

# AUDITOR'S PLAT "D" FIRST REPLAT

### INSTRUMENT OF DEDICATION

KNOW ALL MEN BY THESE PRESENTS: That Staples & Staples LLC, a Minnesota Limited Liability Corporation, and Ultimate Finance Corp., formally known as Amoco Managers Acceptance Corporation, by JPMorgan Chase Bank, formally known as The Chase Manhattan Bank, as Master Server, a Delaware corporation, mortgagee, collectively as owners and proprietors of the following described property situated in the City of Rochester, County of Olmsted, State of Minnesota, to wit:

That part of Lot 19, Auditor's Plat "D", located in the East Half of Section 34, Township 107 North, Range 14 West, City of Rochester, Olmsted County, Minnesota, described as follows:

Commencing at the most southerly corner of said Lot 19; thence northeasterly along the northwesterly right-of-way line of 16th Avenue N.W., North 42 degrees 10 minutes 00 seconds East, 260.48 feet to the POINT OF BEGINNING; thence continuing along said right-of-way line, North 42 degrees 10 minutes 00 seconds East, 199.62 feet; thence North 04 degrees 02 minutes 34 seconds West, 99.80 feet to the southerly right-of-way of Trunk Highway No. 14; thence northwesterly along said right-of-way line, North 59 degrees 44 minutes 39 seconds West, 130.27 feet; thence South 42 degrees 16 minutes 59 seconds West, 241.80 feet; thence South 47 degrees 50 minutes 01 seconds East, 200.00 feet to the POINT OF BEGINNING, subject to existing easements and restrictions of record.

Containing 49,463 square feet, more or less.

Have caused the same to be surveyed and platted as AUDITOR'S PLAT "D" FIRST REPLAT and do hereby grant the easements as shown on this plat.

In witness whereof, said Staples & Staples LLC, a Minnesota Limited Liability Corporation, has caused these presents to be signed by its proper Officers, Brent Staples and Alan Staples, Members, of Staples & Staples LLC, this 20 day of JUNE, 2002.

*Brent Staples*  
Brent Staples, Member  
*Alan Staples*  
Alan Staples, Member

STATE OF MINNESOTA  
COUNTY OF OLMSTED

The foregoing instrument was acknowledged before me this 20 day of JUNE, 2002, by Brent Staples and Alan Staples, Members, of Staples & Staples LLC, on behalf of the Corporation.

*Lisa K. Lubarski*  
Notary Public, OLMSTED County, MINN.  
My Commission Expires 1-31-2005

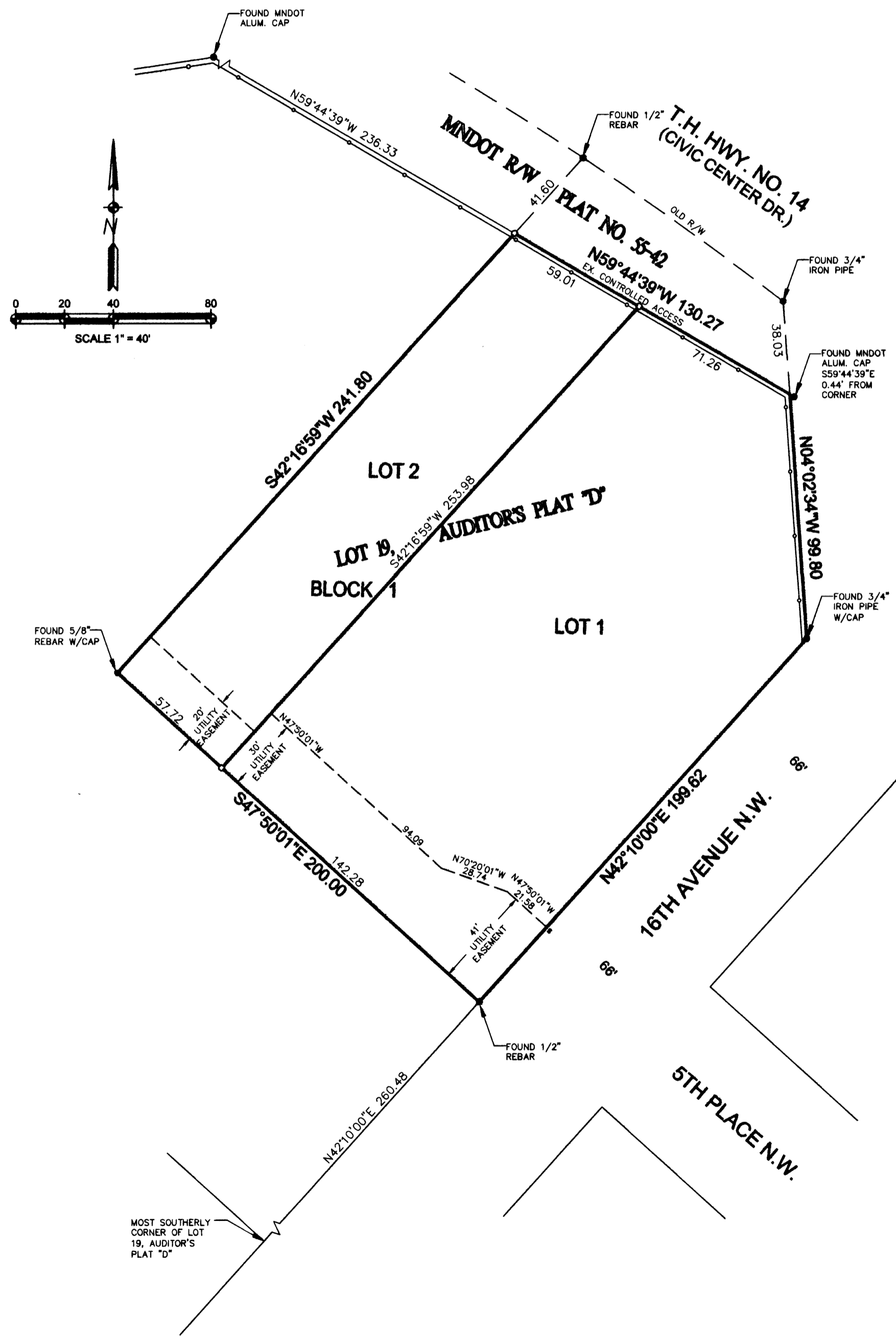
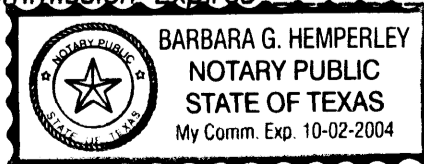
In witness whereof, said Ultimate Finance Corp., formally known as Amoco Managers Acceptance Corporation, by JPMorgan Chase Bank, formally known as The Chase Manhattan Bank, as Master Server, a Delaware corporation, mortgagee, has caused these presents to be signed by its proper officer this 19 day of June, 2002.

*Lewis H. Gissel III*  
Lewis H. Gissel III, Vice President

STATE OF Texas  
COUNTY OF Harris

The foregoing instrument was acknowledged before me this 19 day of June, 2002, by Lewis H. Gissel III, Vice President, on behalf of the corporation.

*Barbara G. Hemperley*  
Notary Public, Harris County, Texas  
My Commission Expires 10-02-04



UTILITY EASEMENT DEFINED: AN UNOBSTRUCTED EASEMENT FOR THE CONSTRUCTION AND MAINTENANCE OF ALL NECESSARY UNDERGROUND OR SURFACE PUBLIC UTILITIES INCLUDING RIGHTS TO CONDUCT DRAINAGE AND TRIMMING ON SAID EASEMENT.

CONTROLLED ACCESS SHOWN AS THIS: AND DEFINED AS: INGRESS OR EGRESS TO, FROM, OR ACROSS THE ABUTTING ROADWAY IS RESTRICTED BY THE ROAD AUTHORITY PURSUANT TO MINNESOTA STATE STATUTE 160.08

LEGEND  
○ - SET MONUMENT (REBAR WITH CAP STAMPED PLS 40317.)  
● - FOUND MONUMENT AS DESCRIBED

BASIS OF BEARINGS:  
ALL BEARINGS ARE IN RELATIONSHIP TO THE NORTHWESTERLY RIGHT-OF-WAY LINE OF 16TH AVENUE N.W. WHICH IS ASSUMED TO BE N 42°10'00" E.

### PROPERTY RECORDS AND LICENSING

Taxes payable in the year 2002 on the land herein above described have been paid, there are no delinquent taxes and transfer has been entered this 24th day of JUNE, 2002.

DOCUMENT NUMBER A-922698

I hereby certify that this instrument was filed in the Office of Property Records and Licensing for the record on this 24th day of JUNE, 2002, at 8:12 o'clock A.m. and was duly recorded in the Olmsted County Records.

*Daniel J. Hall*  
Director of Property Records & Licensing

*Wendy Van Wald*  
Deputy

### COUNTY SURVEYOR

I certify that this plat has been checked mathematically and that the plat conforms to the applicable laws, this 24th day of June, 2002.

*Edward P. Knittel*  
County Surveyor

### CITY APPROVAL

STATE OF MINNESOTA  
COUNTY OF OLMSTED  
CITY OF ROCHESTER

I, Judy K. Scherr, City Clerk, in and for the City of Rochester, do hereby certify that on the 17th day of JUNE, 2002, the accompanying plat was duly approved by the Common Council of the City of Rochester. In testimony thereof, I have hereunto signed my name and affixed the seal of said City of Rochester this 24th day of JUNE, 2002.

*Judy K. Scherr*  
Judy K. Scherr, City Clerk

### SURVEYOR'S CERTIFICATE

I do hereby certify that I have surveyed and platted the property described on this plat as AUDITOR'S PLAT "D" FIRST REPLAT, that this plat is a correct representation of the survey, that all distances are correctly shown on said plat in feet and hundredths of a foot, that all monuments have been correctly placed in the ground as shown; that the outside boundary lines are correctly designated on the plat; and that there are no wet lands as defined by MS 505.02, Subd. 1, or public highways to be designated other than as shown.

*Kirk L. Pape*  
Kirk L. Pape, P.L.S.  
Minnesota License No. 40317

State of Minnesota  
County of Olmsted

The surveyor's certificate was subscribed and sworn to before me, a Notary Public, this 20 day of June, 2002.

*Lisa K. Lubarski*  
Notary Public, Olmsted County, Minnesota  
My commission expires: 1-31-2005

