

**BEFORE THE JACKSON-NOBLES JOINT BOARD OF
COMMISSIONERS, ACTING AS DRAINAGE AUTHORITY
FOR JUDICIAL DITCH #44**

**Findings of Fact and Order Approving
Redetermination of Benefits, Pursuant to
Minnesota Statutes 103E.351**

WHEREAS, the Jackson-Nobles Joint Board of Commissioners, acting as Drainage Authority for Judicial Ditch #44, ordered the Redetermination of Benefits to be completed on Jackson-Nobles Judicial Ditch #44; and

WHEREAS, the duly appointed viewers submitted their Viewers' Report for the Redetermination of Benefits; and

WHEREAS, pursuant to public notice, a Public Hearing was held on February 23, 2022, at 2:30 p.m., in Jackson County, Minnesota; and

WHEREAS, a Public Hearing was opened and the purpose of the hearing was explained to those in attendance; and

WHEREAS, the Drainage Coordinator indicated that the notice requirements under Minnesota Statutes 103E had been met; and

WHEREAS, Aaron Goeman of H2Over Viewers explained the process that is followed in generating a Redetermination of Benefits' Report, and indicated the viewers' recommendation as to Redetermination of Benefits. Alba Grain indicated to the viewers that they wished to be assessed both into the JD #44 system and the JD #76 system and, therefore, 9.1 acres will be determined to be Class 1 Acres and allows the land to be drained into either system; and

WHEREAS, the hearing was open for public comment and there were no public comments and questions.

NOW, THEREFORE, based on all the evidence presented and the Viewers' Report submitted, the Jackson-Nobles Joint Board of Commissioners, acting as Drainage Authority for Judicial Ditch #44, makes the following Findings of Fact:

FINDINGS OF FACT

1. The Viewers' Report is made and other proceedings have been completed.
2. The reports made or amended are complete and correct.
3. The damages and benefits have been properly determined.

ORDER

NOW, THEREFORE, it is hereby ordered that the Redetermination of Benefits, attached as **Exhibit A** with the amendment as to the buffer strip payment, is hereby approved. That the redetermined benefits and damages attached as **Exhibit A** shall be used in place of the original benefits and damages in all subsequent proceedings related to Judicial Ditch #44.

Dated this 7th day of March, 2022.

JACKSON-NOBLES JOINT BOARD OF
COMMISSIONERS, ACTING AS DRAINAGE
AUTHORITY FOR JUDICIAL DITCH #44

By Scott McClure
Its Chairperson