

**ORDER OF THE BOARD OF MANAGERS OF  
THE HERON LAKE WATERSHED DISTRICT  
ACTING AS A DRAINAGE AUTHORITY  
UNDER MINNESOTA STATUTES, CHAPTER 103E**

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WHEREAS, a hearing for the correction of the Final Order for Project 6 to abandon tile replaced by the improvement project was held on July 20, 2016 with the Board of Managers of the Heron Lake Watershed District (HLWD); and,

WHEREAS, the Board of Managers of the HLWD, sitting as a drainage authority, determined by voice vote that an error was made in the final order for Project 6, in that said order failed to abandon tile lines which were replaced by the improvement; and the final order needs to be amended to correct the error; and,

WHEREAS, the Board of Managers of the HLWD, determined by voice vote that after the improvement was completed the tile in question no longer served any substantial useful purpose as part of the drainage system to any property remaining in the system; and,

WHEREAS, the Board of Managers of the HLWD, determined by voice vote that the tile in question are not a substantial public benefit or utility.

NOW, THEREFORE, it is hereby ordered that the Final Order for Project 6, dated May 10, 1978, is hereby corrected to include the following provisions:

1. Tile branches and stations designated as Stations 29 to 81 and 94+50 to 140 on the main tile line, Branch B Stations 0 to 2, and Branch B Stations 0 to 4+50 are hereby abandoned.
2. Abandonment shall not be deemed effective as to Stations 61, 65, 113, and 114 until Jackson County shall complete repairs to said stations. Upon completion of said repairs, as certified by the County Engineer, abandonment as to those stations shall become effective without further act or deed.
3. Subject to the provisions of paragraph 2, no further repair petitions may be accepted for the tile being abandoned pursuant to this order and the drainage authority's responsibility for the abandoned tile is ended.

Dated this 20<sup>th</sup> day of July 2016.

  
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James Buschena  
President of the Board of Managers

ATTEST:

  
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Jan Voit  
District Administrator