

MINUTES OF MEETING  
RUSH RIVER WATER RESOURCE DISTRICT  
CASS COUNTY HIGHWAY DEPARTMENT  
WEST FARGO, NORTH DAKOTA  
OCTOBER 11, 2010

The Rush River Water Resource District met on October 11, 2010, at 8:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Raymond Wolfer, Chairman; William A. Hejl, Manager (by telephone); Carol Harbeke Lewis, Secretary-Treasurer; Sean M. Fredricks, Attorney for the Board; Chad Engels, Engineer for the Board; Lloyd Knight, Amenia Township Supervisor; Richard Waxler, property owner in Harmony Township and Tom Soucy, Cass County Highway Department. Manager Keith Monson was absent.

**Drainage issue in Section 5 of Amenia Township**

Lloyd Knight met with the Board to discuss concerns about the drainage work being done in Section 5 of Amenia Township. Manager Hejl said if culvert sizes remain the same, it would not affect the drop structure downstream. Chairman Wolfer believes the drop structure could handle the additional water.

Sean Fredricks reviewed the permit process. He explained that a state permit is needed if a watershed of 80 acres or more is to be drained. The township would need to issue a permit for cleaning a township road ditch. Mr. Fredricks added that the Board would require township approval as a condition to the state permit.

The Board directed the Secretary-Treasurer to send a letter to Gerald Greiger stating there was discussion about the construction taking place to drain Section 5 of Amenia Township and to advise him that a state permit is required if a watershed of 80 acres or more is being drained. A permit form will be enclosed with the letter.

**Rush River – hole through the north spoil bank on the west line of Section 1 in Harmony Township**

Richard Waxler informed the Board that water washed a hole through the north spoil bank on the Rush River along the west line of Section 1 in Harmony Township. Additional washouts occurred where the water went back into the channel. Chad Engels said there is no design for the berm in that area, so the Water Resource District does not have an obligation to repair it, but he could look to see if they need an intercept pipe.

### **Plans for Cass County Highway 4 west of Argusville**

Tom Soucy reviewed preliminary plans for work along Cass County Highway 4 west of Argusville. They have had a request to lower the north ditch and bore a pipe through the highway west of the intersection at I-29. Mr. Soucy said the county plans to grade the highway in 2011 and surface it in 2012. He will forward plans to the Water Resource District when they are further along.

### **Applications to Drain with Drain Tile**

It was moved by Manager Hejl and seconded by Manager Wolfer to approve the following *Applications to Drain with Drain Tile*:

- #3542 for Scott Mitchell in the NW 1/2 and SE 1/4 of Section 5 in Erie Township subject to the following conditions:
  - That the applicant obtain written permission from the owner of any land besides land he owns, on which he will construct the tile system;
  - That the applicant obtain flowage easements, as determined by the Water Resource District Engineer;
  - That the applicant provide and maintain adequate erosion protection at the outlet(s); and
  - That the applicant obtain all other necessary and requisite licenses, permits, , registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.
  
- #3548 for Richard J. Faught in the S 1/2 of Section 11 in Empire Township, subject to the following conditions:
  - That the applicant obtain written permission from the owner of any land besides land he owns, on which he will construct the tile system;
  - That the applicant provide and maintain adequate erosion protection at the outlet(s); and
  - That the applicant obtain all other necessary and requisite licenses, permits, , registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.
  
- #3580 for Keith Monson in the SW 1/4 of Section 32 in Harwood Township, subject to the following conditions:
  - That the applicant obtain written permission from the owner of any land besides land he owns, on which he will construct the tile system;
  - That the applicant provide and maintain adequate erosion protection at the outlet(s); and
  - That the applicant obtain all other necessary and requisite licenses, permits, , registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.

Upon roll call vote, the motion carried unanimously.

**Bills**

It was moved by Manager Hejl and seconded by Manager Wolfer to approve payment of Checks #3458 through #3466 and the electronic funds transfer, as presented. Upon roll call vote, the following Managers voted in favor: Wolfer and Hejl. Manager Monson was absent. The Chairman declared the motion passed.

**Minutes**

It was moved by Manager Hejl and seconded by Manager Wolfer to approve the minutes of the September 13, 2010, meeting. Upon roll call vote, the motion carried unanimously.

**Adjournment**

There being no further business to be considered by the Board, the meeting adjourned without objection.

APPROVED:

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Raymond Wolfer  
Chairman

ATTEST:

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Carol Harbeke Lewis  
Secretary-Treasurer