

ATTACHMENT 1

EASEMENT AGREEMENT

This EASEMENT AGREEMENT, entered into this 25 day of November, 2019, by and between Christopher A. and Carmel E. Demaioribus, husband and wife, as joint tenants and not as tenants in common, "Grantors" and the City of Duluth, a municipal corporation created and existing under the laws of the State of Minnesota, "Grantee":

WITNESSETH:

Whereas, Grantors are the owners of the property in the City of Duluth, St. Louis County, Minnesota legally described as follows (the "Property"):

All that part of the N1/2 of NE1/4 Section 11 Township 50 North of Range 14 West described as follows:

Commencing at a point on the north line of Section 11 Township 50 Range 14 West, which is 566 feet east of the northwest corner of the NE1/4 of said Section 11, extending thence due south at right angles to said Section line 365 feet; thence due east at right angles to said last mentioned line 595.4 feet to a point, 365 feet due south of said north line of said Section 11 on the west line of Woodland Avenue as platted in Hunter's Park First Division; thence northerly along the westerly line of Woodland Avenue to the north line of said Section 11, thence west along the north line of said Section 11, to the place of beginning, EXCEPTING a strip of land heretofore conveyed to the City of Duluth by deed dated February 20th, 1908, recorded December 26th, 1908 in Book 247 of Deeds on page 548.

and;

Whereas, Grantors wish to convey to the Grantee easements as hereinafter described for street and utility purposes over the Property for the benefit of the Property and at no cost to Grantee.

NOW THEREFORE, in consideration of One (\$1.00) Dollar and other good and valuable consideration, receipt of which is hereby acknowledged, Grantors do grant, sell, bargain and convey to Grantee in trust for the general public the permanent easement and construction easement described as follows:

PERMANENT EASEMENT:

A permanent, perpetual and exclusive easement for public street and utility purposes, including the installation and maintenance of rip rap armoring, over a portion of the Property, the location of which easement is more particularly described and depicted on Exhibit A, made a part hereof, as the "Permanent Easement".

CONSTRUCTION EASEMENT:

A temporary construction easement effective until December 31, 2021 over that portion of the Property more particularly described and depicted on Exhibit A, made a part hereof, as the "Temporary Easment".

Christopher A. Demaioribus

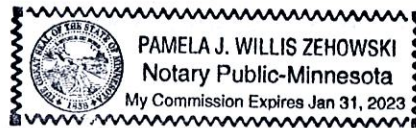
Christopher A. Demaioribus

STATE OF MINNESOTA)

) ss.

COUNTY OF ST. LOUIS)

The foregoing instrument was acknowledged before me this 25 day of November 2019 by Christopher A. Demaioribus, as a joint tenant and not as a tenant in common.



Pamela J. Willis Zehowski
Notary Public

Carmel E. Demaioribus

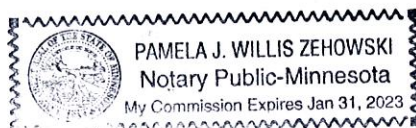
Carmel E. Demaioribus

STATE OF MINNESOTA)

) ss.

COUNTY OF ST. LOUIS)



The foregoing instrument was acknowledged before me this 25 day of November 2019 by Carmel E. Demaioribus, as a joint tenant and not as a tenant in common.



Pamela J. Willis Zehowski
Notary Public

This instrument drafted by:
Robert E. Asleson
Assistant City Attorney
411 West First Street, Room 440 City Hall
Duluth, MN 55802
(218) 730-5490

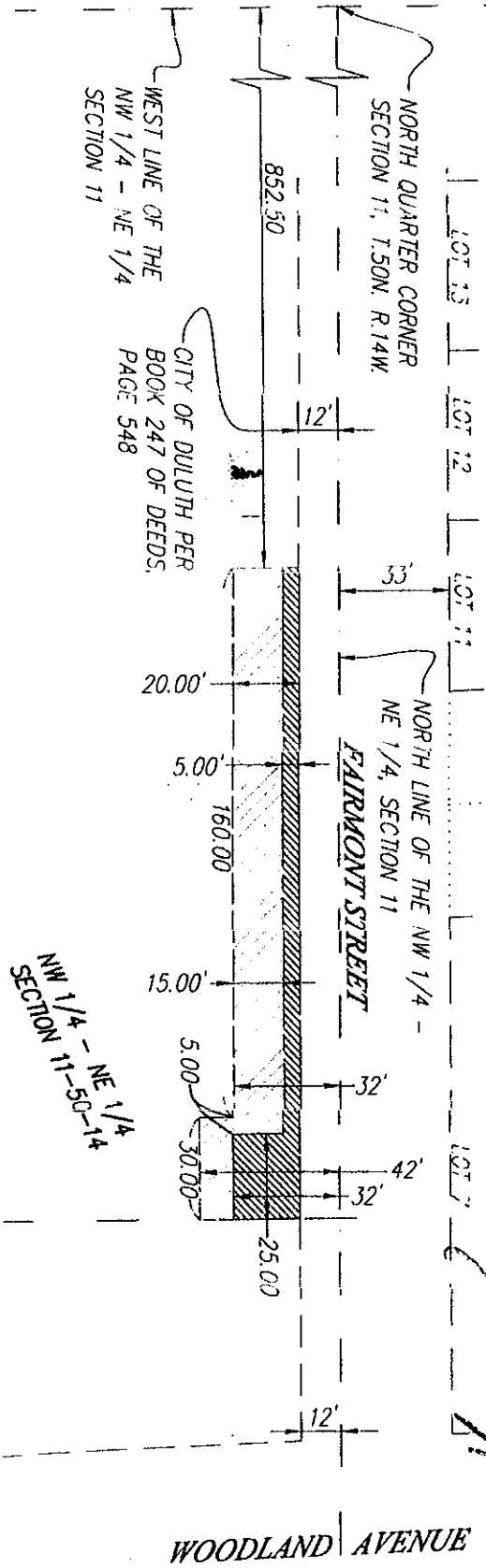
EXHIBIT A

 = PERMANENT EASEMENT
 = TEMPORARY EASEMENT

APPROVED BY:

CITY ENGINEER

10-16-19



Rights to be acquired:

A PERMANENT EASEMENT over, under and across the south 5.00 feet of the north 17.00 feet of the east 190.00 feet of the west 1042.50 feet AND the south 15.00 feet of the north 32.00 feet of the east 25.00 feet of the west 1042.50 feet; all in the Northwest One-quarter of the Northeast One-quarter (NW1/4 of the NE1/4) of Section Eleven (11), Township Fifty (50) North, Range Fourteen (14) West of the Fourth Principal Meridian, City of Duluth, St. Louis County, Minnesota.

TEMPORARY EASEMENT over, under and across the south 15.00 feet of the north 32.00 feet of the east 165.00 feet of the west 1017.50 feet AND the south 10.00 feet of the north 42.00 feet of the east 30.00 feet of the west 1042.50 feet; all in the Northwest One-quarter of the Northeast One-quarter (NW1/4 of the NE1/4) of Section Eleven (11), Township Fifty (50) North, Range Fourteen (14) West of the Fourth Principal Meridian, City of Duluth, St. Louis County, Minnesota.



(SCALE IN FEET)

Basis of Bearing is Grid North,
St. Louis County Transverse
Mercator 98 Coordinate System.

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. Vogel

License # 44075

Signature: 

Date: 10/03/2019

REVISED: 10/03/19

DATE PREPARED: 08/04/17

PROJ. NO.: 070377

FILE: 070377EXHIB

SHEET 1 of 1 SHEETS



PERFORMANCE
DESIGN
LHBcorp.com

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