



A000592114

OFFICE OF THE COUNTY RECORDER
CASS COUNTY, MINNESOTA
CERTIFIED, FILED, AND/OR
RECORDED ON

5/2/2013 11:50:45 AM

AS DOC #: A000592114

PAGES: 3

REC FEES: 0.00

KATHRYN M. NORBY
CASS COUNTY RECORDER

BY SR _____ Dep

Page 1 of 3 A000592114

Index No. R-13

CERTIFICATE OF LOCATION OF GOVERNMENT CORNER

NORTHEAST Corner of Section 28, Township 134, Range 32

5TH Principal Meridian, State of Minnesota, County of CASS

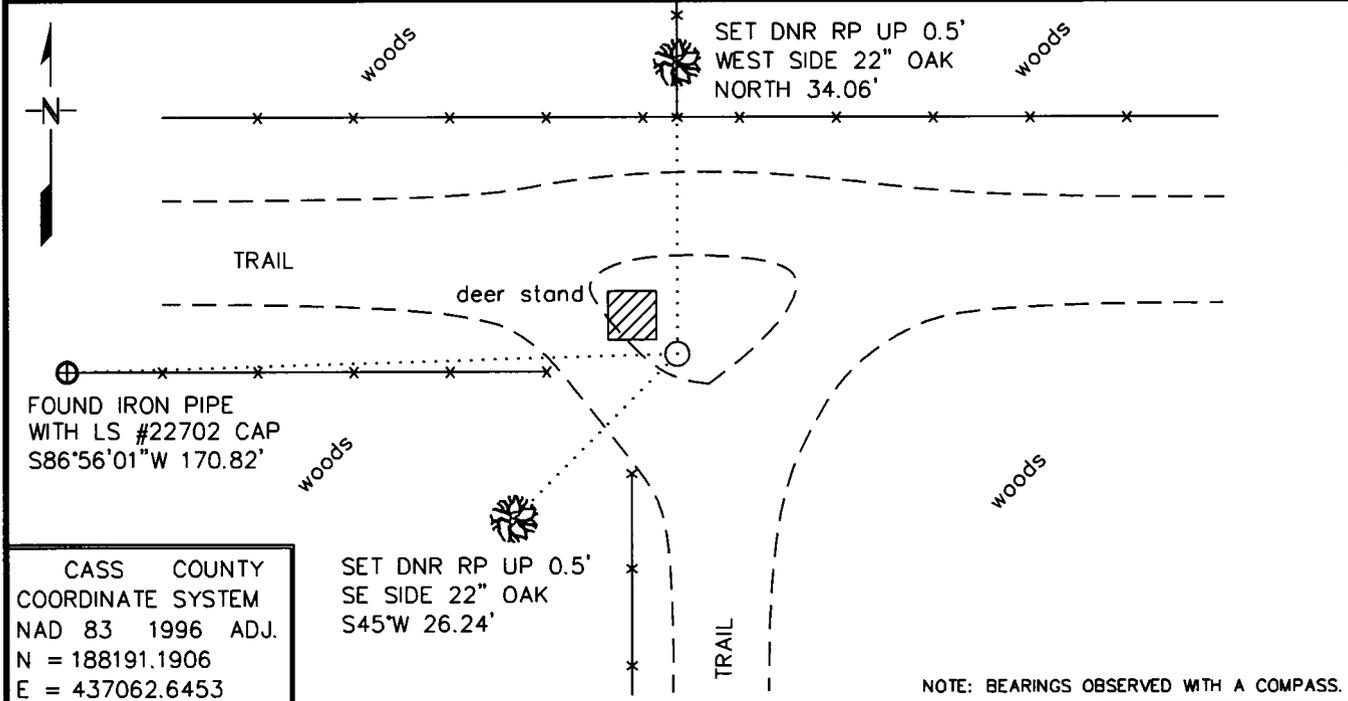
At the corner location shown on the sketch:

On _____ found a _____
DATE

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

On 5/4/11 Placed a 3/4" X 24" REBAR WITH CAP STAMPED "MN DNR LS 47461"
DATE

33' SOUTH OF CORNER FENCE POST OF FENCES NORTH & EAST-WEST



FOUND IRON PIPE
WITH LS #22702 CAP
S86°56'01"W 170.82'

CASS COUNTY
COORDINATE SYSTEM
NAD 83 1996 ADJ.
N = 188191.1906
E = 437062.6453

SET DNR RP UP 0.5'
SE SIDE 22" OAK
S45°W 26.24'

NOTE: BEARINGS OBSERVED WITH A COMPASS.

Statement of evidence for this corner location is on back of this page.

RAL - JUNE 2011
FOM01910.00.00.01

I certify that this document was researched and prepared by me or under my direct supervision.

SIGNATURE K. Norby DATE 4/24/13 License Number 47461

Title: Land Surveyor County Surveyor

STATEMENT OF EVIDENCE**Northeast Corner of Section 28, Township 134 North, Range 32 West, 5th P.M.**

The Department of Natural Resources, Division of Lands and Minerals, contacted the following offices for information regarding this corner:

Cass County Recorder
 Cass County Surveyor
 Cass County Highway Dept.
 Westwood Professional Services - Brainerd
 Carnell Land Surveying, LLC
 Arro of Park Rapids, LLC
 Nyberg Surveying
 Festler Land Surveying
 Kramer Leas Deleo, PC
 Widseth Smith Nolting - Baxter

1870 This corner was established by the Government Land Office. A post was set to mark the corner and was witnessed by the following bearing trees:

B. Pine	8"	S30°W	25 links
B. Pine	10"	S45°E	15 links
B. Pine	7"	N12°W	30 links
B. Pine	8"	N23°E	45 links

1916 Ditch alignment field notes for County Ditch No. 2 in Curo's Cass Book 67, page 29, on microfilm roll 10, obtained from the Cass County Surveyor's office call for two corner posts, one under a telephone line and the other 27.2' north beside a fence post. The notes state that a found BT stump checks with the south post under the telephone line. No stationing is giving to any adjacent corners.

2002 Kevin Festler, LS #22702, made a survey in Section 28. Mr. Festler established the Northeast corner of Section 28 proportionally based on GLO distances between the Northeast corner of Section 27 and the Northwest corner of Section 28 and on an east-west fence line. This position is 153' westerly of a corner fence post of fence lines running south and west and 170' westerly of a corner fence post of fence lines north and east-west.

2011 In May, the DNR survey crew made a search for evidence of the corner and located the capped iron pipe as set by Mr. Festler. The survey crew also located a fence corner of fence lines running north and east-west and a second fence corner of fence lines running south and west approximately 45 feet south and 15 feet west of the fence corner north. Fence line remnants were also recovered along a nearly straight line going north to the Northeast corner of Section 21 and running parallel with a County Ditch. While at the corner, the survey crew received testimony from longtime landowner Jeffrey Wing. Mr. Wing stated that he owned the south 33' of the Southeast Quarter of the Southeast



Quarter of Section 21 and that the northerly east-west fence to be on the north line of the 33' strip. He further stated that the fences north and south were always thought to be the property lines and that they had been in existence for a long period of time. A 1939 air photo of the area, on file with the DNR, clearly shows the occupation lines in this area. These lines are in agreement with recent air photos, fence lines and occupation lines. To substantiate the evidence found at the Northeast corner of Section 28, the survey crew went to the East Quarter corner of Section 28. Here too, they found conflicting evidence. An iron pipe with cap #22702, as set by Kevin Festler, was found 100' west of a fence corner of fences north-south and west. When talking with local landowner Dean Zimmerman, he pointed the survey crew to an iron strap setting vertically in the ground 18' south of the fence corner and stated that the local landowners had always thought that it was the corner. He further stated that he did not agree with the position of the pipe. The crew located the iron strap that was believed to be the true location of the East Quarter corner of Section 28 and found it to be within 2' of a straight line between the Southeast corner of Section 28 and the corner fence post of fences north and east-west at the vicinity of the Northeast corner of Section 28. After analysis, the DNR decided not to accept the iron pipe as set by Mr. Festler at the Northeast corner of Section 28. Further analysis led us to believe the corner position to be at a point 33' south of the fence corner of fence lines north and east-west. This was supported by the fence lines, ditches and testimony of the local landowners. The corner was considered to be obliterated and a 3/4" x 24" rebar with cap stamped "MN DNR LS 47461" was set to mark the corner location.

Northeast Corner Section 21 bears N00°35'15"W 5338.86'
Northeast Corner Section 27 bears N88°55'04"E 5073.40'
Northwest Corner Section 28 bears N89°33'37"W 5454.54'

For more information on our survey in this area, please contact the MN DNR, Division of Lands and Minerals, Survey Section, 1601 Minnesota Drive, Brainerd, MN 56401

