

**PETITION FOR
IMPROVEMENT OF DRAINAGE SYSTEM
RENVILLE COUNTY DITCH NO. 14-23**

TO: THE RENVILLE COUNTY BOARD OF COMMISSIONERS, ACTING AS THE DRAINAGE AUTHORITY FOR RENVILLE COUNTY DITCH NO. 14-23

Petitioners respectfully represent, state and request the following:

1. Designation of Drainage System.

This Petition requests the completion of a drainage project consisting of improvements to the drainage system designated as County Ditch No. 14-23 (“CD 14-23”) located in Renville County, Minnesota.

2. Necessity for Drainage Project.

The existing drainage system has insufficient capacity or needs enlarging or extending to furnish sufficient capacity or a better outlet. Minn. Stat. § 103E.215, Subd. 4(c)(2). The proposed improvements are necessary to prevent flooding, erosion, and adverse effects on agricultural land.

The drainage system is out of repair and the drainage project petitioned for herein is for a separable portion of the drainage system. Therefore, a portion of the cost may be assessed as a repair. Minn. Stat. § 103E.215, Subd. 6.

3. Description of Proposed Improvement.

The proposed drainage project would consist of improving and enlarging portions of CD 14-23, including enlarging portions of the open ditch and replacing buried tile with larger tile. The drainage system would be enlarged so that the improved portions of the drainage system provide a drainage coefficient of ½” per day for buried tile, consistent with NRCS recommendations. Specific improvements would be as follows:

- a. The Open Ditch portion of CD 14-23 would be improved along its length commencing in the west half of Section 5, Camp Township and continuing westerly to its terminus at the outlet into County Ditch 109A Branch 9 in the Northwest Quarter of the Southeast Quarter of Section 1, Birch Cooley Township. The Open Ditch would be converted into a “Two-Stage” ditch to provide water storage and retention functions to reduce mediate or reduce downstream peak water flows and improve water quality, or alternatively to the Two-Stage ditch, other water quality or storage improvements may be recommended by the project engineer.
- b. The buried tile portion of the Main Branch of CD 14-23 would be improved along its entire length commencing in the Northeast Quarter of the Northeast Quarter of Section 4, Camp Township and then continuing generally westerly along its length to its outlet

into the open ditch portion of the CD 14-23 Main in the West Half of Section 5, Camp Township. The buried tile portion of the Main Branch of CD 14-23 would be enlarged and its capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient.

- c. The Main Lateral portion of CD 14-23 would be improved commencing in the Northwest Quarter of the Northwester Quarter of Section 32, Bandon Township and then continuing generally southwesterly along its length to its outlet into the open ditch portion of the CD 14-23 Main Branch in the Southwest Quarter of the Northwest Quarter of Section 6, Camp Township. The Main Lateral of CD 14-23 would be enlarged and its capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient.
- d. Lateral B of CD 14-23 would be improved by rerouting a portion of Lateral B in the Northeast Quarter of the Southeast Quarter of Section 31, Bandon Township and the Northwest Quarter of the Southwest Quarter Section 32, Bandon Township. This portion of Lateral B of CD 14-23 would be enlarged and its capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient
- e. Lateral C of CD 14-23 would be improved along its entire length and extended so that portions of Lateral C3 and C4 can be rerouted to outlet directly into Lateral C, as determined by the engineer. The proposed improvement of Lateral C would commence at the Southeast Quarter of the Northeast Quarter of Section 32, Bandon Township and continue along Lateral C to its terminus at the outlet into the Main Lateral in the Northwest Quarter of the Southwest Quarter of Section 32, Bandon Township. Lateral C of CD 14-23 would be enlarged and its capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient.
- f. Lateral C3 would be improved from its origin in the Northeast Quarter of the Southeast Quarter Section 33, Bandon Township to its terminus at the outlet into the re-routed Lateral C tile line in the Northeast Quarter of Section 32, Bandon Township. Lateral C3 of CD 14-23 would be enlarged and its capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient.
- g. Laterals C4 and C5 would be improved along their entire length. Laterals C4 and C5 of CD 14-23 would be enlarged and their capacity increased to meet the NRCS recommended standard ½ inch per day drainage coefficient.
- h. The project engineer may recommend modifications and alternatives to this improvement for a more efficient or cost-effective design or to meet other necessary requirements.

A map depicting the location of the proposed improvement is attached hereto as **Exhibit A**.

4. Jurisdiction.

The undersigned Petitioners constitute: (1) at least 26% of the owners of the property affected by the proposed improvements; (2) at least 26% of the owners of property that the proposed improvements pass over; (3) the owners of at least 26% of the property area affected by the proposed improvements; or (4) the owners of at least 26% of the property area that the proposed improvements pass over. Minn. Stat. § 103E.215, Subd. 4(a).

Pursuant to Minn. Stat. § 103E.215, Subd. 4(c)(4), set forth on the attached **Exhibit B** is a map and list of the 40-acre tracts or government lots that the proposed improvements would pass over, together with the names of the owners of those tracts.

5. Public Utility and Health.

The proposed improvements will be of public benefit and utility because they will (1) protect property and roads from overflow and flooding and (2) render property suitable for cultivation. Minn. Stat. § 103E.215, Subd. 4(c)(5); Minn. Stat. § 103E.005, Subd. 27. Further, the proposed improvements will promote the public health because they will (1) improve the general sanitary condition of property by drainage and (2) prevent overflow that produces or tends to produce unhealthful conditions on agricultural land. Minn. Stat. § 103E.215, Subd. 4(c)(5); Minn. Stat. § 103E.005, Subd. 25.

6. Agreement by Petitioners.

The undersigned Petitioners have been informed and understand that they may not withdraw as a petitioner at any time after this Petition is accepted by the drainage authority, except with the written consent of all other Petitioners on the filed Petition. Also, the undersigned Petitioners acknowledge and agree that they will pay all costs and expenses that may be incurred if the proceedings for this drainage project are dismissed. Minn. Stat. § 103E.215, Subd. 4(c)(6).

7. Cost Bond.

One or more petitioners shall cause a bond to be filed or a check to be delivered in the amount of at least \$10,000.00 payable to the drainage authority. Minn. Stat. § 103E.202, Subd. 5. The bond or payment will be conditioned to pay the costs incurred if the proceedings are dismissed or if a contract is not awarded to construct the proposed improvements described in the petition. *Id.*

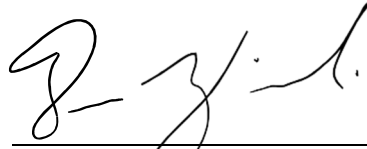
WHEREFORE, the Petitioners respectfully request the following:

- a. That the drainage authority accepts this Petition, review it and determine that it is legally adequate;
- b. That the drainage authority appoints an engineer for purposes of evaluating the proposed drainage project and direct the engineer to prepare an engineer's preliminary report for the proposed drainage project, including allowing the

engineer to analyze other potential routes for the proposed improvements and whether separable maintenance may be employed. Petitioners request Mark Origer and Barr Engineering be appointed as project engineer; and

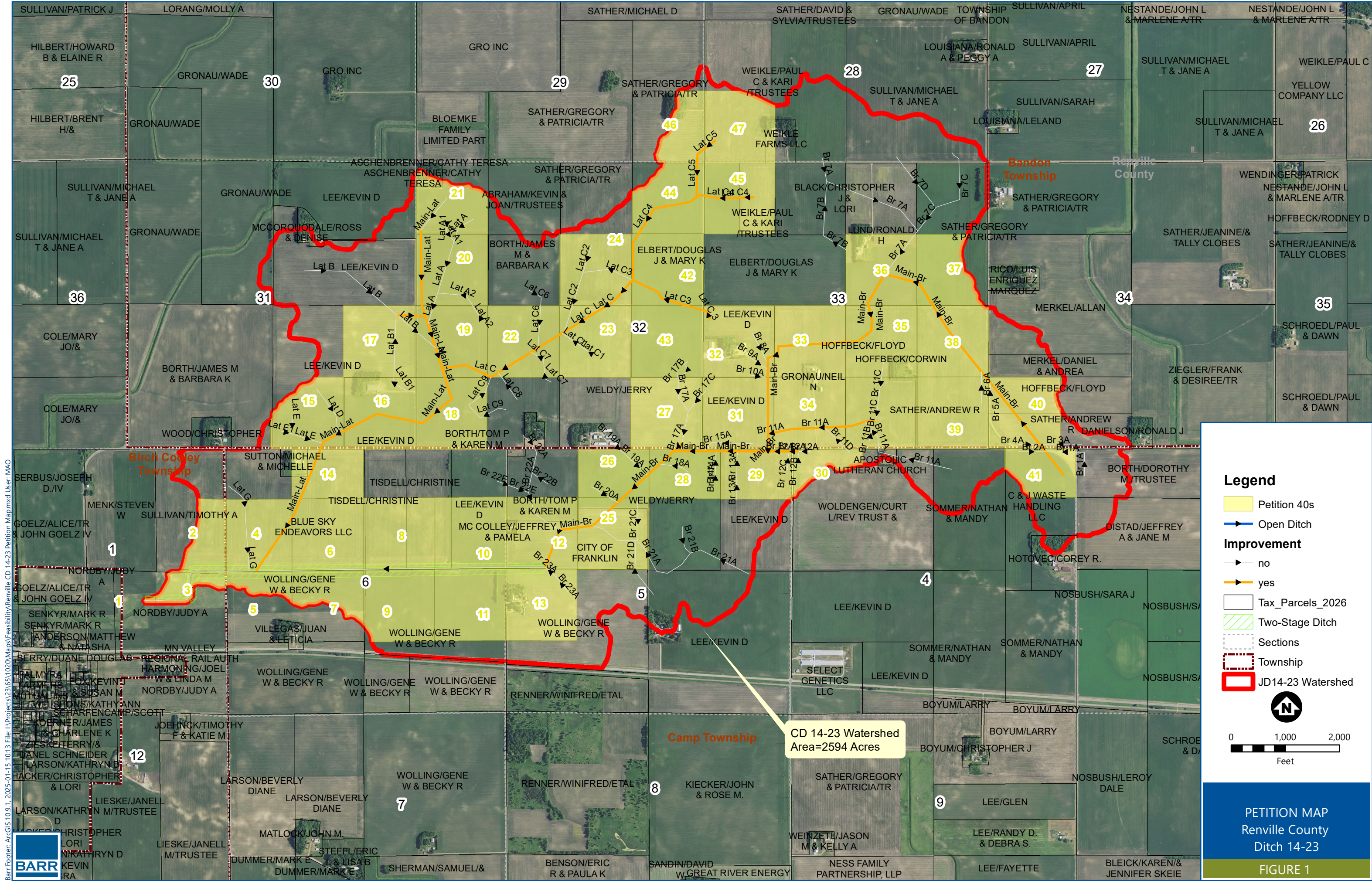
- c. That the proposed improvements be established and constructed as part of the CD 14-23 drainage system.

Dated: April 21, 2026



Dean M. Zimmerli #0396791
dzimmerli@gislason.com
GISLASON & HUNTER LLP
Attorneys for Petitioners
2700 South Broadway
P. O. Box 458
New Ulm, MN 56073-0458
Phone: 507-354-3111

[Signature pages to follow]



CD 14-23 Watershed
Area=2594 Acres

Barr Footer: ArcGIS 10.9.1, 2025-01-15 10:13 File: I:\Projects\23\651020\Map\Fee\Feasibility\Renville CD 14-23 Petition Map.mxd User:MAO

RENVILLE COUNTY DITCH 14-23 IMPROVEMENT PETITION

40 Tract Number	Parcel Number	Owner Name	Landowner Address	Acres Crossed	Crossed Over 40s
1	03-00040-00	NORDBY/JUDY A	PO Box 282, Franklin, MN 55333	0.5	
2	03-00010-00	SULLIVAN/TIMOTHY A	68338 Co Rd 5, Franklin, MN 55333	18.5	
3	03-00040-00	NORDBY/JUDY A	PO Box 282, Franklin, MN 55333	11.4	
4	08-01140-00	BLUE SKY ENDEAVORS LLC	Attn: Land Manager, 2180 S 1300 E, Suite 500, Salt Lake City, UT 84106	37.7	
5	08-01180-00	WOLLING/GENE W & BECKY R	65436 410th St, Franklin, MN 55333	10.9	
6	08-01140-00	BLUE SKY ENDEAVORS LLC	Attn: Land Manager, 2180 S 1300 E, Suite 500, Salt Lake City, UT 84106	40.0	
7	08-01180-00	WOLLING/GENE W & BECKY R	65436 410th St, Franklin, MN 55333	21.4	
8	08-01160-00	TISDELL/CHRISTINE	12510 N. Hard Rock Cir, Hayward, WI 54843	24.1	
8	08-01161-00	TISDELL/CHRISTINE	12510 N. Hard Rock Cir, Hayward, WI 54843	15.9	
9	08-01170-00	WOLLING/GENE W & BECKY R	65436 410th Street, Franklin, MN 55333	39.5	
10	08-01150-00	LEE,/DWAYNE/TRUSTEE	Kevin D. Lee, 66322 420th St, Franklin, MN 55333	30.9	
10	08-01161-00	TISDELL/CHRISTINE	12510 N. Hard Rock Cir, Hayward, WI 54843	9.1	
11	08-01170-00	WOLLING/GENE W & BECKY R	65436 410th St, Franklin, MN 55333	40.0	
12	08-02130-00	MC COLLEY/JEFFREY & PAMELA	65712 410th St, Franklin, MN 55333	0.9	
12	08-01070-00	CITY OF FRANKLIN	PO Box 326, Franklin, MN 55333	26.1	
12	08-01120-00	BORTH/TOM P & KAREN M	60121 490th St, Fairfax, MN 55332	13.1	
13	08-01080-00	WOLLING/GENE W & BECKY R	65436 410th St, Franklin, MN 55333	40.0	
14	08-01141-00	SUTTON/MICHAEL & MICHELLE	40565 660th Ave, Franklin, MN 55333	3.3	
14	08-01140-00	BLUE SKY ENDEAVORS LLC	Attn: Land Manager, 2180 S 1300 E, Suite 500, Salt Lake City, UT 84106	24.4	
15	01-01910-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	35.0	
16	01-01911-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	40.0	
17	01-01910-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	40.0	
18	01-01960-00	BORTH/TOM P & KAREN M	60121 490th St, Fairfax, MN 55332	40.0	
19	01-01962-00	BORTH/TOM P & KAREN M	60121 490th St, Fairfax, MN 55332	40.0	
20	01-01950-00	BORTH/JAMES M & BARBARA K	801 1st St SW, Fairfax, MN 55332	40.0	
21	01-01942-00	ABRAHAM/JAMES & ROSEMARY/TR	A J Acres LLC, 6240 Maplewood Road, Cologne, MN 55322	29.0	
22	01-01960-00	BORTH/TOM P & KAREN M	60121 490th St, Fairfax, MN 55332	40.0	
23	01-01980-00	WELDY/JERRY	41560 660th Ave, Franklin, MN 55333	40.0	
24	01-01970-00	SATHER/GREGORY & PATRICIA/TR	471 5th St S, PO Box 295, Franklin, MN 55333	40.0	
25	08-01070-00	CITY OF FRANKLIN	PO Box 326, Franklin, MN 55333	34.3	
25	08-01110-00	WELDY/JERRY	41560 660th Ave, Franklin, MN 55333	5.7	
26	08-01110-00	WELDY/JERRY	41560 660th Ave, Franklin, MN 55333	27.1	
27	01-01980-00	WELDY/JERRY	41560 660th Ave, Franklin, MN 55333	40.4	
28	08-01110-00	WELDY/JERRY	41560 660th Ave, Franklin, MN 55333	27.6	
29	08-01100-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	28.0	
30	08-01010-00	WOLDENGEN/CURT L/REV TRUST &	c/o Sherry & Roger Otto, 23660 Main Street, Hampton, MN 55031	14.4	
31	01-02031-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	40.0	
32	01-02030-00	LEE/KEVIN D	66322 420th St, Franklin, MN 55333	40.0	
33	01-02040-00	GRONAU/NEIL N	4605 Pilot Knob Rd, Eagan, MN 55122	40.0	
34	01-02040-00	GRONAU/NEIL N	4605 Pilot Knob Rd, Eagan, MN 55122	40.0	
35	01-02050-00	HOFFBECK/FLOYD	824 Meadow Lane E, Redwood Falls, MN 56283	40.0	
36	01-01990-00	LUND/RONALD H	42579 670th Ave, Franklin, MN 55333	40.0	
37	01-02060-00	SATHER/GREGORY & PATRICIA/TR	471 5th St S, PO Box 295, Franklin, MN 55333	30.0	
38	01-02051-00	SATHER/ANDREW R	89 Wood Place, Bloomington, NJ 07403	40.0	
39	01-02051-00	SATHER/ANDREW R	89 Wood Place, Bloomington, NJ 07403	40.0	
40	01-02081-00	SATHER/ANDREW R	89 Wood Place, Bloomington, NJ 07403	19.0	
40	01-02080-00	HOFFBECK/FLOYD	824 Meadow Lane E, Redwood Falls, MN 56283	20.0	
41	08-01002-00	C&J WASTE HANDLING LLC	35407 595th Ave, Lafayette, MN 56254	23.8	
42	01-01930-00	ELBERT/DOUGLAS J & MARY K	72631 370th St, Bird Island, MN 55310	40.0	
43	01-01930-00	ELBERT/DOUGLAS J & MARY K	72631 370th St, Bird Island, MN 55310	40.0	
44	01-01930-00	ELBERT/DOUGLAS J & MARY K	72631 370th St, Bird Island, MN 55310	34.8	
45	01-02020-00	ELBERT/DOUGLAS J & MARY K	72631 370th St, Bird Island, MN 55310	20.0	
45	01-02010-00	WEIKLE/PAUL C & KARI/TRUSTEES	68278 440th St, Fairfax, MN 55332	20.0	
46	01-01820-00	SATHER/GREGORY & PATRICIA/TR	471 5th St S, PO Box 295, Franklin, MN 55333	21.0	
47	01-01751-00	WEIKLE FARMS LLC	50114 St Hwy 19, Fairfax, MN 55332	3.5	
48	01-01750-00	WEIKLE/PAUL C & KARI/TRUSTEES	68278 440th St, Fairfax, MN 55332	36.5	
Totals				1597.8	

SIGNATURE PAGES FOR
 PETITION FOR IMPROVEMENT OF DRAINAGE SYSTEM
 RENVILLE COUNTY DITCH NO. 14-23

Name of Petitioner(s) (please print or type):

James Borth

Barb Borth

Ownership (check one):

- Individual
- Co-Owners (# of co-owners: _____)
- Partner (name of partnership: _____)
- Corporation or limited liability company (name of corporation or LLC: _____)
- Trust (complete name of trust: _____)
- Other (explanation: _____)

Statement of Authority:

The undersigned states and represents that if he or she is executing in a representative capacity, he or she has the authority to execute on behalf of the respective partnership, corporation, limited liability company, trust or other such entity.

The above-named Petitioner(s) owns the following tract(s) which the proposed improvement will pass over or which is affected by the proposed improvement.

<u>Tract Description</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>County</u>
<u>SW¹/₄ NW¹/₄</u>	<u>32</u>	<u>113</u>	<u>33</u>	<u>Renville</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Dated: 4-2-26

James Borth
(signature)

Dated: 4-2-26

Barb Borth
(signature)

Dated: _____

(signature)

SIGNATURE PAGES FOR
 PETITION FOR IMPROVEMENT OF DRAINAGE SYSTEM
 RENVILLE COUNTY DITCH NO. 14-23

Name of Petitioner(s) (please print or type):

Kevin D Lee

Ownership (check one):

- Individual
 Co-Owners (# of co-owners: _____)
 Partner (name of partnership: _____)
 Corporation or limited liability company (name of corporation or LLC: _____)
 Trust (complete name of trust: _____)
 Other (explanation: _____)

Statement of Authority:

The undersigned states and represents that if he or she is executing in a representative capacity, he or she has the authority to execute on behalf of the respective partnership, corporation, limited liability company, trust or other such entity.

The above-named Petitioner(s) owns the following tract(s) which the proposed improvement will pass over or which is affected by the proposed improvement.

Tract Description	Section	Township	Range	County
NE 1/4 NE 1/4	5	112	33	Renoville
SW 1/4 SE 1/4 a SE 1/4 SE 1/4 a NE 1/4 SE 1/4	31	113	33	Renoville
SW 1/4 SW 1/4 a NW 1/4 SW 1/4	33	113	33	Renoville
SE 1/4 NE 1/4	6	112	33	Renoville

Dated: 4/2/24

Kevin D Lee
 (signature)

Dated: _____

 (signature)

Dated: _____

 (signature)

SIGNATURE PAGES FOR
 PETITION FOR IMPROVEMENT OF DRAINAGE SYSTEM
 RENVILLE COUNTY DITCH NO. 14-23

Name of Petitioner(s) (please print or type):

JERRY R. WELDY

Ownership (check one):

- Individual
 Co-Owners (# of co-owners: _____)
 Partner (name of partnership: _____)
 Corporation or limited liability company (name of corporation or LLC: _____)
 Trust (complete name of trust: _____)
 Other (explanation: _____)

Statement of Authority:

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<u>Tract Description</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>County</u>
<u>NE 1/4 NW 1/4</u>	<u>5</u>	<u>112</u>	<u>33</u>	<u>Renville</u>
<u>NW 1/4 NE 1/4</u>	<u>5</u>	<u>112</u>	<u>33</u>	<u>Renville</u>
<u>NW 1/4 SE 1/4</u>	<u>32</u>	<u>113</u>	<u>33</u>	<u>Renville</u>
<u>Port of the SE 1/4 of NW 1/4</u>	<u>5</u>	<u>112</u>	<u>33</u>	<u>Renville</u>

Dated: 4/2/2026

Jerry R. Weldy
 (signature)

Dated: _____

 (signature)

Dated: _____

 (signature)

SIGNATURE PAGES FOR
 PETITION FOR IMPROVEMENT OF DRAINAGE SYSTEM
 RENVILLE COUNTY DITCH NO. 14-23

Name of Petitioner(s) (please print or type):

Tom Borth
Karen Borth

Ownership (check one):

- Individual
 Co-Owners (# of co-owners: _____)
 Partner (name of partnership: _____)
 Corporation or limited liability company (name of corporation or LLC: _____)
 Trust (complete name of trust: _____)
 Other (explanation: _____)

Statement of Authority:

The undersigned states and represents that if he or she is executing in a representative capacity, he or she has the authority to execute on behalf of the respective partnership, corporation, limited liability company, trust or other such entity.

The above-named Petitioner(s) owns the following tract(s) which the proposed improvement will pass over or which is affected by the proposed improvement.

<u>Tract Description</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>County</u>
<u>SW 1/4 SW 1/4</u>	<u>32</u>	<u>113</u>	<u>33</u>	<u>Renoville</u>
<u>NE 1/4 SW 1/4</u>	<u>32</u>	<u>113</u>	<u>33</u>	<u>Renoville</u>
<u>NW 1/4 SW 1/4</u>	<u>32</u>	<u>113</u>	<u>33</u>	<u>Renoville</u>
<u>Part of the SW 1/4 of NW 1/4</u>	<u>5</u>	<u>112</u>	<u>33</u>	<u>Renoville</u>

Dated: 4-2-26

Tom Borth
 (signature)

Dated: 4-2-26

Karen Borth
 (signature)

Dated: _____

 (signature)