

STATE OF MINNESOTA
COUNTY OF BROWN

BEFORE THE BOARD OF
COUNTY COMMISSIONERS OF
BROWN COUNTY, MINNESOTA

In the Matter of the Redetermination
Of County Ditch 60
Brown County, Minnesota

NOTICE OF HEARING ON VIEWER'S REPORT

NOTICE IS HEREBY GIVEN, that a proceeding has been commenced by the Board of County Commissioners of Brown County, Minnesota, for redetermination of benefits and damages and benefited areas and damaged areas of Brown County Ditch No. 60.

That said proceeding is now pending.

That the Viewers appointed herein have made and filed their report in the office of the Brown County Auditor in the Courthouse in the City of New Ulm, County of Brown, State of Minnesota.

That the following is a brief description of the starting point, general course and terminus of the Brown County Ditch 60:

Main Open Ditch and Tile: Commencing at the intersection with Judicial Ditch No. 30 in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36-T110N-R33W, thence westerly through the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36-T110N-R33W, NE $\frac{1}{4}$ Section 35-T110N-R33W, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 26-T110N-R33W, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 27-T110N-R33W, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34-T110N-R33W, NE $\frac{1}{4}$ Section 33-T110N-R33W, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 28-T110N-R33W, NW $\frac{1}{4}$ Section 33-T110N-R33W, NE $\frac{1}{4}$ and terminating in the NW $\frac{1}{4}$ Section 32-T110N-R33W, all in Brown County, Minnesota.

Branch 1 Tile: Commencing at the intersection with the Main Open Ditch in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26-T110N-R33W, thence southerly through the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26-T110N-R33W, NW $\frac{1}{4}$ Section 35-T110N-R33W and terminating in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35-T110N-R33W, all in Brown County, Minnesota.

Branch 2 Open Ditch and Tile: Commencing at the intersection with the Main Open Ditch in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27-T110N-R33W, thence southerly through the SE $\frac{1}{4}$ Section 27-T110N-R33W, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 34-T110N-R33W, SE $\frac{1}{4}$ Section 33-T110N-R33W and terminating in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33-T110N-R33W, all in Brown County, Minnesota.

Branch 2A and Tile: Commencing at the intersection with the Branch 2 Open Ditch in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34-T110N-R33W, thence easterly through the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 34-T110N-R33W, SW $\frac{1}{4}$, NW Section 35-T110N-R33W and terminating in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35-T110N-R33W, all in Brown County, Minnesota.

Branch 3 Tile: Commencing at the intersection with the Main Open Ditch in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33-T110N-R33W, thence northerly through the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33-T110N-R33W and terminating in the SE $\frac{1}{4}$ Section 28-T110N-R33W, all in Brown County, Minnesota.

Branch 10 Tile: Commencing at the intersection with the Main Open Ditch in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33-T110N-R33W, thence southerly through the E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 33-T110N-R33W and terminating in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33-T110N-R33W, all in Brown County, Minnesota.

Branch 7 Tile: Commencing at the intersection with the Main Open Ditch in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33-T110N-R33W, thence southerly through the W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33-T110N-R33W and terminating in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32-T110N-R33W, all in Brown County, Minnesota.

Branch 4 Tile: Commencing at the intersection with the Main Open Ditch in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33-T110N-R33W, thence northerly through the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33-T110N-R33W, SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28-T110N-R33W and terminating in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28-T110N-R33W, all in Brown County, Minnesota.

Branch 4A Tile: Commencing at the intersection with the Branch 4 Tile in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28-T110N-R33W, thence northerly for a approximate distance of 400 feet and there terminating, all in Brown County, Minnesota.

Branch 4B Tile: Commencing at the intersection with the Branch 4 Tile in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28-T110N-R33W, thence easterly through the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28-T110N-R33W and terminating in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28-T110N-R33W, all in Brown County, Minnesota.

Branch 4C Tile: Commencing at the intersection with the Branch 4 Tile in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28-T110N-R33W, thence easterly and terminating in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28-T110N-R33W, all in Brown County, Minnesota.

Branch 5 Open Ditch and Tile: Commencing at the intersection with the Main Open Ditch in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29-T110N-R33W, thence northerly through the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29-T110N-R33W, SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Section 29-T110N-R33W, SE $\frac{1}{4}$ Section 20-T110N-R33W and terminating in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19-T110N-R33W, all in Brown County, Minnesota.

Branch 5A Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29-T110N-R33W, thence northerly through the SE $\frac{1}{4}$ Section 29-T110N-R33W and terminating in the S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 19-T110N-R33W, all in Brown County, Minnesota.

Branch 5B Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29-T110N-R33W, thence westerly through the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29-T110N-R33W and terminating in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 19-T110N-R33W, all in Brown County, Minnesota.

Branch 5C Tile: Commencing at the intersection with the Branch 5 Open Ditch in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29-T110N-R33W, thence westerly through the N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29-T110N-R33W and terminating in the N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30-T110N-R33W, all in Brown County, Minnesota.

Branch 5C-1 Tile: Commencing at the intersection with the Branch 5C Tile in the NW ¼ SW ¼ Section 29-T110N-R33W, thence northerly and terminating in the SW ¼ NW ¼ Section 29-T110N-R33W, all in Brown County, Minnesota.

Branch 5C-2 Tile: Commencing at the intersection with the Branch 5C Tile in the NW ¼ SW ¼ Section 29-T110N-R33W, thence southerly through the NW ¼ SW ¼ Section 29-T110N-R33W and terminating in the NE ¼ SE ¼ Section 30-T110N-R33W, all in Brown County, Minnesota.

Branch 5C-3 Tile: Commencing at the intersection with the Branch 5C Tile in the NE ¼ SE ¼ Section 30-T110N-R33W, thence northerly through the NE ¼ SE ¼, SE ¼ NE ¼ Section 30-T110N-R33W and terminating in the NE ¼ NE ¼ Section 30-T110N-R33W, all in Brown County, Minnesota.

Branch 5D Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SE ¼ SW ¼ Section 20-T110N-R33W, thence northerly through the SE ¼ SW ¼ and terminating in the W ½ SE ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 5D-1 Tile: Commencing at the intersection with the Branch 5D Tile in the SE ¼ SW ¼ Section 20-T110N-R33W, thence easterly and terminating in the SW ¼ SE ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 5D-2 Tile: Commencing at the intersection with the Branch 5D Tile in the NW ¼ SE ¼ Section 20-T110N-R33W, thence southeasterly and terminating in the NE ¼ SE ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 5D-3 Tile: Commencing at the intersection with the Branch 5D Tile in the NW ¼ SE ¼ Section 20-T110N-R33W, thence southeasterly and terminating in the NE ¼ SE ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 5E Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SE ¼ SW ¼ Section 20-T110N-R33W, thence northerly through the SE ¼ SW ¼ and terminating in the NE ¼ SW ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 5F Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SW ¼ SW ¼ Section 20-T110N-R33W, thence southerly for an approximate distance of 650 feet and there terminating, all in Brown County, Minnesota.

Branch 5G Tile: Commencing at the intersection with the Branch 5 Open Ditch in the SW ¼ SW ¼ Section 20-T110N-R33W, thence northerly through the SW ¼ SW ¼ and terminating in the NW ¼ SW ¼ Section 20-T110N-R33W, all in Brown County, Minnesota.

Branch 6 Tile: Commencing at the intersection with the Main Open Ditch in the SW ¼ NW ¼ Section 32-T110N-R33W, thence westerly through the SW ¼ NW ¼ Section 32-T110N-R33W, SE ¼ NE ¼ Section 31-T110N-R33W and terminating in the SW ¼ NE ¼ Section 31-T110N-R33W, all in Brown County, Minnesota.

Branch 6A Tile: Commencing at the intersection with the Branch 6 Tile in the SE ¼ NE ¼ Section 31-T110N-R33W, thence northerly through the NE ¼ Section 31-T110N-R33W and terminating in the SE ¼ SE ¼ Section 30-T110N-R33W, all in Brown County, Minnesota.

Branch 6B Tile: Commencing at the intersection with the Branch 6 Tile in the SE ¼ NE ¼ Section 31-T110N-R33W, thence northwesterly through the NE ¼ Section 31-T110N-R33W and terminating in the SW ¼ SE ¼ Section 30-T110N-R33W, all in Brown County, Minnesota.

Branch 6C Tile: Commencing at the intersection with the Branch 6 Tile in the SE ¼ NE ¼ Section 31-T110N-R33W, thence southerly through the SE ¼ NE ¼ Section 31-T110N-R33W and terminating in the NE ¼ SE ¼ Section 31-T110N-R33W, all in Brown County, Minnesota.

Branch 6D Tile: Commencing at the intersection with the Branch 6 Tile in the SE ¼ NE ¼ Section 31-T110N-R33W, thence westerly through the S ½ NE ¼ Section 31-T110N-R33W and terminating in the SE ¼ NW ¼ Section 31-T110N-R33W, all in Brown County, Minnesota.

Branch 9 Tile: Commencing at the intersection with the Main Open Ditch in the SW ¼ NW ¼ Section 32-T110N-R33W, thence southerly through the SW ¼ NW ¼ Section 32-T110N-R33W and terminating in the NW ¼ SW ¼ Section 32-T110N-R33W, all in Brown County, Minnesota.

Branch 8 Tile: Commencing at the intersection with the Main Open Ditch in the SE ¼ NW ¼ Section 32-T110N-R33W, thence southerly through the SE ¼ NW ¼ Section 32-T110N-R33W and terminating in the NE ¼ SW ¼ Section 32-T110N-R33W, all in Brown County, Minnesota.

That the description of the lands and properties which will be benefited or damaged by the redetermination of benefits and damages of Brown County Ditch No 60, Brown County, Minnesota, are as follows:

Sections 19, 20, 25, 26, 27, 28, 29 , 30, 31, 32, 33, 34, 35, and 36 of Prairieville Township. Also, sections 3 and 4 of Leavenworth Township.

That the names of the owners thereof, and municipal and other corporations affected thereby, as shown by the Viewers Report, are as follows:

Brian & Christine Braun, Jaci Braun, City of Cobden, Dakota MN Eastern Railroad, Randy Fischer, Francis & Tracee Fromm, Rose Fromm, Gregory & Paulette Grausam, Donald Guhlke Liv Tr., Lyle Heiderscheidt Trucking, LLC, Donald Hirsch, Jacob Hirsch, John & Eileen Hirsch, Thomas & Sharon Hirsch, Martin Hoffmann, James & Theresa Ibberson, Janice Jacobsen, Charles Kotten, James Kotten, Aaron Krienke, Linus & LuAnn Kruse, Randall & Pamela Krzmarzick, Gerald & Elayne Meinert, Delores & Charles Menk, Steven & Mildred Meyer, Joan Miller, Charles & Patricia Nelson, Gary Nelson, Joey & Stacy Nelson, Lois & William Nelson, Patricia Nelson, Robert Nelson Liv Tr Etal, Marlene Pelton Rev Tr, Jerold & Rebecca Peters, Prairieville Twp, Leroy & Evelyn Proell, Chris & Sally Richert, Joan Richert Etal, Evelyn Riebel Family Tr, Kenneth Riebel, Allen & Judith Schueler, Allen Schueler Etal, Arlene Schultz Etal, Jerald Schultz Rev Trust Etal, Darryl Schwartz Rev Tr Etal, Irene Schwartz, Joseph & Judy Schwartz, Craig Seifert, Dennis

Sellner, Lee & Melissa Sellner, Vincent & Judith Sellner, Delores Spaeth Rev Liv Tr, State of MN, Donald & Joan Swenson, Audrey Walter, Larry Watschke, and Thomas & Charlene Weilage Etal

AND THAT, THEREFORE, the Board of Commissioners of Brown County, Minnesota on the **18th day of December, 2018 at 1:15 a.m., at the Board of Commissioner's Room, 14 South State, in the City of New Ulm**, County of Brown, State of Minnesota, will hear and consider the Viewers' Report thereon; and that all the persons interested in the redetermination of benefits and damages and benefited and damaged areas of Brown County Ditch 60 Brown County, Minnesota, are invited to appear and be heard by and before the Board of County Commissioners of Brown County, Minnesota, at said time, for or against the proposed proceeding and with respect to any other matters in connection therewith.

Dated: November 27, 2018

BOARD OF COUNTY COMMISSIONERS
BROWN COUNTY, MINNESOTA

A handwritten signature in cursive script, appearing to read "Dean Simonsen", written over a horizontal line.

Dean Simonsen, Chairman

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BRAUN, JACI
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FROMM, ROSE M
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HIRSCH, JACOB J
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SAINT JAMES, MN 56081

HIRSCH, JOHN & EILEEN
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