter of Section 6 in James River Valley Township

The Board next reviewed *Application to Install a Subsurface Water Management System No. 2026-09* filed May 2, 2026, by Preston Peterson. Under the Application, Mr. Peterson seeks to install a 119-acre drain tile system in the West Half and the Northeast Quarter of Section 6 in James River Valley Township, Dickey County, North Dakota. The project will include two gravity outlets, one in the Southwest Quarter of Section 6 and the other in the Northeast Quarter of Section 6; the outlets will both discharge directly into the James River.

According to Dickey County tax records, Preston Peterson owns those portions of the West Half and the Northeast Quarter of Section 6 Permittee intends to tile. Because the project will discharge directly into a natural watercourse, no downstream notices are necessary under N.D. Cent. Code § 61-32-03.1.

Manager Quandt moved, and Manager Zimbleman seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2026-09* filed May 2, 2026, for Preston Peterson in the West Half and the Northeast Quarter of Section 6 in

James River Valley Township, and to authorize the Secretary-Treasurer to sign Subsurface Water Management Permit No. 2026-09, subject to the following conditions:

1. Permittee will re-establish any areas disturbed installing or maintaining Permittee's tile system.
2. Permittee will install and maintain erosion protection at any and all outlets into the James River.
3. Permittee will not install Permittee's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the West Half and the Northeast Quarter of Section 6 in James River Valley Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Permittee will apply for an amendment to Subsurface Water Management Permit No. 2026-09 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 Permittee's permit. However, for Permittee's protection, and to ensure protection of Permittee's tile system, the Board recommends that Permittee obtain all other necessary and requisite licenses, permits, registrations, and 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 and Subsurface Water Management Permit No. 2026-09 to the Department of Water Resources and Southeast Water Users District. Permittee's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Victor Lagodinski

Application to Install a Subsurface Water Management System No. 2026-10 for Victor Lagodinski in the Southwest Quarter of Section 1 and the Southeast Quarter of Section 2 in Whitestone Township

The Board next reviewed *Application to Install a Subsurface Water Management System No. 2026-10* filed May 15, 2026, by Victor Lagodinski. Under the Application, Mr. Lagodinski seeks to install a 317-acre drain tile system in the Southwest Quarter of Section 1 and the Southeast Quarter of Section 2 in Whitestone Township, Dickey County, North Dakota. The portion of the system in the Southeast Quarter of Section 2 will connect to the system in the Southwest Quarter of Section 1 via a line under County Highway 2. The project will discharge via a gravity outlet that will extend via a pipeline that will commence near the south boundary of the Southwest Quarter of Section 1; the line will run a short

distance, under 85th Street SE, and into the Northwest Quarter of Section 12; the pipeline will daylight and discharge into a tributary of the Maple River.

According to Dickey County tax records, Lon V. Lagodinski owns the Southwest Quarter of Section 1 and the Southeast Quarter of Section 2, the properties Permittee intends to tile. Further, according to Dickey County tax records, Iris Steinwand owns the Northwest Quarter of Section 12 in Whitestone Township, the property where Permittee intends to install a small segment of pipeline. Because the project will discharge directly into a natural watercourse, no downstream notices are necessary under N.D. Cent. Code § 61-32-03.1.

Manager Zimbleman moved, and Manager Hauck seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2026-10* filed May 15, 2026, for Victor Lagodinski in the Southwest Quarter of Section 1 and the Southeast Quarter of Section 2 in Whitestone Township, and to authorize the Secretary-Treasurer to sign Subsurface Water Management Permit No. 2026-10, subject to the following conditions:

1. Permittee will re-establish any areas disturbed installing or maintaining Permittee's tile system.
2. Permittee will install and maintain erosion protection at any and all outlets into the tributary of the Maple River in the Northwest Quarter of Section 12 in Whitestone Township.
3. Permittee will not install Permittee's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the Southwest Quarter of Section 1 and the Southeast Quarter of Section 2 in Whitestone Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Permittee will apply for an amendment to Subsurface Water Management Permit No. 2026-10 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 Permittee's permit. However, for Permittee's protection, and to ensure protection of Permittee's tile system, the Board recommends that Permittee comply with the following:

1. The Board recommends that Permittee obtain written consent from the Dickey County Highway Department to install any project components in the County's Highway 2 right of way.
2. The Board recommends that Permittee obtain written consent from the Whitestone Township Board of Township Supervisors to install any project components in the Township's right of way.

3. The Board recommends that Permittee obtain a pipeline easement, or some other consent, from the owner of the Northwest Quarter of Section 12 in Whitestone Township to install and maintain a pipeline and outlet.
4. The Board recommends that Permittee obtain all other necessary and requisite licenses, permits, registrations, and 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 and Subsurface Water Management Permit No. 2026-10 to the Department of Water Resources, the Dickey County Highway Department, the Whitestone Township Board of Township Supervisors, Iris Steinwand, Lon V. Lagodinski, and Southeast Water Users District. Permittee's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

James Tiegs

Application to Install a Subsurface Water Management System No. 2026-10 for James Tiegs, James Sheldon, and Jack Hofer in the Southeast Quarter of Section 20 and all of Section 28 in Van Meter Township

The Board next reviewed *Application to Install a Subsurface Water Management System No. 2026-10* filed May 15, 2026, by James Tiegs, James Sheldon, and Jack Hofer. Under the Application, the parties jointly seek to install a 732-acre drain tile system in the Southeast Quarter of Section 20 and all of Section 28 in Van Meter Township, Dickey County, North Dakota. The portion of the project in the Southeast Quarter of Section 20 will essentially act as an independent project, and will include a single gravity outlet near the northwest corner of the Southeast Quarter of Section 20; will discharge directly into a natural watercourse, as that term is defined under N.D. Cent. Code § 61-01-06. The remainder of the project, in Section 28, will include four gravity outlets in the Southeast Quarter of Section 28 and seven gravity outlets in the Northeast Quarter of Section 28; the outlets in the East Half of Section 28 will discharge directly into the Maple River. In addition, the project will include one gravity outlet along the north boundary of the Northwest Quarter of Section 28 that will discharge directly into a natural watercourse, as that term is defined under N.D. Cent. Code § 61-01-06.

With regard to the property the parties intend to tile, according to Dickey County tax records, Cornelius Hofer as Trustee of Maple River Hutterian Brethren Association Trust, owns the Southeast Quarter of Section 20 and the Southwest Quarter of Section 28 in Van Meter Township; Gary Tiegs owns the North Half of Section 28; and James Sheldon owns the Southeast Quarter of Section 28. Because the project will discharge directly into natural watercourses, no downstream notices are necessary under N.D. Cent. Code § 61-32-03.1.

Manager Quandt moved, and Manager Hauck seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2026-10* filed May 15, 2026, for James

Tiegs, James Sheldon, and Jack Hofer in the Southeast Quarter of Section 20 and all of Section 28 in Van Meter Township, and to authorize the Secretary-Treasurer to sign Subsurface Water Management Permit No. 2026-10, subject to the following conditions:

1. Permittees will re-establish any areas disturbed installing or maintaining Permittees' tile system.
2. Permittees will install and maintain erosion protection at any and all project outlets.
3. Permittees will not install Permittees' tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the Southeast Quarter of Section 20 and in Section 28 in Van Meter Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Permittees will apply for an amendment to Subsurface Water Management Permit No. 2026-10 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 Permittees' permit. However, for Permittees' protection, and to ensure protection of Permittees' tile system, the Board recommends that Permittees obtain all other necessary and requisite licenses, permits, registrations, and 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 and Subsurface Water Management Permit No. 2026-10 to the Department of Water Resources and Southeast Water Users District. Permittees' detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

David Locken(under 80)

No decisions need to be made with permit apps for projects under 80 acres.

Casey Peterson(under 80)

No decisions need to be made with permit apps for projects under 80 acres.

Dickey County Drain 1 Discussion

Manager Gemar gave a brief update on the ongoing beaver situation. Baker Trapping Services are doing a good job of managing the beaver activity and he is staying in contact with Manager Gemar and reporting his findings each month.

Yorktown Maple expansion update

Nathan Trosen, the Board's engineer, noted the Board previously discussed the possibility of a project to include a pump in the existing drain footprint, and another project to construct an extension of the legal drain channel. Trosen presented a preliminary estimate for an extension project. Mr. Trosen explained the process for proceeding with an extension project. Trosen worked with Ellingson Drainage to develop a proposed route and project estimate. If the landowners want to proceed with an extension project, the Board would have to proceed with an assessment vote for that extension, just like any new, stand-alone project. If the vote is successful, and the Board constructs the project, once the bonds issued to finance the project are retired, the Board could then consolidate the existing drain and the new extension. The costs of developing the project and submitting it to a vote are likely in the \$30,000-\$50,000 range. The costs of designing and constructing the project would likely be in the \$200,000-\$250,000 range. The project could also qualify for cost-share from the ND State Water Commission. Mr. Trosen also discussed the pump option; that project would not require an assessment vote and Trosen estimated the costs at approximately \$50,000. That project would still require a surface drainage permit. The Board will visit with the landowners that will benefit from the project and see if they are interested in paying for the project as a private drain or if they prefer that the Board proceed with an assessment vote.

Manager Quandt addressed the board to see if there is power available at the site to install a permanent pump with an elevation float that would lower the water levels.

Manager Gemar and Manager Zimbleman will reach out to other landowners that will benefit from the project to determine if landowners are interested with a pump project.

Meeting Minutes

Manager Quandt moved to approve the April 15, 2026, meeting minutes. Manager Gemar seconded the motion. Upon roll call, the motion passed unanimously.

Financial Statement and Bills

The board considered bills from Ohnstad Twichell of \$2443.86, Moore Engineering of \$2998.00 and Baker Trapping Services of \$331.40. Secretary Hansen gave the financial report. Manager Gemar moved to accept the bills and financial report. 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