

Final Certificate.

Filed April 16th, 1932, 9 A. M.

95662.

State of Minnesota

In District Court.

County of Cass.

Fifteenth Judicial District.

State of Minnesota, by Henry n. Benson,
its Attorney General,

Petitioner.

v.

O. B. Orres, First National Bank of Pequot, a corporation,
Firestone Tire & Rubber Company, a corporation, Donohue and
Quigley, a copartnership, D. J. Vosh, Ed A. Bradsted, The
County of Cass, Howard Greene, as Receiver of Bankers Joint
Stock Land Bank of Milwaukee, C. R. Gardner, Wickland Bros.,
a copartnership, A. G. Alden, L. M. Snell, Unknown heirs of
Coleman Wood, decedent; Ansel Wood, Mrs Frank teicher, Emil
Arndt, Leonard Emery, Etha Vera Nelson, Nora Nelson, The State
of Minnesota, Arnt Olson, Farmers State Bank of Pine River, a
corporation, Axel Berge, Florence W. Foulk, Thomas H. Francis,
Union Trust Company of Madison, Wisconsin, a corporation, Unknown
heirs of Jefferson D. Barnes, decedent; A. O. Miller, as admin-
istrator of the estate of Jefferson D. Barnes, decedent; Sherman
B. Heddlesten, William B. Spring, Harold Palmer, Unknown heirs of
Thomas B. Durbin, decedent; Federal Land Bank of St Paul, a corp-
oration, William Knoph; Albert A. Hyde and Adolphus B. Hyde, as trustees
under the last will and testament of Adolphus W. Hyde, deceased;
Backus State Bank, a corporation, George E. Durbin, Elizabeth C.
Durbin, E. W. Staley, Trustees of Macalaster College, a corporation,
Arthur Kimball, Unknown heirs of John B. Caward, decedent; Joe
Johnson, A. J. Caward, Mrs Fred Stienborg, Charles J. Johnson,
Walter Koenig, Traub & Mantz Mortgage Corporation, a corporation,
John McCook; Central Union Trust Company of New York, a corporation,
William L. Andrus and Hamlin F. Andrus, as Trustees under the deed
of trust dated December 30, 1921 of John E. Andrus; O. R. Peck,
Adella Penrose, Unknown heirs of C. A. Perry, deceased; Alva Lou
Watt, I. W. Watt, Frank Botz, Augusta E. Barber, Mary nehl,
Adolphina Wiedmann, Carl B. Noelke, M. L. Dommer, Anna Dommer, R. O.
Punk, Christina Doolin, Frank Waggoner, J. R. Watkins Company, a
corporation, Guy W. Munson, John Hurd, R. Praetorius, A. R. Gritz-
macher, Unknown heirs of J. J. nehl, also known as Joseph J. nehl,
deceased; Minnie nehl, Charles Carlson, Harry P. Sage, Lawrence J.
Hemen, Norman E. Lowin, Bertha Melthan, Caroline Larson, O. E. Thomas
Ruth Karow Hans, A. W. Spence, Hackensack State Bank, a corporation
and A. J. Veigel, Commissioner of Banks, also all other persons
unknown claiming any right, title, estate, interest or lien in the
real estate described in the petition herein,

Respondents.

and
State of Minnesota, by Henry n. Benson,
its Attorney General,

Petitioner.

v.

J. B. Tuttle, H. B. Tuttle, Warren A. Hill, The County of Cass,
George L. Jones, Mary M. Jones, Farmers State Bank of Pine River,
a corporation, The Village of Pine River, Cass County Fair Association,
a corporation, Adam Fox, Mary H. Gilbert, otherwise known as Mary
Gilbert, John G. Urness, The State of Minnesota, Elizabeth J. Frey,
Frank Rohr, P. E. Goras, Jess Christian, Jotham S. Rice, Albert
Eastvold, Alexander Eastvold, Helen Eastvold, First National Bank of
Pine River, a corporation, Otto A. Lee, John Martin Lumber Company,
a corporation, H. M. Anderson, H. S. Gilbert, Harry H. Downes,
Philip Palmer, Walter M. Birch, Ray Evoland, Federal Land Bank of
St Paul, a corporation, Henry n. Barnes, E. H. Burman, north
Commercial State Bank of Minneapolis, a corporation, Charles W. Boyer,
First National Bank of Walker, a corporation, Lewis H. Tew, Backus
State Bank, a corporation, Harley D. Coffland, also known as H. D.
Coffland, O'Brien Mercantile Company, a corporation, Lawrence H.
Miller, H. L. Miller, John A. bloom, Aaron Raffke, Blanche Zaffke,
Chester C. Cerney, Minnie Stolsmo, A. E. Hammond, Noah W. Sawyer,
William Kriebs, Mississippi River Lumber Company, a corporation,
Hackensack State Bank, a corporation, A. J. Veigel, as Commissioner
of Banks, Benton Realty and Mortgage Company, a corporation, Daisy O.
Sawyer, A. C. Carder, Home Farm Credit Company, a corporation, August
n. Kriebs, A. R. Gritzmacher, Mary Cravens, John Compton, Charles D.
Trout, C. J. Keep, E. F. L. Bodeker, J. P. Brennan, Lenora S. Gloss,
Albert H. Gloss, Hans Jonsen, Solomon Nelson, Gertrude Nelson,
Agnes Person, Mary Jacobson, Carl J. Jacobson and Letha Raatz, formerly
Letha Eckey, and B. F. Metzger.

Respondents.

In the matter of the condemnation of certain
lands for Trunk Highway purposes in the above
entitled actions which have been consolidated
by order of District Court.

FINAL CERTIFICATE.

It is hereby certified by the attorneys for the petitioner, in accordance with the
provisions of Laws 1927, Chapter 237, section 1, subdivision (d), that the commissioners
appointed by the court herein made their report of awards on April 18, 1930, and filed the

case on April 28, 1920; that all appeals taken from said awards have been finally determined; that all of said awards have been paid; that such payment constitutes full payment and discharge of all damages to the respondents by the taking of the lands hereinafter described and by the affecting of other lands owned by them of which the lands so taken are parts; that the petitioner by these proceedings has acquired in and to the lands hereinafter described an easement for the purpose of constructing, reconstructing, improving and maintaining thereon a public highway; that the petitioner by these proceedings has acquired the right to construct and maintain temporary snow fences upon such lands and upon the lands adjacent thereto; and that the lands so taken are situate in the County of Cass, state of Minnesota, and are described as follows:

Parcel 4 (19-24-4)

All that part of the following described lots:

Lots 6 and 7 Block 5, Kimball's First Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County which lies southwesterly of the following described line:

Beginning at a point on the west boundary of said Lot 8 distant 14.3 feet northerly of the southwest corner thereof; thence run easterly to a point on the easterly boundary of said Lot 7 distant 12 feet northerly of the southeast corner thereof and there terminating.

Parcel 5 (19-24-5)

All that part of the following described lots:

Lots 4 and 5 Block 5, Kimball's First Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County which lies southwesterly of the following described line:

Beginning at a point on the westerly boundary of said Lot 4, distant 16.6 feet northerly of the southwest corner thereof; thence run easterly to a point on the easterly boundary of said Lot 5 distant 14.3 feet northerly of the southeast corner thereof and there terminating.

Parcel 6 (19-24-6)

All that part of the following described lots:

Lots 1, 2, 3 Block 5, Kimball's First Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County, which lies southwesterly of the following described line:

Beginning at a point on the northerly boundary of said Lot 1, distant 20 feet northerly of the southwest corner thereof; thence run easterly to a point on the easterly boundary of said Lot 3 distant 16.6 feet north of the southeast corner thereof and there terminating.

Parcel 7 (19-24-7)

All that part of the following described lots:

Lots 2, 3, 4, 5, 6, 7 Block 4, Kimball's First Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County, which lies southwesterly of the following described line:

Beginning at a point on the east boundary of said Lot 7, distant 21.8 feet north of the southeast corner thereof; thence run westerly to a point on the easterly boundary of Main Street to said Village of Pine River distant 36 feet northerly of the intersection of said east boundary of Main Street with the northerly boundary of Front Street and there terminating.

Parcel 8 (19-24-8)

All that part of the following described tract:

Lot 8, Sixth Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County; which lies southwesterly of a line run parallel to and distant 50 feet northeasterly of the following described center line:

Beginning at the intersection of the center lines of Front Street and Barclay Avenue in said Village of Pine River; thence run northwesterly along said center line of Front Street for a distance of 422.6 feet; thence deflect to the right on a $0^{\circ} 10'$ curve, delta angle $0^{\circ} 56'$ for a distance of 530.0 feet; thence on tangent to said curve for a distance of 425.0 feet; thence deflect to the left on a $0^{\circ} 10'$ curve, delta angle of $0^{\circ} 56'$ for a distance of 530.0 feet; thence on tangent to said curve for a distance of 350 feet and there terminating, excepting therefrom the right of way of existing highway.

Parcel 9 (19-24-9)

All that part of the following described tract:

Lot 3, Sixth Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County; which lies within a distance of 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract; excepting therefrom the right of way of existing highways.

Parcel 10 (19-24-10)

All that part of the three following described tracts:

1. Lot 2, Sixth Addition to Pine River, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County;

2. Northwest quarter of the southeast quarter ($NW\frac{1}{4}SE\frac{1}{4}$) of Section 38, township 138, north, range 30 west, lying east of the railroad track;

3. Southwest quarter of northeast quarter ($SW\frac{1}{4}NE\frac{1}{4}$) of Section 38, township 138 north, range 30 west, lying east of the railroad track;

which lies within a distance of 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tracts;

excepting therefrom the right of way of existing highways.

Containing 1.33 acres, more or less.

Parcel 11 (19-24-11).

All that part of the following described tract:

Southeast quarter of the northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of section 30, township 138 north, range 30 west;
which lies immediately adjacent to and within a distance of 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract;
excepting therefrom the right of way of existing highways;
containing 0.63 acres, more or less.

Parcel 12 (19-24-12)

A strip of land 100 feet in width extending over and across the northeast quarter of the northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of section 36, township 138 north, range 30 west;
said strip lying immediately adjacent to and on the northeasterly side of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract;
excepting therefrom the right of way of existing highway;
containing .52 acres, more or less.

Parcel 13 (19-24-13)

A strip of land 100 feet in width extending over and across the northwest quarter of northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of section 36, township 138 north, range 30 west;
said strip lying immediately adjacent to and on the northeasterly side of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract;
excepting therefrom the right of way of the existing highway;
containing 1.14 acres, more or less.

Parcel 14 (19-24-14).

All that part of the following described tract:

Southwest quarter of southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of section 25, township 138 north, range 30 west;
which lies within a distance of 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract;
excepting therefrom the right of way of existing highway;
containing 0.12 acres, more or less.

Parcel 15 (19-24-15).

A strip of land 100 feet in width extending over and across the following described tract:

northeast quarter of northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of section 27, township 138 north, range 30 west;

the center line of said 100 feet strip being described as follows:

Beginning at a point on the east and west quarter line of section 22, township 138 north, range 30 west, distant 1125.8 feet easterly of the west quarter corner of said section 22; thence run in a southeasterly direction at an angle of 41° 03' with said quarter line for a distance of 3555.7 feet; thence deflect to the left on a 1° 30' curve, delta angle 13° 09', for a distance of 876.71 feet; thence on tangent to said curve for a distance of 678.3 feet; thence deflect to the right on a 1° 30' curve with a radius of 3819.83 feet, for a distance of 217.7 feet, more or less, to the east boundary of said northeast quarter of northeast quarter of section 27 and there terminating;
excepting therefrom the right of way of existing highways;
containing 0.78 acres, more or less.

Parcel 16 (19-24-16)

All that part of the three following described tracts:

1. Southeast quarter of southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of section 22, township 138 north, range 30 west;
2. Southwest quarter of southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of section 22, township 138 north, range 30 west;
3. Northwest quarter of southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of section 22, township 138 north, range 30 west;

which lies northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established over and across said tracts and southwesterly of a line run parallel to and distant 50 feet northeasterly of the following described center line:

Beginning at a point on the east and west quarter line of said section 22, distant 1125.8 feet easterly of the west quarter corner thereof; thence run in a southeasterly direction at an angle of 41° 03' with said quarter line for a distance of 3555.7 feet; thence deflect to the left on a 1° 30' curve, radius 3819.83 feet, for a distance of 610 feet, more or less, to the south boundary of said section 22 and there terminating.
excepting therefrom the right of way of existing highways;
containing 1.60 acres, more or less.

Parcel 17 (19-24-17).

All that part of the three following described tracts:

1. northeast quarter of the southwest quarter of section 22, township 138 north, range 30 west, excepting therefrom the platted portion of Mildred, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County, and except a 1 acre tract described as follows: Beginning at a point 60 feet in a southerly direction from the southeast corner of Lot 13, Block 2 of said Village of Mildred; thence in a southeasterly direction 145 feet; thence in a northerly direction 300 feet; thence in a north-

westerly direction 145 feet; thence in a southwesterly direction 300 feet to place of beginning.

2. Lots 13, 14, 15, 16, 23 and 24 Block 1, said Village of Mildred;

3. Lots 13, 14, 15, 16, 17, 18, 23 and 24 Block 2 said Village of Mildred.

which lies southwesterly of a line run parallel to and distant 100 feet northeasterly of the northeasterly right of way of the Minnesota and International Railway Company's right of way as now located and established and northeasterly of said right of way boundary, excepting therefrom the right of way of existing highway; containing 0.39 acres, more or less.

Parcel 18 (19-24-18).

All that part of the following described tract:

0.05 acre in the Northeast quarter of the southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of section 22, township 138 north, range 30 west, described as follows; beginning at a point 80 feet in a southerly direction from the southeast corner of Lot 13, Block 2, Village of Mildred, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County; thence in a southeasterly direction 145 feet; thence in a northerly direction 300 feet thence in a northwesterly direction 145 feet; thence in a southwesterly direction 300 feet to place of beginning;

which lies southwesterly of a line run parallel to and distant 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established; excepting therefrom the right of way of existing highway; containing 0.11 acres, more or less.

Parcel 19 (19-24-19)

All that part of the following described lots:

Lots 19, 20, 21 and 22 Block 2, Village of Mildred according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County, which lies southwesterly of the line run parallel to and distant 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established.

Parcel 20 (19-24-20)

All that part of the following described lot;

Lot 17, Block 1, Village of Mildred, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County; which lies southwesterly of a line run parallel to and distant 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established;

Parcel 21 (19-24-21).

All that part of the following described lots:

Lots 18, 19 and 22 Block 1, Village of Mildred, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County, which lies southwesterly of a line run parallel to and distant 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established.

Parcel 22 (19-24-22).

All that part of the following described tract:

Northwest quarter of the southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of section 22, township 138 north, range 30 west, which lies northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract;

excepting therefrom the right of way of existing highway; containing 0.28 acre, more or less.

Parcel 22A (19-24-22A)

All that part of the following described lot:

Lot 20 Block 1, Village of Mildred, according to the plat thereof now on file and of record in the office of the Register of Deeds in and for Cass County; which lies southwesterly of a line run parallel to and distant 100 feet northeasterly of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as now located and established.

Parcel 23 (19-24-23).

A strip of land 100 feet in width extending over and across the following described tract; Southwest quarter of northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of section 22, township 138 north, range 30 west; said strip lying immediately adjacent to and on the northeasterly side of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tract; excepting therefrom the right of way of existing highway; containing 1.12 acres, more or less.

Parcel 24 (19-24-24).

A strip of land 100 feet in width extending over and across the three following described tracts:

1. Southeast quarter of northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 21, township 138 north, range 30 west;
2. northeast quarter of the northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of section 21, township 138 north, range 30 west;
3. Northwest quarter of northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of section 21, township 138 north, range 30 west;

said strip of land lying immediately adjacent to and on the northeasterly side of the northeasterly right of way boundary of the Minnesota and International Railway Company's right of way as same is now located and established over and across said tracts;