

T000027083

OFFICE OF REGISTRAR OF TITLES
CASS COUNTY MINNESOTACERTIFIED, FILED, AND/OR
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CERTIFICATE #: 6934KATHRYN M. NORBY
REGISTRAR OF TITLESBY Kathryn M. Norby
KF DEPUTY

41-128-3300 41-133-2200 41-133-2400

Acknowledged by Auditor-Treasurer's Office

By Paul K. Kling
Deputy AuditorDate: May 13, 2009**PERPETUAL WETLAND CONSERVATION EASEMENT**

Pursuant to Sections 704.3 and 1116.7 of the Cass County Land Use Ordinance, and Minnesota Statutes, Chapter 84C, in consideration and as a condition of subdivision and/or development of the property described below, the owner(s) hereby convey a perpetual wetland conservation easement on all wetlands, as defined in Minnesota Rules part 8420.0110, on said property to the easement holder, Cass County, through its agents, employees, departments, or assigns.

These restrictions and covenants shall run with the land, to wit: The owner(s) and their successors or assigns shall not drain, fill, or otherwise alter in any way wetlands on the property described below. Further, the owner(s) of this property and their successors or assigns shall grant reasonable access to authorized personnel of the easement holder, Cass County, through its agents, employees, departments, or assigns for inspection, monitoring, and enforcement of this agreement, the wetland laws pursuant to the Minnesota Wetland Conservation Act of 1991 as amended, and all Cass County Ordinances.

LEGAL DESCRIPTION:

That part of the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section Twenty-eight (28) and that part of Government Lots Three (3) and Five (5), Section Thirty-three (33), all in Township One Hundred Thirty-three (133), Range Twenty-nine (29), Cass County, Minnesota, described as follows: Beginning at the southwest corner of said Section 28; thence North 0 degrees 00 minutes 05 seconds East, assumed bearing, 460.00 feet along the west line of said Section 28; thence South 89 degrees 59 minutes 55 seconds East 33.00 feet to the Easterly right-of-way line of the public road; thence South 0 degrees 00 minutes 05 seconds West 366.64 feet along said Easterly right-of-way line, also being along the west line of the tract granted to O'Connell by the Certificate of Title #4186 of file in the office of the Registrar of Titles in and for said County; thence Southerly 230.72 feet along a tangential curve concave to the east having a radius of 375.00 feet and a central angle of 35 degrees 15 minutes 05 seconds along said Easterly right-of-way line and along the westerly line of said O'Connell tract; thence South 35 degrees 15 minutes East 341.87 feet along the westerly line of said O'Connell tract and its projection southerly and along said Easterly right-of-way line to the most westerly corner of the tract granted to Hofner by the Certificate of Title #3839 on file in said office of the Registrar of Titles; thence South 35 degrees 15 minutes East 1420.00 feet along the westerly line of said Hofner tract, also being the Easterly right-of-way line of the public road to the most southerly corner of said Hofner tract; thence South 35 degrees 15 minutes East 89.90

feet continuing along the easterly line of the public road; thence South 54 degrees 40 minutes West 66.00 feet to the most northerly corner of the tract granted to Harrison by the Certificate of Title #3722 on file in said office of the Registrar of Titles; thence continuing South 54 degrees 40 minutes West 306.33 feet, more or less, along the northwesterly line of said Harrison tract to the shore of the Crow Wing River; thence Northwesterly along said shore to its intersection with the southeasterly line of the tract granted to Smith by the Certificate of Title #4214 on file in said office of the Registrar of Titles; thence North 45 degrees 12 minutes 30 seconds East 450.00 feet, more or less, along the southeasterly line of said Smith tract to the most easterly corner of said Smith tract; thence North 35 degrees 15 minutes West 312.50 feet along the easterly line of said Smith tract, also being along the westerly right-of-way line of the public road to the most northerly corner of said Smith tract; thence South 48 degrees 37 minutes 30 seconds West 630.00 feet, more or less, along the northwesterly line of said Smith tract to the shore of the Crow Wing River; thence Northwesterly along said shore to the west line of said Section 33; thence North 1 degree 44 minutes 44 seconds West along the west line of said Section 33 to the point of beginning.

Richard Harrison
OWNER
[Signature]
CASS COUNTY

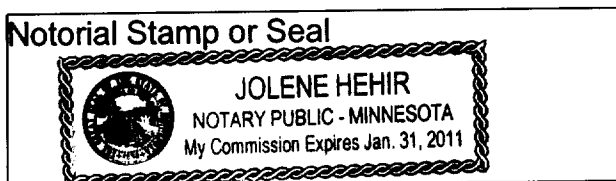
5/4/09
DATE

5/12/09
DATE

STATE OF MINNESOTA }
COUNTY OF CROW WING } ss.

The foregoing instrument was acknowledged before me this 5th day of MAY, 2009, by Richard Harrison, Owner

Jolene Hehir
Signature of Person Taking Acknowledgment



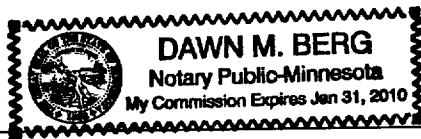
STATE OF MINNESOTA }
COUNTY OF Cass } ss.

The foregoing instrument was acknowledged before me this 12th day of May, 2009, by John Sumption – ESD Director Cass County.

Dawn M. Berg

Signature of Person Taking Acknowledgment

Notarial Stamp or Seal



This instrument drafted by:

Cass County Environmental Services Department
Cass County Courthouse
PO Box 3000
Walker, MN. 56484