**STATE OF MINNESOTA**

***Before the*
<DRAINAGE AUTHORITY NAME>
SITTING AS THE DRAINAGE AUTHORITY FOR
<NAME OF DRAINAGE SYSTEM>**

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| **In the Matter of:****the Petition for Improvement to Outlet for <Name of Drainage Project or System>** | **PETITION FOR IMPROVEMENT TO OUTLET OF <NAME OF DRAINAGE PROJECT OR SYSTEM>** |

Pursuant to Minn. Stat. § 103E.221, Petitioners seek an improvement of <name of drainage system/watercourse/body of water>. For their Petition, the undersigned Petitioners state and allege the following:

1. Petitioners seek the improvement of outlet for <name of drainage project or system> located in <Township(s)/County(ies)>.
2. <Name of proposed drainage project or existing drainage system> located in Section(s) <#>, Township <#>, Range <#>, <County(ies)>, <State> has waters draining into <name of existing drainage system/watercourse/body of water> located in Section(s) <#>, Township <#>, Range <#>, <County(ies)>, <State>.
3. The <name of proposed drainage project(s)/existing drainage system(s)> <will/have> cause(ed) an overflow of <name of existing drainage system/watercourse/body of water> on adjoining property located in Section(s) <#>, Township <#>, Range <#>, <County(ies)>, <State>.
4. The 40-acre tracts or government lots and property that <have been/are likely to be> overflowed by the <name of existing/proposed drainage system>, including the names and addresses of the property owners from the records in the county assessor’s office, are as follows:

|  |  |  |
| --- | --- | --- |
| **Property Description** | **Property Owners** | **Address** |
| 1. |  |  |
| 2. |  |  |
| 3. |  |  |

1. Petitioner(s) <is/are> <(1) the board of <county> affected by the overflow of the <name of existing/proposed drainage system; or owners of \_\_\_\_\_ of the \_\_\_\_\_ 40-acre tracts or government lost and property that represents (2a) at least twenty-six percent of adjoining overflowed property; or (2b) owners of at least twenty-six percent of the area of the overflowed property.>
2. The proposed improvement to outlet is necessary <show the necessity of the improvement by enlarging the system or controlling the waters by off-take ditches, additional outlets, or otherwise>.
3. The proposed improvement to outlet will protect the adjoining property from overflow <show that the proposed improvement will protect the adjoining property from overflow>.
4. The proposed improvement will be of public benefit and utility and improve the public health.
5. Petitioners will pay all costs of the proceedings if the proceedings are dismissed or the contract for construction of the proposed drainage system is not awarded.
6. A bond in the amount of <at least $10,000> is attached hereto, payable to <county(ies) or watershed district> conditioned to pay the costs incurred if these proceedings are dismissed or a contact is not awarded to construct the improvement proposed in the petition. Petitioners acknowledge and agree that additional bonds may be required as additional costs are incurred in the proceedings. [Note: if the petitioner is a county, a bond is not required.]
7. This Petition may be signed in counterparts.

Respectfully submitted this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_, \_\_\_\_\_ by:

[Note: All signatories to the Petition must indicate the capacity in which they sign, i.e. owner, co-owner, corporate official, or government lot. In the case of a partnership, only one general partner needs sign. In the case of a corporation, only one corporate official need sign. In the case of co-ownership, all co-owners must sign. In the case of a trust, all trustees must sign. Be sure all signature blocks are fully completed. If you are unsure of whom must sign please contact the petitioner’s attorney.]

| **Owner Signature** | **Property Owned** | **Mailing Address** | **Dated** |
| --- | --- | --- | --- |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_<Owner Name> | <Property Descriptions> | <Street Address><City>, <State>, <Zip> | \_\_\_\_\_\_ |

OR <Signature by Chair on behalf of Affected County>.