

MINUTES OF VIRTUAL / CONFERENCE CALL SPECIAL MEETING  
MAPLE RIVER WATER RESOURCE DISTRICT  
ORIGINATING AT THE CASS COUNTY HIGHWAY DEPARTMENT  
WEST FARGO, NORTH DAKOTA  
NOVEMBER 18, 2022

A virtual / conference call special meeting of the Maple River Water Resource District was held on November 18, 2022, at 9:00 a.m.

Present were Rodger Olson, Chairman; Gerald Melvin, Manager; Chad Miller, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Melissa Hinkemeyer, Administrative Assistant; and Kurt Lysne, Moore Engineering, Inc.

**Application for Surface Drain No. 6148 for Rich Family Trust and Koldok Farms in the SW 1/4 of Section 3 in Tower Township**

The Board reviewed information from the North Dakota Department of Water Resources regarding *Application for Surface Drain No. 6148* for Applicants the Rich Family Trust and Koldok Farms. Under the application, Applicants seek to construct drainage improvements in the W 1/2 of Section 3 in Tower Township. More specifically, Applicants intend to install a surface inlet in the SW 1/4 of Section 3 to drain surface sheetwater, and Applicants will convey the collected surface runoff via an underground non-perforated dual wall pipe; the pipeline will run to the northwest, across a portion of the NW 1/4 of Section 3 until the pipe daylights and discharges into the Maple River. Portions of the pipeline will be 18-inches in diameter and other portions will be 24-inches, and the pipeline will run approximately 1,672 feet at a 0.15% slope.

According to records on file with the Cass County Recorder's office and tax parcel data, Lucille Rich owns the SW 1/4 of Section 3 in Tower Township, with remainder interests in Gary Rich, Charles Rich, Patricia Liljenquist, and Helen Stubenvall; and Mark and Joanne Johnson own the NW 1/4 of Section 3.

Kurt Lysne went through his draft responses to the eight elements under Section 89-02-01-09.2 of the North Dakota Administrative Code. The Board determined no hearing was necessary under Section 89-02-01-09.1(2) of the North Dakota Administrative Code; the Board will require Applicants to install erosion protection at the outlet into the Maple River, and the Board will require Applicants to obtain a pipeline easement from the downstream owners. The Board concluded that in light of these measures, there will be no further adverse impacts from the project.

Manager Melvin moved, and Manager Miller seconded the motion, to conclude no hearing was necessary, to adopt Moore Engineering, Inc.'s responses to the eight elements under Section 89-02-01-09.2 of the North Dakota Administrative Code, and to approve

*Application for Surface Drain No. 6148* for the Rich Family Trust and Koldok Farms, subject to the conditions attached by the North Dakota Department of Water Resources, and subject to the following conditions:

1. Applicants will not construct or improve the drain in any manner that exceeds the dimensions indicated in the application.
2. Applicants will obtain a pipeline easement from the owners of the NW 1/4 in Section 3 of Tower Township.
3. Applicants will install and maintain erosion protection at the outlet into the Maple River.
4. Applicants will notify the Maple River Water Resource District in advance of any proposed improvements to the drain, including any increase in the capacity or drainage area affected, and, if necessary, Applicants will submit an additional permit application.

Upon roll call vote, the motion carried unanimously.

**Adjournment**

There being no further business for the Board to consider, it was moved by Manager Melvin, seconded by Manager Miller and unanimously carried to adjourn the meeting.

APPROVED:

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Rodger Olson  
Chairman

ATTEST:

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Carol Harbeke Lewis  
Secretary-Treasurer