

EXHIBIT 1

EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT is entered into by and between AFTENRO SOCIETY, a nonprofit corporation created and existing under the laws of the State of Minnesota ("Aftenro") and the CITY OF DULUTH, a municipal corporation created and existing under the laws of the State of Minnesota ("City").

Aftenro, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant and convey to City, its successors and assigns, a perpetual, non-exclusive easement ("Easement") for public recreational, walkway, and trail purposes under, over, upon, across and along the following described tract or parcel of land lying and being in the County of St. Louis, State of Minnesota, legally described as follows, to-wit:

A strip of land twenty feet (20') wide and being ten feet (10') on each side of a line described as follows:

Beginning at a point on the Southwesterly line of 19th Avenue East, said point being 271.76 feet Southeasterly of the intersection of the South line of West College Street (originally platted as Geneva Street on plat of Superior View Addition to Duluth) and the Southwesterly line of 19th Avenue East as was located per St Louis County document number 264951, recorded May 16th, 1958; thence in a Southerly direction at an angle of 51°04' to the right for a distance of 238.58 feet, said point being 17.52 feet West of the East line of the Northeast Quarter of the Northeast Quarter of the Southeast

Quarter (NE1/4 of NE1/4 of SE1/4) of Section Fifteen (15), Township Fifty (50) North, of Range Fourteen (14), West of the Fourth Principal Meridian

(the "Easement Area").

The Easement Area is depicted on the attached Exhibit A.

The Easement granted herein includes the right of the City, its contractors, agents, and employees to enter the Easement Area at all reasonable times for the purposes of locating, constructing, operating, maintaining and repairing a trail or other improvements within the Easement Area. The Easement granted herein also includes the right to cut, trim, or remove from the Easement Area trees, shrubs or other vegetation in the City's discretion. City agrees that it will design (to be approved by Aftenro before installation), install, and maintain a reasonable amount of screening (e.g., foliage or fencing) in the Easement Area so as to limit the adverse effect on the aesthetic features or use of Aftenro's adjacent property. In order to limit trespassing on Aftenro's adjacent property, City further agrees to maintain signage in the Easement Area to identify the trail area that is open to the public.

Aftenro shall have no obligation or duty to maintain, repair, or replace any improvements or vegetation in the Easement Area. Aftenro specifically does not warrant or represent that it will take any action to protect the Easement Area from erosion.

[Remainder of this page intentionally left blank.]

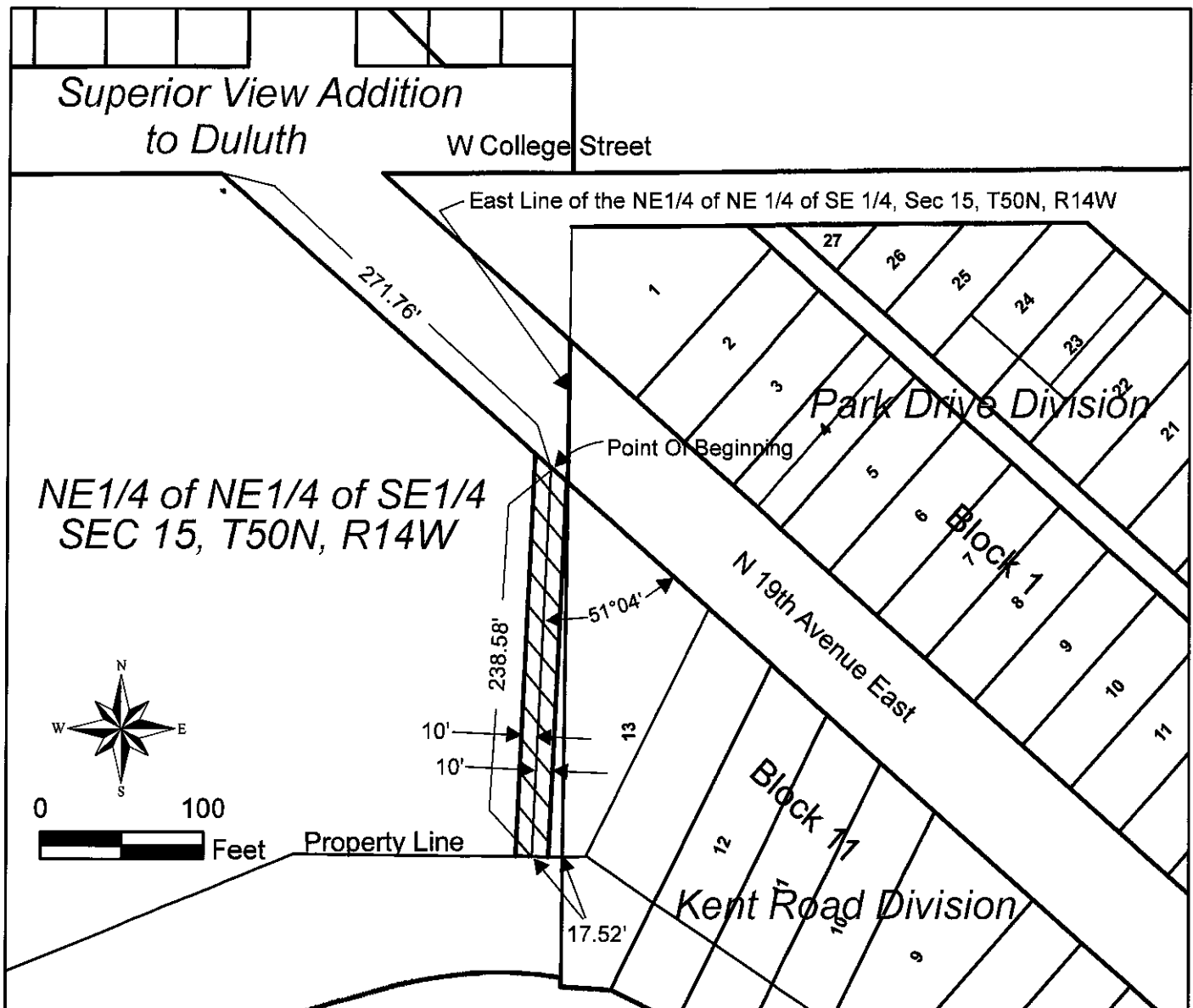
By: Emily Larson, Mayor

STATE OF MINNESOTA)
) SS
COUNTY OF ST. LOUIS)

Notary Public

Catherine Baker (#353875)
Assistant City Attorney
Room 410 City Hall
Duluth, MN 55802

Exhibit A



Easement for public recreation and trail purposes

A strip of land 20 feet wide and being 10 feet on each side of a line described as follows: Beginning at a point on the Southwesterly line of 19th Avenue East, said point being 271.76 feet Southeasterly of the intersection of the South line of West College Street (originally platted as Geneva Street on plat of Superior View Addition to Duluth) and the Southwesterly line of 19th Avenue East as was located per St Louis County document number 264951, recorded May 16th, 1958; thence in a Southerly direction at an angle of $51^{\circ}04'$ to the right for a distance of 238.58 feet, said point being 17.52 feet West of the East line of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter (NE1/4 of NE1/4 of SE1/4) of Section Fifteen (15), Township Fifty (50) North, of Range Fourteen (14), West of the Fourth Principal Meridian.

[Signature]

APPROVED BY CITY ENGINEER

8-30-16

DATE