MINUTES OF MEETING OF MANAGERS  
OF BUFFALO CREEK WATERSHED DISTRICT  

The Managers of Buffalo Creek Watershed District met on the 22nd day of September, 2015, at 8:00 P.M. at its regular meeting place in Suite 103, Glencoe City Center, 1107 11th Street E., Glencoe, MN, for its regular monthly business meeting.

The following members were present:  
Donald Belter  
Corey Henke  
Larry Phillips  
Larry Kramer  
Matt Melberg

Also attending the meeting were:  
Pete Kasal, Attorney  
Charles Eberhard, Engineer

President Belter called the meeting to order and announced the first order of business was the consideration of the minutes of the regular meeting of the Board of Managers held on August 25, 2015. Upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved the minutes of the meeting held on August 25, 2015.

President Belter next called upon Manager Phillips for the Treasurer’s report. Manager Phillips presented a written report which outlined income and expenses as follows:

**SAVINGS:**

<table>
<thead>
<tr>
<th>C.B. #4206225</th>
<th>$135,397.67</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rec’d: Interest</td>
<td>5.59</td>
</tr>
<tr>
<td></td>
<td>$135,403.26</td>
</tr>
</tbody>
</table>

**LESS:**

- Transfer to checking (8,298.18)
- Houston Engineering – JD 15 Branch “M” (6,565.00)
- Rinke Noonan – JD 15 Branch “M” (2,035.50)
- Bolton & Menk – McLeod Co. Ditch 33 (6,066.00)
- Rinke Noonan – Co. Ditch 33 (295.00)
- Grant Funds from PCA for Marsh Project (317.50)

**SEPTEMBER BALANCE**

$118,826.08

**CHECKING:**

<table>
<thead>
<tr>
<th>August balance</th>
<th>$ 1,000.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Deposit from savings</td>
<td>23,577.18</td>
</tr>
<tr>
<td></td>
<td>$ 24,577.18</td>
</tr>
</tbody>
</table>

**LESS:**

- Checks paid in August – other checks 8,246.98
- Checks paid from savings – JD 15 Branch “M” 8,600.50
- Checks paid from savings – Co. Ditch 33 6,361.00
- Checks paid from savings – March Project 317.50

**SEPTEMBER BALANCE**

$ 1,051.20
PROJECT 79-2:
CD’s #87812 starting balance $ 6,507.56
Interest to 12/28/2014 CD #87051 26.07
McLeod Co. Auditor/79-2 Fund 22,310.57

TOTAL 79-2 Funds $28,844.20

Upon motion of Manager Henke, which motion was seconded by Manager Melberg, by unanimous vote the Board of Managers approved the Treasurer’s report.

President Belter called upon Terry Ahlbrecht of Hector, who appeared to address a notice of violation of permit conditions he had received from the Board. Mr. Ahlbrecht advised the Board that he has been in contact with the Dept. of Transportation to obtain permission to cross Highway 212. He noted that he has made dozens of phone calls but has had trouble contacting the proper authority and getting movement on the permit condition. He noted that Renville County will not take action to abandon the portion of the county ditch until MnDOT takes action on the permit to cross Highway 212. Larry Zupke, the Renville County Drainage Manager, was also present. He advised the Board that a hearing to abandon the county ditch on the Ahlbrecht project was originally scheduled for September 22, but had been delayed because MnDOT has not acted. After a general discussion among the Board members with regard to the difficulties Mr. Ahlbrecht has encountered in satisfying the conditions of the Watershed permit, it was moved by Manager Melberg, which motion was seconded by Manager Kramer, and approved by unanimous vote, that the Board of Managers authorize an additional 6 months for Mr. Ahlbrecht to obtain MnDOT approval.

President Belter next called for discussion of the Judicial Ditch No. 15 project. The preliminary engineering report has been completed. Engineer Eberhard advised the Board that a preliminary hearing date is needed for the project and suggested the place of the hearing be the Renville County Courthouse, with the meeting to be held on November 17 at 1:00 P.M. or November 19 at 1:00 P.M. Upon motion of Manager Henke, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved a preliminary hearing for the Judicial Ditch No. 15 project to be held at the Renville County Courthouse on November 17 at 1:00 P.M.

President Belter next called for agenda item – Marsh Water Project. A motion to re-open the recessed public hearing on the project was made by Manager Henke, seconded by Manager Kramer and unanimously approved. Engineer Eberhard reported that 3 comments were received by the project engineers since the public hearing. After meeting with the landowners, the engineer recommended a 50% reduction of assessments on the following properties: Duane Haag, Gary Hennen and John Mathwig. Engineer Eberhard next provided proposed Findings and Order for the Board’s approval with regard to the Marsh Water Project. John Mathwig appeared before the Board and asked about plans for the area northwest of Miller Manufacturing. He was advised that no work is proposed for that area for 2 or more years. Upon motion of Manager Phillips, which motion was seconded by Manager Henke, with 5 “Yea’s” and no “Nay’s, by unanimous vote the Board of Managers approved and adopted the Findings and Order, which is hereby attached and made a part hereof.
Engineer Eberhard advised that there is no further information on the Zebra Ditch Assn. petition.

President Belter called for discussion of the Curt Sampson permit application. The Board was advised that Engineer Eberhard and Manager Kramer had consulted with BWSR officials with regard to the permit application but that further information was still being required.

President Belter called for any new permits. Engineer Eberhard submitted an application for a permit submitted by Loren Walter and Matt Melberg. Upon motion of Manager Kramer, which motion was seconded by Manager Henke, by unanimous vote the Board of Managers accepted the application for permit for consideration and designated it Application for Permit No. 2015-20. Engineer Eberhard advised that he had reviewed the permit application and recommended approval. Upon motion of Manager Kramer, which motion was seconded by Manager Henke, with a vote of 4 “Aye’s” and Manager Melberg abstaining, the Board approved Permit No. 2015-20.

Engineer Eberhard next introduced an application for a permit submitted by David Dehn. Upon motion of Manager Henke, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers accepted the application for permit for consideration and designated it Application for Permit No. 2015-21. After a short discussion, it was recommended that the permit application be tabled. Upon motion of Manager Henke, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved tabling Application for Permit No. 2015-21.

Engineer Eberhard introduced an application for a permit submitted by Brad Schuch. Upon motion of Manager Phillips, which motion was seconded by Manager Melberg, by unanimous vote the Board of Managers accepted the application for permit for consideration and designated it Application for Permit No. 2015-22. Engineer Eberhard explained to the Board that the applicant has an existing line causing a large washout near a township road and apparently wants to do some excavation in the township right-of-way. Engineer Eberhard advised more information would be required. Upon motion of Manager Henke, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved tabling Application for Permit No. 2015-22.

President Belter called for agenda item – County Ditch No. 33. Engineer Eberhard reported that the project engineer has contacted him concerning wetlands delineation within the project area.

President Belter called for further discussion of the Marsh Water Project. Engineer Eberhard submitted an engineer’s proposed plan on the project with cost estimates on the first portion of the project plan set at $20,300.00. After discussion with regard to the cost, upon motion of Manager Henke, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved the engineering plan submitted to the Board for setting the cost of Task I of the project at $20,300.00 and authorized President Belter to sign off on the proposal.
President Belter next called for the bills that had been presented to the Board since the last meeting. Manager Henke reported bills that had been presented to the Board as follows:

<table>
<thead>
<tr>
<th>Service Provider</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Kasal Law Office – attorneys fees</td>
<td>$972.73</td>
</tr>
<tr>
<td>Rinke Noonan – consulting fees</td>
<td>2,556.00</td>
</tr>
<tr>
<td>Mid-MN Development</td>
<td>1,087.50</td>
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<tr>
<td>Houston Engineering</td>
<td>8,688.57</td>
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<tr>
<td>Hub Publishing - publication</td>
<td>80.45</td>
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<tr>
<td>League of Minnesota Cities</td>
<td>1,775.00</td>
</tr>
<tr>
<td>McLeod Publishing – publication</td>
<td>283.40</td>
</tr>
<tr>
<td>Bolton &amp; Menk, Inc.</td>
<td>1,504.00</td>
</tr>
<tr>
<td>Eberhard Consulting – engineering fees</td>
<td>1,879.51</td>
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<tr>
<td>Mary Henke – secretarial</td>
<td>154.69</td>
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<tr>
<td>Linda Phillips – secretarial/accounting</td>
<td>134.40</td>
</tr>
<tr>
<td>Corey Henke – per diem &amp; mileage</td>
<td>341.04</td>
</tr>
<tr>
<td>Donald Belter – per diem &amp; mileage</td>
<td>83.05</td>
</tr>
<tr>
<td>Larry Phillips – per diem &amp; mileage</td>
<td>157.41</td>
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<tr>
<td>Larry Kramer – per diem &amp; mileage</td>
<td>236.25</td>
</tr>
<tr>
<td>Matt Melberg – per diem &amp; mileage</td>
<td>117.55</td>
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<tr>
<td><strong>Total</strong></td>
<td><strong>$20,051.55</strong></td>
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Upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved the above bills for payment.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the Board of Managers adjourned the meeting until the next regular meeting of the Board of Managers on Tuesday, October 27, 2015 at 8:00 P.M. at its regular meeting place in Suite 103, Glencoe City Center, 1107 11th Street E., Glencoe, MN.

Matt Melberg, Secretary
STATE OF MINNESOTA
BUFFALO CREEK WATERSHED DISTRICT

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<thead>
<tr>
<th>Marsh Water Project</th>
<th>Findings and Order</th>
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The Board of Managers of the Buffalo Creek Watershed District, at its regular meeting on September 22, 2015, considered the project plan and engineering reports for the Marsh Water Project presented by Project Engineer, Chris Otterness, Houston Engineering, Inc.; the Watershed District’s watershed management plan as amended on May 7, 2014; the report of the Division of Ecological and Water Resources of the Minnesota Department of Natural Resources; the report of the Board of Water and Soil Resources; and all public comments taken before and during the final public project hearing held on August 25, 2015.

Based on the record and proceedings, Manager ________________ moved, seconded by Manager ________________ to adopt the following Findings and Order regarding the establishment of the Marsh Water Project:

FINDINGS

1. Pursuant to Minnesota Statutes chapter 103D and Buffalo Creek Watershed District’s (“BCWD”) watershed management plan, the BCWD Board of Managers (“Board”) desires to undertake a project known as the Marsh Water Project (also referred to herein as the “project”).

2. On February 28, 2012, the Board initiated the Marsh Water Project by unanimous resolution under Minnesota Statutes section 103D.701.

3. BCWD contracted and designated Professional Engineer Chris Otterness of Houston Engineering, Inc. as the Project Engineer designated to investigate the Marsh Water Project and provide an engineer’s report to the Board with a recommended project plan.

4. The Project Engineer completed an engineer’s report, described as the “August 13, 2012 Marsh Water Engineering Report” and presented it to the Board. The draft project plan described in the engineer’s report indicates that the project’s purposes seek the: (1) reduction of sediment and nutrient loading to Buffalo Creek; (2) reduction of peak flows in Buffalo Creek; (3) reduction of flood damages in areas along the Marsh Ditch and Buffalo Creek; and (4) improvement of predictable function and maintenance of Marsh Ditch as a primary conveyance of stormwater passing into and through the City of Glencoe. The draft project plan called for voluntary or other acquisition of property interests over a right-of-way for the “Marsh Ditch” or any altered course of stormwater conveyance necessary for
the project implementation. The project plan proposal consisted of individual project features at locations on or near the Main Trunk of Marsh Ditch including construction of a stormwater wetland at the outlet of the West Branch into the Main Trunk, construction of a biofiltration basin over the existing Main Trunk open channel between the Seneca Foods plant and the cemetery, repairs to the existing storm sewer system including installation of new structures and repairs of existing structures, and easement acquisition for routine maintenance of the project. The Project Engineer estimated the cost for the project to be approximately $1.16 million. A copy of the report is attached hereto and incorporated by reference as EXHIBIT A.

5. By petition dated April 8, 2014, the City of Glencoe petitioned the BCWD to re-initiate the Marsh Water Project under Minnesota Statutes section 103D.605 as a comprehensive and integrated approach to stormwater management, flood damage reduction, and water quality enhancement within the City rather than implementing a series of individual, un-integrated projects. The petition recommended the project be broken into the following phases:

   a. Phase 1: Identifying and analyzing current conditions, challenges and opportunities related to stormwater management and flood damage and making recommendations of actions likely to address comprehensive stormwater management and flood damage issues within those downstream areas affected by stormwater runoff;

   b. Phase 2: Developing a regional, comprehensive stormwater management and flood damage reduction plan, to include water quality features, which identifies capital improvements and other actions to be undertaken by the City and the Buffalo Creek Watershed District;

   c. Phase 3: Developing implementation timelines and priorities, costs allocations and revenue generation methods for both implementation and long term maintenance of capital improvements and water quality features;

   d. Phase 4: Implementing one or more of the project components identified in Phase 2 as a coordinated series of capital improvements by the City and the Buffalo Creek Watershed District.

A copy of the petition is attached hereto and incorporated by reference as EXHIBIT B.

6. The Board accepted the petition as submitted under Minnesota Statutes section 103D.605. The Board found that the Project Engineer’s August 13, 2012 Marsh Water Engineering Report fully completed the petitioned goals of Phase 1 as described in the City’s petition.
The Board ordered the Project Engineer to commence with Phase 2 of the petition and to investigate grant options for funding of the Marsh Water Project.

7. In May of 2014, the BCWD initiated proceedings to amend its basic watershed management plan to include the use and adoption of water management districts pursuant to Minnesota Statutes section 103D.729 and to incorporate the establishment of the Marsh Water Management District for the purpose of the Marsh Water Project. The amendment was approved and adopted as Appendix D of the Buffalo Creek Watershed District Overall Plan (2014-2023) dated August 7, 2015.

8. The Project Engineer completed the engineer’s report for Phase 2, described as the “October 8, 2014 Marsh Water Project Addendum to the Engineering Report” and presented it to the Board. The Board reviewed the report and ordered the Project Engineer to commence with Phase 3 of the petition. A public informational meeting was held to review the report and to take inquiries from interested parties. A copy of the report is attached hereto and incorporated by reference as EXHIBIT C.

9. The Project Engineer completed the engineer’s report for Phase 3, described as the “February 5, 2015 Implementation Timeline and Cost Allocation Memo” and presented it to the Board. The report provides an estimated implementation timeline, describes the parties benefitting by the various project components, details sources of funding for the project, and recommends a financing schedule for the project. The Project Engineer estimated the cost of the most current project plan to be $941,800. The Board reviewed the report and ordered the Project Engineer to commence with Phase 4 of the petition. A public informational meeting was held to review the report and to take inquiries from interested parties. A copy of the report is attached hereto and incorporated by reference as EXHIBIT D.

10. The Project Engineer completed a preliminary engineer’s report for Phase 4, described as the “Marsh Water Project Implementation Preliminary Charge Analysis” on June 3, 2015. The report reduced the estimated construction cost of the project from $941,800 to $929,000 based on minor revisions to the project scope, including removal of a culvert upstream of the Glencoe cemetery. The report also recommends a method for allocating charges for the cost of the project between the BCWD administrative fund (ad valorem), per parcel watershed management charges within the Marsh Watershed Management District, and a charge allocation to the City of Glencoe. The basic premise of the recommended funding approach is that the costs to construct the various project features should be paid for by the benefitting party, with ecological and water quality benefits accruing to all residents within the BCWD and the decreased flood elevations, flooding benefits, and drainage improvements accruing to residents within the Marsh Watershed Management District and the City of Glencoe. A copy of the report is attached hereto and incorporated by reference as EXHIBIT E.
11. Pursuant to Minnesota Statutes section 103D.605, subdivision 2, the Chair of the Board transmitted the project plan and all engineer's reports to the Board of Water and Soil Resources ("BWSR") and the Director of the Division of Waters of the Department of Natural Resources ("Director").

12. BWSR and Director reviewed the project plan and engineer's reports and prepared reports on the project which were transmitted to the Board. A copy of the BWSR report and the Director's report are each attached hereto and incorporated by reference as EXHIBIT F and EXHIBIT G respectively. The BCWD responses to the BWSR report and the Director's report are attached hereto and incorporated by reference as EXHIBIT H.

13. The Project Engineer completed the final engineer's report for Phase 4, described as the "August 19, 2015 Marsh Water Project Implementation Final Charge Certification" and presented it to the Board. The report specifies yearly parcel charges for individual parcels and lands within the Marsh Watershed Management District. A copy of the report is attached hereto and incorporated by reference as EXHIBIT I.

14. The Board set and noticed a final project hearing on the project for Tuesday, August 25, 2015 at 6:00 p.m. at the Glencoe City Center. During the public project hearing portion of the proceedings, the managers heard all interested parties who provided comments on the project. The following persons appeared and provided comment (the BCWD's response is indicated in italics following the individual comment):

   a. John Mathwig, 10384 115th Street, Glencoe, Minnesota: Mathwig inquired as to whether any tax credits would be available to landowners who are already performing conservation practices on their property that reduce contribution into Marsh Ditch.

      After the public project hearing, the Project Engineer visited the Mathwig property to evaluate the effect of conservation practices that Mathwig asserted reduce the property's contribution to Marsh Ditch. Based on the Project Engineer’s review of the property, the Board finds that a fifty percent reduction in the proposed parcel charge for Parcel ID Nos. 040560010 and 040560020 due to constructed ponds which decrease annual volume and provide water quality is appropriate.

   b. Allen Robeck, 828 Armstrong Ave., Glencoe, Minnesota: Robeck provided the following comments:
(1) Robeck requested that his offer to have the culvert by his property removed be rescinded, as the culvert’s removal would be disadvantageous to his business operation without a crossing at that location.

_The Board finds that replacement of the culvert, rather than removal, is consistent with the Board’s original intention for the Robeck crossing and that replacing the culvert is consistent with the project plan._

(2) Robeck inquired into the timing as to when the BCWD would be moving the fence on his property for access to Marsh Ditch.

_The Board finds that the BCWD has a need for access to Marsh Ditch while the project is constructed, but that the BCWD and Project Engineer will work with all landowners as to access and easements prior to accessing or removing any items from property._

(3) Robeck commented that previous presentations by the BCWD on the Marsh Lake Project proposed a need for only 16 foot easements, but currently it sounds as if 30-70 foot easements are needed.

_The Board finds that the proposed easement width has not changed. The reference to 16 foot easements describes the easement area from the top of the Marsh Ditch to the edge of the easement. The reference to 30-70 foot easements is the full length of the easement across the Marsh Ditch, which varies depending on the width of the actual Marsh Ditch at any given point._

(4) Robeck inquired as to whether the crossing on his property would remain the same elevation it is at currently. Robeck commented that the crossing was lowered some to let water through so as to not flood everyone.

_The Board finds that the intent is to match the same cross section that is currently in place. The Board further finds that the Project Engineer will coordinate with landowners at crossings to determine what the needs are of each crossing at each respective location, and that long enough culverts will be installed to prevent maintenance headaches by having steep slopes in the Marsh Ditch._

(5) Robeck inquired into the value that will be paid for acquiring buffer strips.

_The Board finds that the value paid for acquiring buffer strips will depend on the usage of land currently. After the establishment of the Marsh Water Project, supplemental proceedings will be conducted in compliance with_
Minnesota Statutes chapter 103D or chapter 117 to determine damages to property affected by the proposed project.

c. Gary Hemmann, 10061 125th Street, Glencoe, Minnesota: Hemmann commented that in addition to the work done on Marsh Ditch, Buffalo Creek is also in need of maintenance where sloughing areas and willow trees obstruct the flow.

The Board finds that the BCWD is currently applying for grants from BWSR for erosion issues with Buffalo Creek which will be handled separately from the Marsh Water Project.

The Board further finds that the comments provided during the final project hearing to be supportive of the Marsh Water Project and finds that no comments were submitted in opposition to establishment of the Marsh Water Project.

15. At the close of the public comment portion of the public project hearing, Manager Phillips moved to direct staff to prepare Findings and an Order consistent with the proceedings, including responses to all comments received through the public comment process; that the draft Findings and Order be written to affect the establishment of the Marsh Water Project; and that the Board recess the hearing to the Board’s regular meeting on September 22, 2015 at 6:00 p.m., at which meeting the Board will consider Findings and an Order for the establishment of the Marsh Water Project. Manager Henke seconded and the motion carried.

16. After the public project hearing, the Project Engineer met with three landowners and completed site visits for four parcels to review the proposed parcel charge. Based on the site visits, the Project Engineer recommended a fifty percent reduction in the proposed parcel charge for Parcel ID Nos. 040090100 and 040040400 due to tiling practices that have directed subsurface waters outside of the Marsh Watershed Management District (surface waters still contribute to the Marsh Ditch) and a fifty percent reduction in the proposed parcel charge for Parcel ID Nos. 040560010 and 040560020 due to constructed ponds which decrease annual volume and provide water quality benefit. A copy of the amended Charge by Property Identification Number dated September 11, 2015 is attached hereto and incorporated by reference as EXHIBIT J.

17. Based on the proceedings herein; the review of the draft project plan and all engineer’s reports; the reports of BWSR and the Director; the testimony of the Project Engineer; and the public comments received prior to and at the final public project hearing, the BCWD finds that the Marsh Water Project is conducive to the public health; will promote the general welfare; is in compliance with the BCWD’s watershed management plan; and is in compliance with the provisions of Minnesota Statutes chapter 103D.
ORDER

Based on the foregoing Findings, the Board of Managers of the Buffalo Creek Watershed District makes the following:

1. The Board of Managers orders the establishment of the Marsh Water Project consistent with the engineer’s reports and consistent with the BCWD’s watershed management plan.

2. The Board of Managers orders the allocation of costs for the construction of the Marsh Water Project in a manner consistent with the Project Engineer’s recommendation that 52.24% of the project costs be derived from ad valorem funds, under authorities found in Minnesota Statutes section 103D.905, based on the project providing a broader public benefit and that 47.76% of project costs be derived from Water Management District Charges, under authority found in Minnesota Statutes section 103D.729, based on the more direct, local benefit of the project within the immediate watershed of Marsh Ditch. Consistent with the petition by the City of Glencoe, the Board of Managers further orders that 16% of the Water Management District Charges allocated for the project costs shall be allocated to the City of Glencoe.

3. The Board of Managers approves imposition of Water Management District Charges for the construction cost of the Marsh Water Project as defined in the amendment to the Watershed Management Plan approved on August 7, 2015, and in the Charge Memorandum prepared by Houston Engineering dated August 19, 2015, and as amended on September 11, 2015.

4. The Board of Managers directs that initial Water Management District Charges imposed to pay the costs of construction of the Marsh Water Project directed in this proceeding be collected over a period of 10 years, with 10 equal annual installments subject to an interest rate of 2% annually. Landowners shall have the right to pay the full amount in the first year to avoid incurring interest charges.

5. Notwithstanding the ten year collection period indicated above, the Board of Managers directs that parcels under common ownership with Water Management District Charges of less than $300 shall pay the full amount in the first year.

6. The Board of Managers directs that subsequent Water Management District Charges be ordered, as necessary, to pay the costs of future minor repairs and maintenance of the Marsh Water Project.
7. The Board of Managers directs its Project Engineer and staff to coordinate and take all subsequent actions necessary for implementation of the construction of the Marsh Water Project in a manner consistent and compliant with existing law. The Board of Managers reserves to itself, however, all subsequent actions required by law to proceed upon Board approval, including subsequent proceedings to determine damages caused by the proposed project consistent with the procedures found in Minnesota Statutes chapter 103D.

8. The Board of Managers further authorizes expenditures for the construction of the Marsh Water Project and the collection of revenues consistent with this order.

After discussion, the President called the question. The question was on the adoption of the foregoing Findings and Order and there were _____ yea, _____ nays, _____ absent, and _____ abstentions as follows:

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<thead>
<tr>
<th>Name</th>
<th>Yea</th>
<th>Nay</th>
<th>Absent</th>
<th>Abstain</th>
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<tbody>
<tr>
<td>Donald Belter</td>
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<td>Larry Phillips</td>
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<tr>
<td>Matt Melberg</td>
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Upon vote, the President declared the motion passed and the Findings and Order adopted.

______________________________ Dated: September 22, 2015
Donald Belter, President
I, Matt Melberg, Secretary of the Buffalo Creek Watershed District, do hereby certify that I have compared the above Resolution with the original thereof as the same appears of record and on file with the Board of Managers and find the same to be a true and correct transcript thereof. The above order was filed with me, Secretary of the Board of Managers, on ________________, 2015.

IN TESTIMONY WHEREOF, I hereunto set my hand this ____ day of __________, 2015.

________________________________________
Matt Melberg