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November 26, 2025

Nick Brozek  
Director of Planning and Environmental Services  
Redwood County Government Center  
403 South Mill Street  
P.O. Box 130  
Redwood Falls, MN 56283

RE: County Ditch 1202 Tile Petitions  
Belview Infrastructure Improvements  
Redwood County, MN  
BMI Project No.: 24X.136426.000

Dear Nick:

We hereby submit the following Engineer's Report on the Petition of the City of Belview to transfer a portion of Redwood County Ditch No. 1202 to the City of Belview as the Water Management Authority. The petition for the transfer was filed in accordance with Minnesota Statute §103E.812. This report is intended to meet the requirements of that statute and provide information regarding the nature and extent of the drainage easement and the improved depth, grade and hydraulic capacity of the drainage system.

**I. Location, Size and Depth**

County Ditch No. 1202 was originally constructed in the early 1900's. The most recent plat of the County Ditch obtained from Redwood County is dated April 1944.

The portion petitioned to be abandoned is County Ditch 1202, Branch 4 that lies within the City of Belview and drains City Streets and the adjacent lots. There are no other County Ditch tile lines that connect to CD 1202 Branch 4, and no known private tiles outside of City Limits that utilize this tile. It is essentially a City of Belview storm sewer that utilizes County Ditch 1202 as its outlet.

Over the years, the condition of County Ditch 1202 in the City of Belview has deteriorated, and the expectations of what a drainage system should provide within the City limits have increased. Because this segment of the ditch system in the City limits have largely ceased to function as an adequate drainage system, and as a rural drainage system, the City of Belview is petitioning Redwood County to transfer ownership and regulation of that portion of the ditch system within the City limits to the City of Belview.

The portion of County Ditch 1202 which is being petitioned for transfer is shown on the attached petition. The petition includes the entirety of County Ditch 1202, Branch 4.

## II. Nature and Extent of the Drainage Easement

Since the statutory transfer process specifies that after transfer, the system ceases to be subject to regulation under the drainage statute, it is important that the transferee acquires from the County all easements and rights necessary for the installation, operation and maintenance of the system. Since a portion of the transferred system is within the rights of way of several City streets, the City has a right-of-way in these areas. However, we are not aware of the right-of-way which the City or County has over the remaining portions of the proposed transferred system. There may be statutory or prescriptive rights from the County ditch system which can be transferred to the City as part of the proceeding. This issue would be best addressed by the City and County attorneys.

## III. Other Drainage Through the System

Since Branch 4 commences within the City limits, no known rural drainage is carried through this portion of the system to be transferred. There are no known connections or surface flow of rural drainage from the areas south and east of town. However, if there is, this drainage needs to be maintained as part of the transfer process.

Under the statutory requirements for the transfer, the City is required to “guarantee that all rights to an outlet are preserved for property assessed for benefits on the transferred drainage system of at least hydraulic efficiency as the rights to an outlet that existed on the date of transfer.” Thus, any unknown but potential property owners will still have rights to drain through the City’s storm sewer system.

## IV. Findings and Conclusions

The table below shows the estimated depth, size and capacity of the ditch system based on the tile sizes from the 1944 plans provided by Redwood County. The deeper depths are through road crossings.

CD 1202 Branch 4 Location	Estimated Depth	Size of Tile	Slope of Tile	Existing Capacity of Tile (CFS)
Connection to Main to approx. Sta 5+00	4’	12”	0.30%	1.96
Sta 5+00 to Sta 20+00	5’ to 14’	12”	0.50%	2.53
Sta 20+00 to Sta 28+00	7’ to 11’	10”	0.30%	1.20

Based on the available information, it appears that the City has the statutory option to petition for this transfer. Considering that a portion of County Ditch No. 1202 within the City Limits functions as the City’s primary drainage system for the areas in question, it appears that the jurisdiction for this section of the system by Redwood County is unnecessary. The operation and maintenance of this system as City owned public infrastructure will provide increased efficiency in the management, maintenance and improvement of the system. Any improvement of the system undertaken by the City will be solely the cost of the City of Belview, and no separable maintenance would be borne by the remaining beneficiaries of County Ditch No. 1202. The City of Belview will remain a benefitted entity as it will still utilize CD 1202 as an outlet for its storm sewer system.

The City of Belview sees this as an overall necessary adjustment to the CD 1202 system. If the transfer is not granted, any future repairs to Branch 4 under City streets, including restoration of the roadway, will

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be paid for by landowners outside of the City. Additionally if the transfer is not granted, any improvements that are necessary to maintain a reasonable standard of service for a City storm sewer system will need to go through the §103E process, including the application of separable maintenance.

Therefore, it is our conclusion that the transfer of County Ditch No. 1202 Branch 4 described in this report will provide for the drainage of all lands within the County Ditch No. 1202 Branch 4 watershed served by this ditch. The transfer will also be a reasonable, practical and necessary means of dealing with the orderly management of storm, surface and flood waters in the watershed.

If you have any further questions regarding our report, please feel free to contact me.

Sincerely,

**Bolton & Menk, Inc.**



**Bill L. Helget, P.E.**

BLH/jlj

Enclosure

cc: Chelsey Trager – Belview City Clerk  
Nick Klisch, P.E. – Redwood County Highway Engineer  
Shane Traulich, P.E. – Bolton & Menk, Inc.  
Shaun Luker, P.E. – Bolton & Menk, Inc.

**STATE OF MINNESOTA**  
*Before the*  
**REDWOOD COUNTY DRAINAGE AUTHORITY**  
**SITTING AS THE DRAINAGE AUTHORITY FOR**  
**COUNTY DITCH 1202**

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**In the Matter of:**

**the Transfer of All Or Part of a  
Drainage System of County Ditch 1202**

**PETITION FOR TRANSFER OF  
COUNTY DITCH 1202 BRANCH 4**

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Pursuant to Minn. Stat. § 103E.812, Petitioners seek to transfer County Ditch 1202, Branch 4 to the City of Belview water management authority. For their Petition, the undersigned Petitioners state and allege the following:

1. Petitioner is the owner of the following described real property currently within the benefitted area of County Ditch 1202 Branch 4:
  - a. City of Belview
  
2. Petitioner request that the drainage authority transfer a portion of County Ditch 1202 as described herein:

County Ditch 1202 Branch 4 in its entirety
  
3. The portion of County Ditch 1202, Branch 4 sought to be transferred lies within the boundaries of the City of Belview. The transfer is necessary for the orderly management of storm, surface, or floodwaters including management for water quality purposes. There are no known properties outside of the City of Belview that drain to County Ditch 1202, Branch 4. The City of Belview as the Water Management Authority will continue to maintain the system at a minimum of the as constructed and subsequently improved drainage capacity. This transfer will allow the City of Belview to maintain and if necessary, upgrade this portion of the County Ditch 1202 tile system that essentially functions as a City storm sewer system. This transfer will also reduce future repair costs to the County Ditch 1202 system.
  
4. Attached to this Petition and labeled as **EXHIBIT A** is a plan and profile of County Ditch 1202 Branch 4.

5. Petitioners request that a public hearing, pursuant to Minn. Stat. § 103E.812, subd. 5, be held and to proceed to the transfer of the above described portion of County Ditch 1202
6. To the best of petitioners' knowledge, there are no outstanding drainage liens or assessments on the property related to the drainage system.
7. This Petition may be signed in counterparts.

Respectfully submitted this 10<sup>th</sup> day of October, 2025 by:

Owner Signature	Property Owned	Mailing Address	Dated
 City of Belview Marlo Sander Mayor, City of Belview	City of Belview	202 S Main Street PO Box 159 Belview MN 56214	<u>10-9-2025</u>

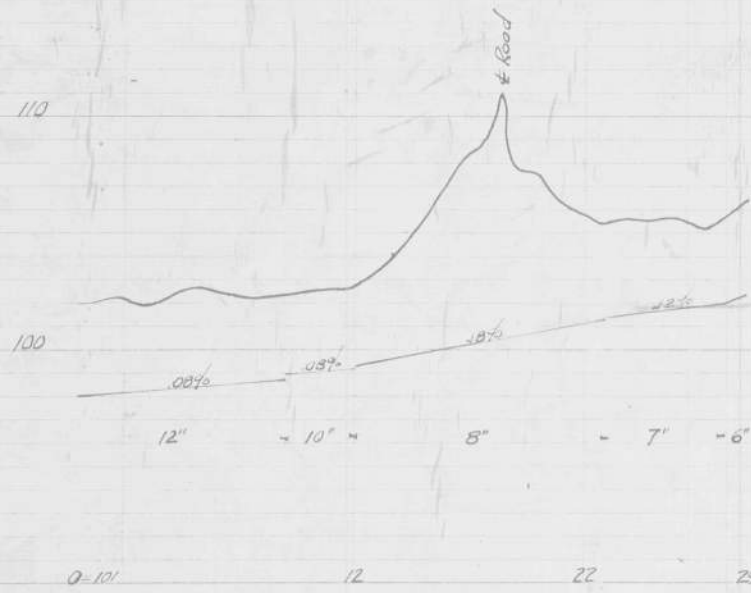
**EXHIBIT A**



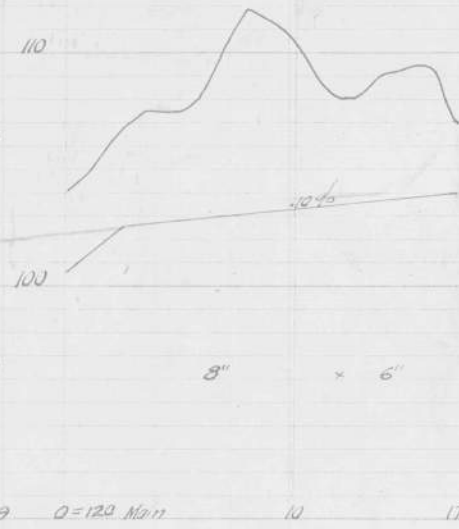
DELVIEW

PLAT  
 COUNTY DITCHES  
 1202 & 1203  
 REDWOOD COUNTY  
 MINN  
 G.W. Edwards Engineer  
 April 1944  
 Scale 1" = 400'

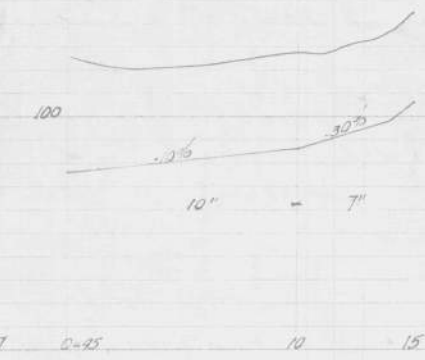
Branch No 6



Branch No 7



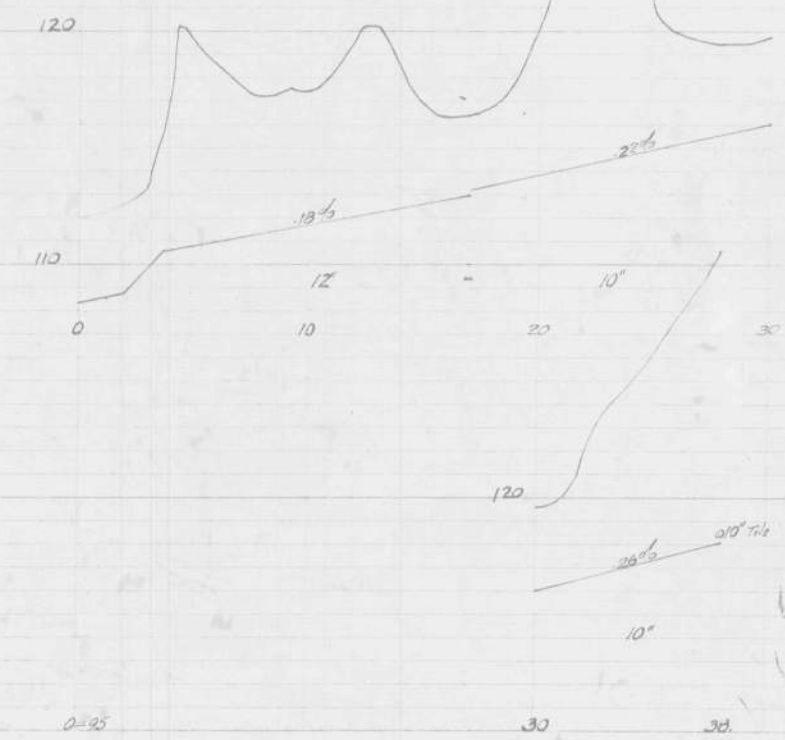
Branch No 8



Branch No 9

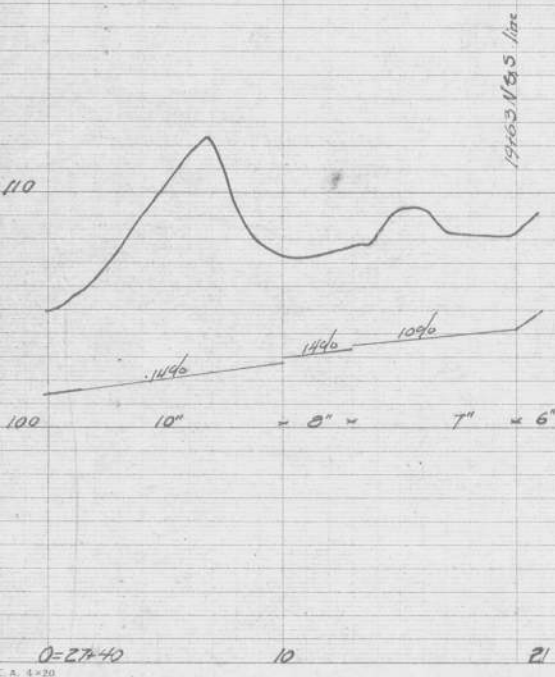


Branch No 10

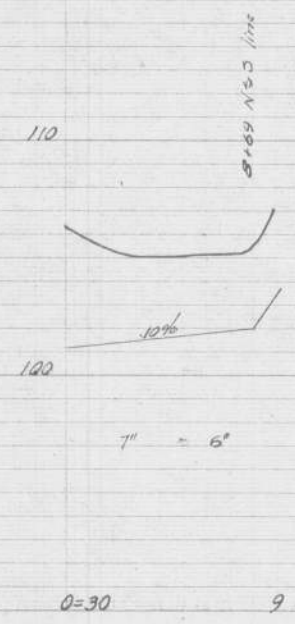


THIS IS LINE NORTH ON 3RD STREET

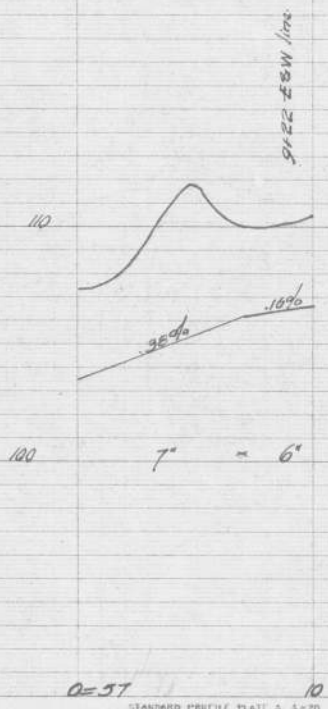
Branch No 1



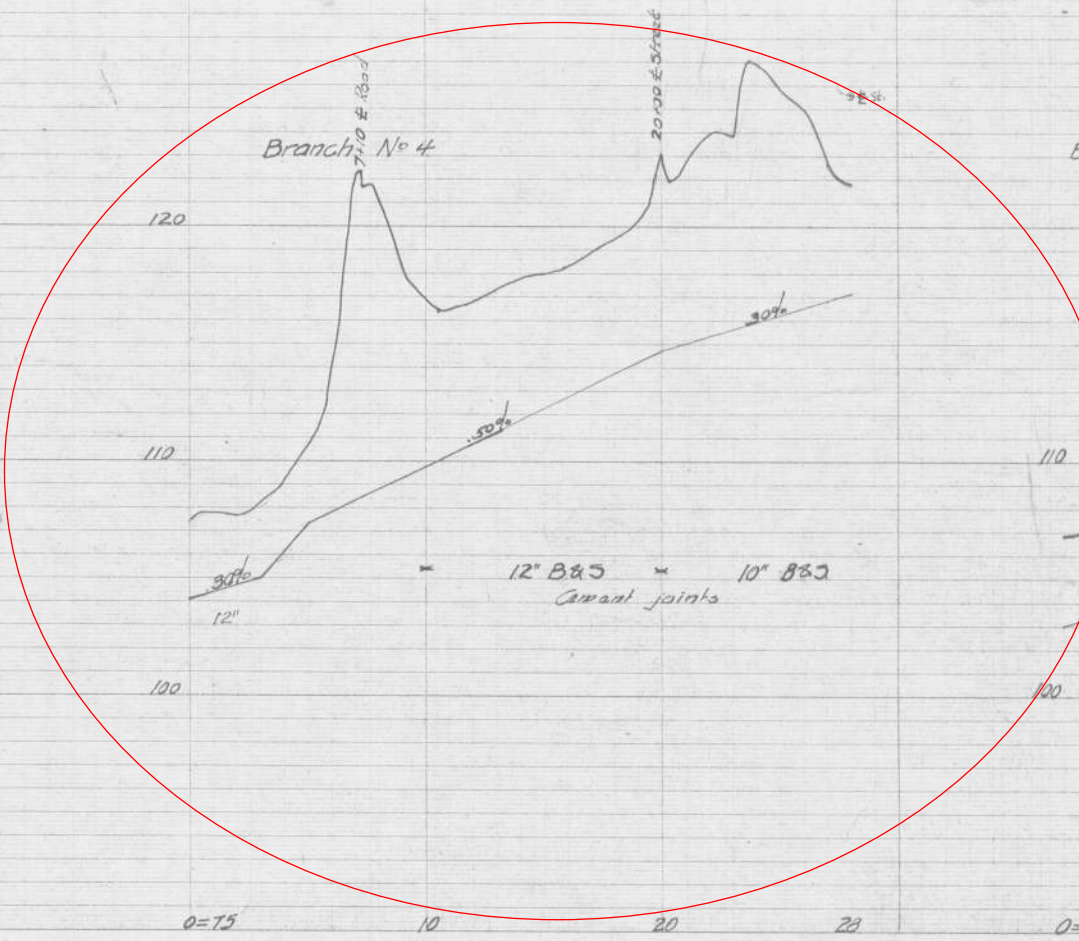
Branch No 2



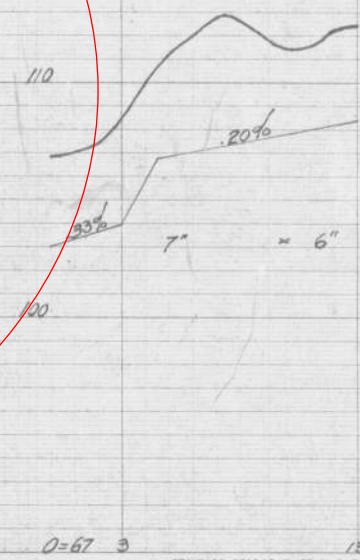
Branch No 3



Branch No 4



Branch No 5



Branches Nos. 1-2-3-4-5  
County Ditch No 1202  
Redwood County

County Ditch No 1202  
Redwood Co.  
E.W. Edwards Engineer 1944