COUNTY OF Olmsted

HAZEL PEARSON
County Auditor
507/285-8145

THE COURTHOUSE
515 SW Second Street
Rochester, Minnesota
55902-3124

I, Hazel Pearson, County Auditor in and for the County of Olmsted do hereby certify that Resolution # 90-13 vacating certain highway right-of-way along C.R. # 143 with the attached proof of service and affidavit of posting, was filed in my office from February 5, 1990 to March 8, 1990.

Dated at Rochester, Minnesota, this 8th day of March, 1990.

Hazel Pearson

Hazel Pearson, County Auditor
Olmsted County

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG.

579050 10.00

COUNTY RECORDER OFFICE
Olmsted County, Minn.
I hereby certify that the within instrument was filed in this office for record on

MAR 8 - 1990

at 10½ o'clock A M
Book E-5 of Misc on page 350
LOIS FINSTHEN, County Recorder
Nancy Johnson Deputy

Dean Narveson

RESOLUTION NO. 90- 13

WHEREAS, Olmsted County on July 31, 1940 received an easement from Josephine C. Peterson for road purposes in the following described lands in Olmsted County, Minnesota:

A strip of land over and across the N1/2 NW1/4 Section 16, Town 106, Range 13, which lies within 33 feet on each side of the following described center line: Beginning at a point on the West boundary of the above described tract 411.75 feet south of the NW corner, thence deflect to the right on the transition curve whose coordinates are Xc149.26 and Yc11.09, 150 feet, thence deflect to the right on a 17 degree curve delta angle 89 degrees 30 minutes 526.4 feet, thence deflect to the right on a transition curve whose coordinates are Xc149.26 and Yc11.09, 150 feet to a point on the north boundary of said tract, 411.75 feet east of the NW corner and there terminating.

WHEREAS, the said easement was recorded on May 2, 1941 in Book 179 of Deeds, page 315 in the office of the Olmsted County Recorder, and

WHEREAS, this roadbed was realigned to serve the same purpose and take the place of the land described in the easement from Josephine C. Peterson, and

WHEREAS, the described easement lies within the North 400.06 feet of the West 581.20 feet Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of Section 16, Township 106 North, Range 13 West which is presently owned and occupied solely by Richard Loomis, with a mortgage interest held by Norwest Bank Rochester, NA, who has petitioned the Olmsted County Board of Commissioners for vacation of the easement as not necessary to the County road system, and

WHEREAS, since the realignment of the roadway and upon the advice of the County Engineer, the said easement is in fact not necessary to the County road system,

NOW, THEREFORE, BE IT RESOLVED, That the County Board of Commissioners does declare the following road easement is no longer necessary to the County and does hereby vacate the same as a road easement:

A strip of land over and across the N1/2 NW1/4 Section 16, Town 106, Range 13, which lies within 33 feet on each side of the following described center line: Beginning at a point on the West boundary of the above described tract 411.75 feet south of the NW corner, thence deflect to the right on the transition curve whose coordinates are Xc149.26 and Yc11.09, 150 feet, thence deflect to the right on a 17 degree curve delta angle 89 degrees 30 minutes 526.4 feet, thence deflect to the right on a transition curve whose coordinates are Xc149.26 and Yc11.09, 150 feet to a point on the north boundary of said tract, 411.75 feet east of the NW corner and there terminating.

BE IT FURTHER RESOLVED, That, pursuant to Minnesota Statute 163.11, Subd. 4, the Olmsted County Highway Engineer is directed to cause personal service of a copy of this Resolution to be made on Richard Loomis and Norwest Bank Rochester, N.A. and a copy of this Resolution to be posted for not less than ten (10) days in the manner provided by law. The County Engineer thereafter shall file with the County Auditor and the County Recorder a copy of this Resolution, together with proof of service and an affidavit of posting.

Dated at Rochester, Minnesota this 16th day of January, 1990.

OLMSTED COUNTY BOARD OF COMMISSIONERS

By _____
Board Chairperson, James Rossman

ATTEST:

_____
Richard G. Devlin, Clerk-Administrator

AFFIDAVIT OF SERVICE
(VACATION OF ROAD)

I, Richard Loomis (Owner), Norwest Bank Rochester,NA (Mortgagee)

hereby certify that I have received a copy of the resolution attached which was passed by the Olmsted County Board of Commissioners vacating certain portions of _____ (Road No.) formerly County Road _____ (Road No.) in Section 16 T106N-R13W of Marion Township.

1/22/90 — Richard A Loomis
Date — Signature of Owner

_____ — _____
Date — Signature of Mortgagee

Norwest Bank Rochester, NA - mortgagee has released the mortgage on this parcel as per County Recorders records on 1/23/90.

STATE OF MINNESOTA)
) ss
County of Olmsted)

On this 23rd day of JANUARY, 1990, before me personally appeared Richard Loomis to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same his free act and deed.

Donald D. Narveson
Notary Public-Minnesota
Olmsted County
My com. Exp. May 30, 1991

Form 25167

AFFIDAVIT OF POSTING

(VACATION OF ROAD)

STATE OF MINNESOTA)
)ss.
COUNTY OF)

I, Donald Dean Narveson, being first duly sworn, on oath says: That on the 24th day of January, 1990, he went to and upon the premises described as See attached Resolution

for the purpose of serving the occupants thereof with copies of the Olmsted County Board of Commissioners Resolution No. 90-13 copy of which is hereto attached, and that said premises were at said time wholly vacant and unoccupied and that he thereupon posted copies of said Olmsted County Board of Commissioners Resolution No. 90-13 by securely affixing copies thereof in the manner provided by law in a conspicuous place, to-wit: no place to post on land so I posted on the courthouse bulletin board (in main lobby).

Donald Dean Narveson

Subscribed and sworn to before me this 5th day of February, 1990.

Dolores A. Swanson

DOLORES A. SWANSON
NOTARY PUBLIC - MINNESOTA
DODGE COUNTY
My Commission Expires June 19, 1991

CERTIFICATE OF SURVEY

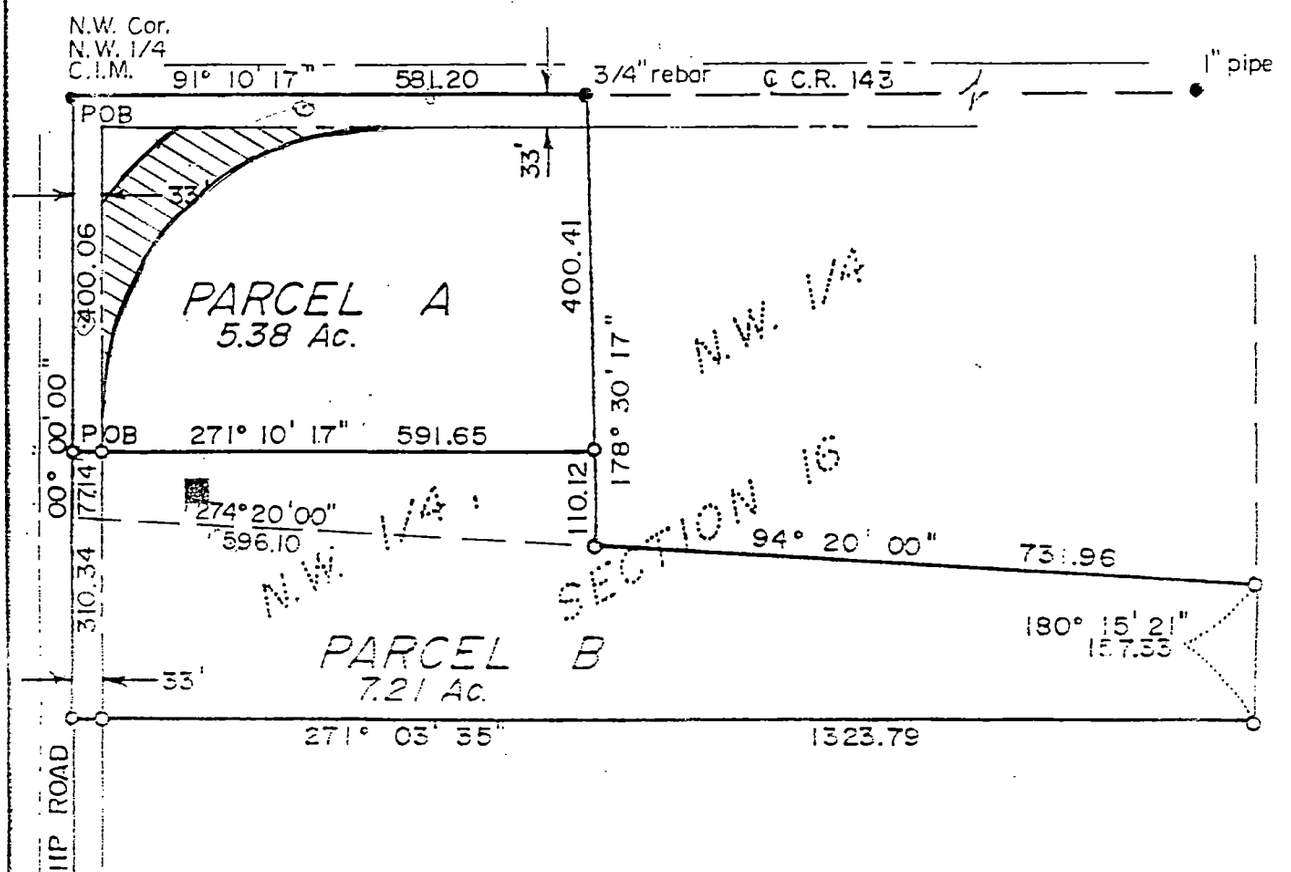
N.W. 1/4, N.W. 1/4, SEC. 16

T106N, R13W

OLMSTED COUNTY, MINN.

0 50 100 150 200

SCALE: 1" = 200'



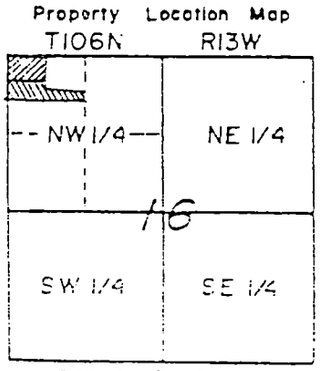
Set monuments are 3/4 inch iron pipes with plastic cap stamped RLS 10162.

Found monuments are as noted.

Plat bearings are azimuths measured to the right from an assumed north.

Property Location Map

T106N R13W



SCALE 1" = 3000'

MONUMENTS

- ⊕ Found (Pipe, Stone, etc.)
- O Set 1/2" Rebar with Cap
- O Set 3/4" Pipe with Cap
- ● No Monuments Found or Set

Drawn By: T. HAWKINSON

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Daniel R. Hawkinson

Date 7/31/85 Reg. No. 10162

Survey For: DICK LOOMIS Date of Survey: 7/18/85

PREPARED BY

YAGGY ASSOCIATES, INC.

CONSULTING ENGINEERS & PLANNERS & SURVEYORS

ROCHESTER, MINNESOTA MASON CITY, IOWA