

W. H. [unclear]

..... Ditch No.

In the Matter of the Petition of

and Others

**ORDER TO REPAIR DITCH
ON PETITION OF
LAND OWNER**

Filed....., 19.....

County Auditor.

State of Minnesota,

County of Anoka

In the Matter of the ~~Repair~~ Improvement of Drainage System No. 41 of the County of Anoka Minnesota.

The above entitled matter came on duly to be considered by the

Board of County Commissioners, Anoka County, Minnesota.

on the 17th day of June 19 47, upon the petition of B. B. Nelson and others for the improvement of said drainage system

and the report of the engineer appointed to examine the same and report thereon; and said Board, having examined said petition and said report and made due and necessary inquiry to determine the accuracy of the facts and recommendations set forth in said report of said engineer, find as follows:

That said engineer has duly examined said drainage system and made and filed his report and recommendations, reference to which report is hereby made as a part hereof:

That the repairs to said drainage system set forth in said petition and recommended in said engineer's report are necessary to the proper maintenance, usefulness and purpose of said drainage system:

That all the repair and improvement of said drainage system that is necessary is that

all of Ditch No. 41 (All, or part describing it)

and improvement

needed, cleaning out and repair so as to restore the same to its original condition and purpose; and enable said Board to perform the functions for which it was originally constructed;

that the benefits are not more than the total cost, including damages avoided that the estimated benefits are greater than the total cost estimated cost, including any damages, that the benefits and damages have been duly determined that the proposed improvement of this drainage system is practicable; that the improvement of the drainage system will be of public utility and benefits and well promote the public health, and the repairs as made and amended are complete, just and correct

IT IS THEREFORE ORDERED AS FOLLOWS:

That said petition be, and hereby, is granted; and that said drainage system be repaired according to the plans, specifications and recommendations of said engineer hereby made a part hereof.....

(If engineer's report be modified, set forth here)

That the County Auditor and the Chairman of the County Board

of said county..... be, and hereby are, authorized and directed to proceed according to law to advertise for bids and to let out contracts for the making of said repairs:

That upon the completion of such contracts according to law, said plans, specifications and recommendations of said engineer as herein modified and the approval of such work by said engineer, the cost thereof be, and hereby is,

(Apportioned in case of two or more counties)

apportioned according to law, and in accordance with the viewers' reports, between all lands benefited

~~to~~ paid out of the funds standing to the credit of said drainage system in said county.....

.....; and that in case there are not sufficient funds standing to the credit of said drainage system in.....

said county....., the remainder of such cost be paid out of the General Revenue Fund of said county.....; and that to reimburse said General Revenue Fund said

cost of said work paid out therefrom be assessed upon all lands originally assessed for the construction of said system in the same proportion as said lands were originally assessed for benefits; that such assessments be payable in..... ten..... equal annual installment the first of which shall be

payable on the ^{5th} ~~5th~~ day of January....., 1918....., and thereafter annually from said date, with interest thereon at ~~an~~ ^{four} per cent per annum at the same rate ^{as paid on} ~~as~~ the bonds issued pursuant to this order.

That the County Auditor.....of said county.....be, and hereby.....he is.....ordered to
make such assessments and to file in.....

~~upon~~ the office of the Register of Deeds of.....Anita.....

..... a summary statement and lien of such assessments against all lands benefited in the
original proceeding for the construction of said drainage system in the same proportionate amounts;
said summary statement.....to be as by law required in case of the original construction of said drain-
age system: that, upon and after the road filings
of the said ~~abstract~~, the County Auditor and
the chairman of the Court Board he & they
(If bonds are to be issued, so order; and other details)
benefit are ordered to receive the bonds
of this Court, in accordance with
Section 41, Chapter 143, laws of 1947 and in
accordance with Chapter 475, Minn Statutes
1945.

Dated June 17, 1947

Cornell Burckhardt

Attest:

