

NOTICE OF FUNDING RESTRICTIONS

This NOTICE OF FUNDING RESTRICTIONS is made this ____ day of _____, 2026, by the City of Duluth, a Minnesota municipal corporation (“City”).

WHEREAS, City is the owner of certain real property located in the State of Minnesota, County of St. Louis, legally described on the attached Exhibit A (the “Property”); and

WHEREAS, City has entered into Conservation Partners Legacy Grant Program Grant Contract No. 213416 with the State of Minnesota, acting through its Commissioner of Natural Resources (“State”) for a project entitled “City of Duluth/Forest Hill Acquisition” (the “Grant Agreement”); and

WHEREAS, as a requirement of the Grant Agreement and in accordance with Minn. Stat. § 97A.056, subd. 15 and Minnesota Laws 2021, First Special Session, Chapter 1, Article 1, Section 2, Subd. 5(q), City is required to record this notice of funding restrictions on the Property.

NOW, THEREFORE, in order to comply with the Grant Agreement, the City does hereby state the following:

City’s interest in the Property shall be administered in accordance with the terms, conditions, and purposes of the Grant Agreement controlling the acquisition of the Property. City’s interest in the Property, or any portion of the interest in the Property, shall not be sold, transferred, pledged, or otherwise disposed of or further encumbered without obtaining the prior written approval of the Lessard-Sams Outdoor Heritage Council or its successor. The ownership of the Property transfers to the State if: (1) the holder of the interest in real property fails to comply with the terms and conditions of the Grant Agreement or accomplishment plan; or (2) restrictions are placed on the land that preclude its use for the intended purpose as specified in the appropriation.

This Notice of Funding Restrictions shall run with the land.

IN WITNESS WHEREOF, City has executed this Notice of Funding Restrictions on the day and year above written.

CITY OF DULUTH:

By: _____
Mayor

By: _____
City Clerk

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

This instrument was acknowledged before me on _____, 2026, by Roger J. Reinert, Mayor of the City of Duluth, a municipal corporation organized and existing under the laws of the State of Minnesota.

Notary Public

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

This instrument was acknowledged before me on _____, 2026, by Alyssa Denham, City Clerk of the City of Duluth, a municipal corporation organized and existing under the laws of the State of Minnesota.

Notary Public

This Instrument was drafted by:
City of Duluth
Office of the City Attorney
411 W. First Street, Room 410
Duluth, Minnesota 55802

EXHIBIT A

THAT PART OF THE SOUTHWEST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER (SW 1/4 OF NW 1/4) OF SECTION ONE (1), TOWNSHIP FIFTY (50) NORTH, RANGE FOURTEEN (14) WEST OF THE FOURTH PRINCIPAL MERIDIAN LYING SOUTHERLY OF A LINE 33.00 FEET SOUTHERLY OF, AND PARALLEL WITH, LINE "A" TO BE DESCRIBED AND EASTERLY OF LINE "B" TO BE DESCRIBED.

LINE "A"

BEGINNING AT A POINT ON THE EAST AND WEST QUARTER LINE OF SAID SECTION 1 DISTANT 503.04 FEET EAST FROM THE WEST QUARTER CORNER OF SAID SECTION 1; THENCE AT A DEFLECTION OF 41 DEGREES 19 MINUTES 30 SECONDS TO THE NORTH, A DISTANCE OF 527.20 FEET TO A POINT; THENCE AT A DEFLECTION OF 29 DEGREES 28 MINUTES 50 SECONDS TO THE RIGHT A DISTANCE OF 413.60 FEET TO A POINT ON THE EAST LINE OF SAID SW 1/4 OF NW 1/4, 433.0 FEET NORTH OF THE SE CORNER OF SAID SW 1/4 OF NW 1/4.

LINE "B"

COMMENCING AT A POINT ON THE EAST AND WEST QUARTER LINE OF SAID SECTION 1 DISTANT 503.04 FEET EAST FROM THE WEST QUARTER CORNER OF SAID SECTION 1; THENCE AT A DEFLECTION OF 41 DEGREES 19 MINUTES 30 SECONDS TO THE NORTH, A DISTANCE OF 480.00 FEET TO THE POINT OF BEGINNING OF LINE "B" TO BE DESCRIBED; THENCE AT A DEFLECTION OF 90 DEGREES 00 MINUTES 00 SECONDS TO THE RIGHT A DISTANCE OF 422.06 FEET TO THE SOUTH LINE OF SAID SW 1/4 OF NW 1/4 AND SAID LINE "B" THERE TERMINATING.

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Paul A. Vogel

Signed

Date

10/24/2025

License No. 44075

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Print Name: Paul A. VogelLicense # 44075

Signature: Date: 10/24/2025

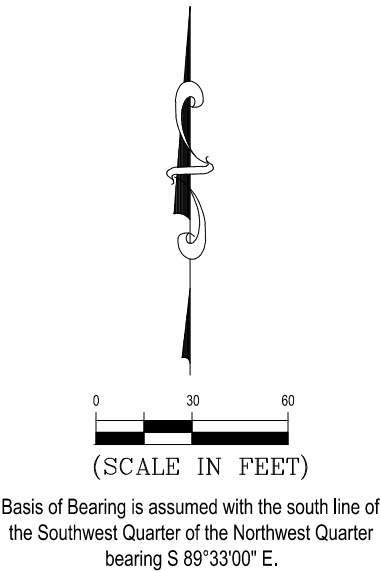
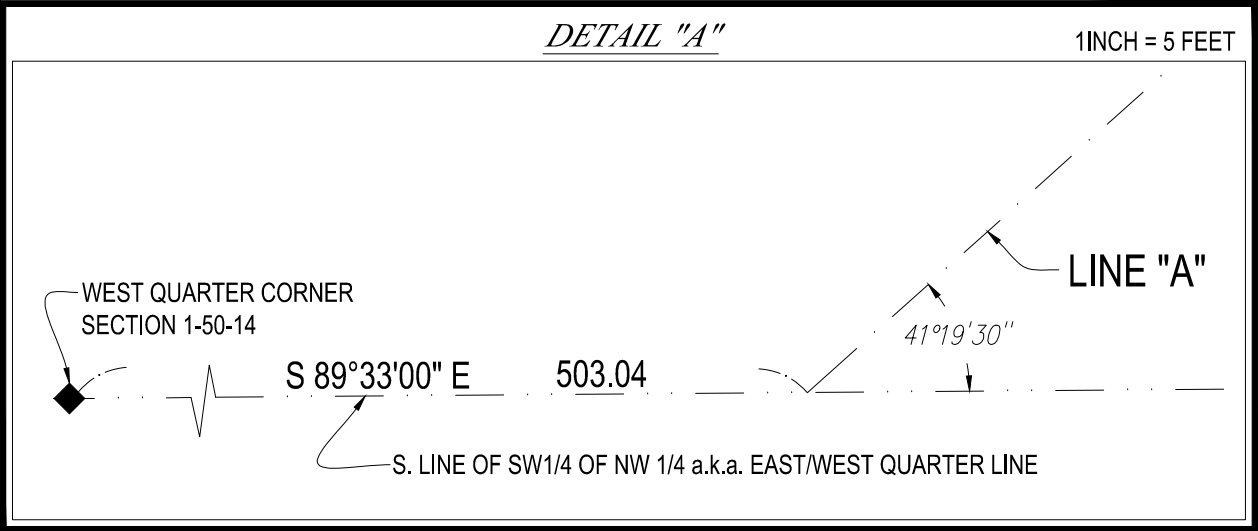
REVISED:
DATE PREPARED: 10/24/25
PROJ NO: 240855
FILE: 240855vSURV-
SHEET 1 of 1 SHEETS



21 W. Superior St., Ste. 500 | Duluth, MN 55802 | 218.727.8446

part of the SW 1/4 of the NW 1/4
Section 1, T50N, R14W of the 4th P.M.
City of Duluth
St. Louis County, Minnesota

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FILE: ..\240855\500 Drawings\Survey\240855vSURV-Swap.dwg



SEE DETAIL "A"

