

CERTIFICATE OF LOCATION OF GOVERNMENT CORNER

East Quarter Corner of Section 1, Township 38, Range 28, 4 P.M.

STATE OF MINNESOTA, County of BENTON

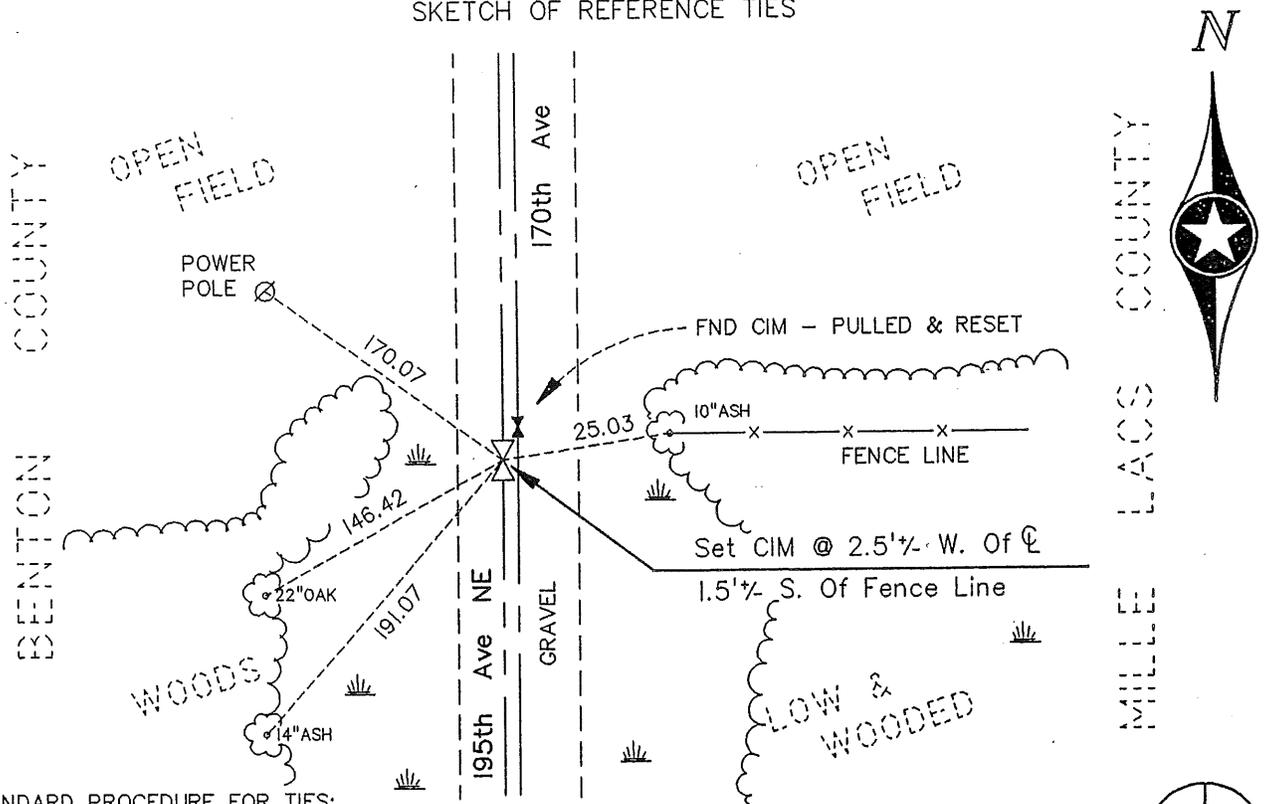
At the corner location shown on the sketch:

On 12/19/95 found a CIM Which Later Proved Erroneous
DATE

left monument as found, lowered monument, removed monument (explain)

On 5/14/96 placed a CIM
DATE

SKETCH OF REFERENCE TIES



STANDARD PROCEDURE FOR TIES:

Tree ties are to the head of a pole barn nail w/red ribbon set at 1", 1/4, out from face of blaze.
Power poles, etc., are nail and washer in face.
Building ties are to corner of foundation unless otherwise noted.

Statement of evidence relative to this corner location is on back of this page.

142/48

I hereby certify that this document and the data contained herein was prepared by me or under my direct supervision.

John O. Oliver 10/1/96
SIGNATURE DATE

Registration No. 8194

Land Surveyor Professional Engineer
 County Surveyor County Engineer

OFFICE OF THE REGISTER OF DEEDS
County of BENTON

I hereby certify that this document was filed in the Register of Deeds office at _____ M. on the _____ day of _____ A.D., 19 ____

Register of Deeds _____

By _____, Deputy

DOCUMENT NO. _____

STATEMENT OF EVIDENCE

2 4 4 6 3 4

East Quarter Corner of Section 1, T. 38, R. 28, Benton Co., MN.

West Quarter Corner of Section 6, T. 38, R. 27, Mille Lacs Co., MN.

The line between Ranges 27 & 28, T. 38, was run by Dep. Surveyor Theo. Comstock in Oct. 1849. We were unable to find any remnants of his* monument or accessories for this corner.

OFFICE OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED ON

3 8 51 AM '97

ALICE C. ENGELMEYER
COUNTY RECORDER

*Please see the Certificate Of Location for the NE corner of Section 1, T. 37, R. 28, Benton County; also being the NW corner of Sec. 6, T. 37, R. 27, Mille Lacs County; for a "discussion" regarding general conditions (including GLO resurveys and "Judicial Roads") affecting the locations of the corners along this County line.

In 1994 we were hired by Benton Co. to restore certain corners along their east Co. line. Old survey notes, subsequent to the GLO notes, from both counties are as follows (in chronological order):

Benton: Requested from the Co. Hwy. Dept.. None provided other than GLO notes.

Mille Lacs: A 1912 resurvey of 8-38-27 by Kennedy shows distances west to "theoretical straight line" from the NW of 6 south of the W. 1/4 of 19.

A 1918 survey and plat of Sec. 6, T. 38, R. 27, by L.E. Garrison, Surveyor. His plat states that the subject corner was a "galvanized pipe" which he set at SPM along his west line of the section. No ties were given other than a note in the survey record books that states: "16.5' So. & 8.94' E. of Judicial Road corner". All "40" corners on said west line, except for the NW corner of the section (which was a stone) were all galvanized pipes. The SW corner of the section was also a SPM corner. Garrison's plat makes no mention of Kennedy's 1912 survey or distances.

*We also have other information from the survey record books in the Co. Hwy. Dept's vault showing relationships of Kennedy's "theoretical proportional distance" corners to the Judicial Road Corners as measured from the same NW corner of Sec. 6. However, Garrison's SW corner of 6 is NOT the same as Kennedy's corner, and actually fits the Judicial Road Corner much better (see that Cert. Of Location).

We are aware of no surveys other than that in 1994 Comstock & Davis, Inc., via their Little Falls office, was hired to provide Benton County coordinates on selected corners within the County. They did this with a combination of GPS and traditional methods. At the subject corner they held the N-S centerline at the E W fences and placed a Benton County cast iron monument. We disagreed with that position, as it was not the same as Garrison's position. (See the Cert. for the NE of 1-38-28 = NW of 6-38-27)

We did the following: On 12/19/95 we searched for and found Garrison's 2" iron pipe at the W. 1/16th - NW 1/4. From this pipe we meas. 3971.73' to the re-stored corner common to 6, 7, 1, & 12, which compares excellent with Garrison's 3971.2'. We produced this line and a proper distance north to search for the NE corner of Benton Co. a stone per the M.L. Co. notes. On 5/15/96 we found a square topped stone under 2.5' of water, which fit line and distance within $\pm 0.5'$.

Using the found stone, and the above corner a mile south, we restored the subject 1/4 corner by SPM and on line, which then fell 3.28' W. and 2.56' So. of Comstock & Davis's corner. We subsequently pulled C & D's corner, and on 5/14/96 reset the CIM and made the ties on the front hereof.

MLCLS: /WQ063827

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East Quarter _____ Corner of Section 1, Township 38, Range 28, 4th P.M.
STATE OF MINNESOTA, County of Benton

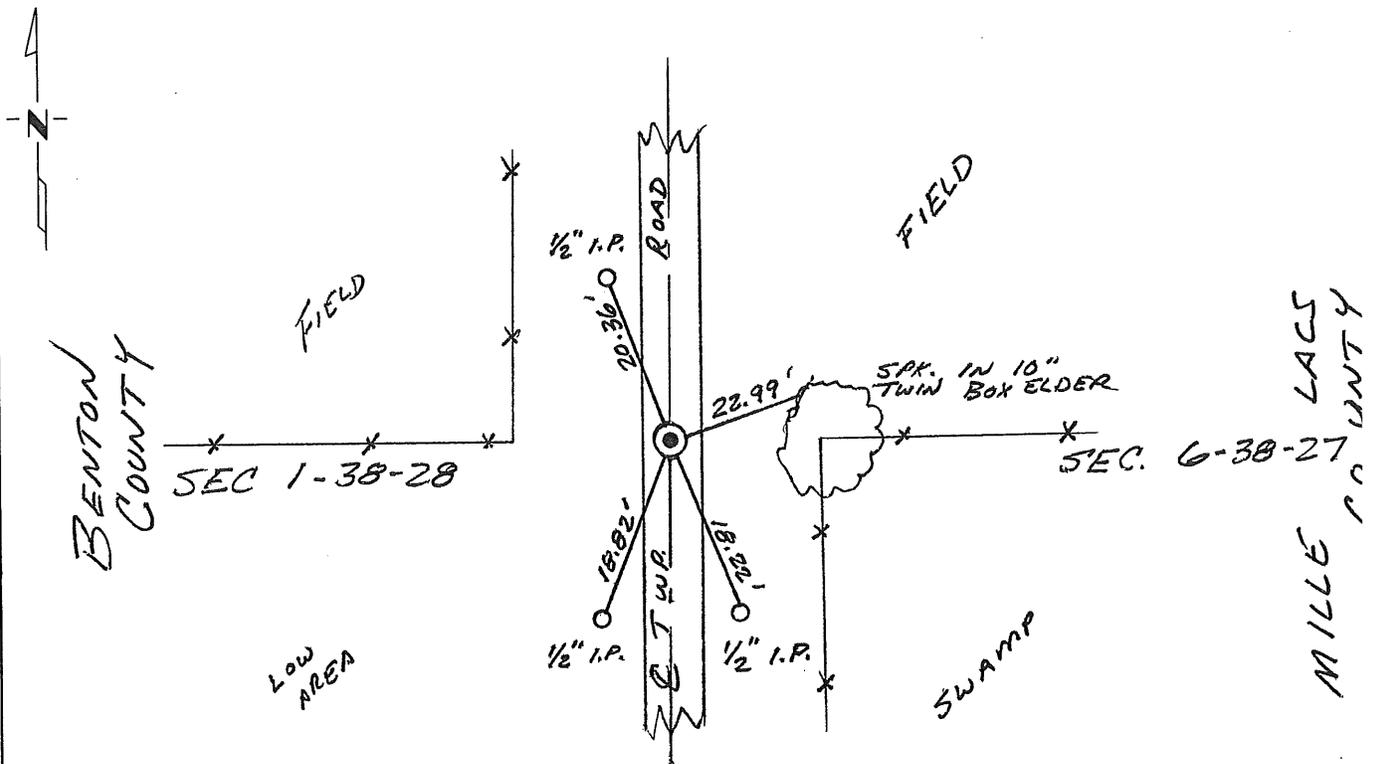
At the corner location shown on the sketch:

On 4/6/94 found nothing
DATE

left monument as found, lowered monument, removed monument (explain)

On 9/21/94 placed a Cast Iron Monument
DATE

SKETCH OF REFERENCE TIES



NOT TO SCALE

Statement of evidence relative to this corner location is on back of page.

I hereby certify that this document and the data contained herein was prepared by me or under my direct supervision.

[Signature] Nov 19, 1994
SIGNATURE DATE

Registration No. 22702

Land Surveyor, Professional Engineer

County Surveyor, County Engineer

OFFICE OF THE COUNTY RECORDER

County of _____

I hereby certify that this document was filed in the Co. Recorders office at _____ .M. on the _____ day of _____ A.D., 19 _____

County Recorder _____

By _____, Deputy

DOCUMENT NO. _____

Statement of Evidence:

The East Quarter Corner of Section 1, Township 38, Range 28, 4th Principal Meridian, Benton County, Minnesota, was set under the Public Land Survey as a post with two bearing trees, in 1849. No trace of post or trees now exists.

On April 6, 1994, Comstock & Davis, Inc. while remonumenting section corners for the purpose of G.P.S. work for Benton County, searched at the position of the east quarter corner of Sec. 1, Twp. 38, Rng. 28, at centerline of a Township Road and a fence line east-west, and found nothing. Comstock & Davis, Inc. compared the location of the centerline and fence line to the original U.S. Government Survey and found the position to be within reason of the Public Land Survey records. Comstock & Davis, Inc. accepted the centerline and fence line position as the position for the East Quarter Corner of Sec. 1, and on Sept. 9, 1994, placed a Benton County Cast Iron Monument and made reference ties. Refer to Job. No. 945017.

A search by Benton County Highway personnel of available county survey records revealed no additional information on this corner.

226904

CLERK OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED OR

JAN 19 3 06 PM '95

ALICE O. ESCHMEYER
COUNTY RECORDER

BY ymn DEPUTY X/M