



**Statement of Evidence**

NORTHEAST CORNER SECTION 12, TOWNSHIP 115 NORTH, RANGE 45 WEST, 5<sup>TH</sup> P.M.

- 1858 William J. Neely, Deputy Surveyor, running north between Ranges 44 and 45, set a post for the corner during the original survey. His notes also state he deposited coal and made a mound, trench and pits per instructions.
- 1916 John Norguard, County Surveyor, conducted a survey of Section 1, T115N, R45W. His notes indicate he found all 4 Section Corners, but does not describe the type of monument. He then places the North, South and West ¼ Corners midway and on-line between Section corners.
- 1930 Yellow Medicine Highway Department Construction Plans for S.A.R. No. 25 (currently C.S.A.H. No. 4) show the section corner at Station 51+36.5. The description used for the monument is "Reg. Mon." with the following ties:  
Tel. P. N.W. 70.5'  
Cor. F.P. N.E. 42.0'
- 1950 Yellow Medicine Highway Department Section Corner Tie Sheet for T115, R45:  
Notes call for a stone 6" deep with the following ties:  
P.P. S.W. 60.1'  
F.P. N.W. 64.5'  
3<sup>rd</sup> F.P. S.E. 58.7'
- 1954 Yellow Medicine Highway Department Section Corner Tie Sheet for T115, R45:  
No monument description is given. Ties listed as follows:  
Cor. F.P. N.E. 49.3'  
P.P. S.W. 60.4'  
T.P. S.E. 40.1'  
Cor. F.P. S.E. 43.1
- 1957 Yellow Medicine Highway Department Construction Plans for S.R. #4 show the section corner at Station 160+26 at the intersection of roads N-S-E-W. No monument description is given, but ties match those given in the 1954 Section Corner Tie Sheet.
- 2006 Roy Marihart, LS# 19092 conducted a survey in Section 1. He states he found a spike at the intersection of center lines, down 6" which he believes was set by the County. He perpetuates this location by setting a ½" rebar with plastic cap at the surface.
- 2010 Kevin Kuisle and Tom Runions, Yaggy Colby Associates survey crew, found Marihart's capped ½" rebar. Found a power pole S.W. 60.1 feet. This P.P. is possibly the same one mentioned in the 1950's. Measured the following distances from the corner:  
North 5294.52 feet to the NE corner of Sec. 1.  
South 5290.40 feet to the SE corner of Sec. 12.  
East 5136.58 feet to the SE corner of Sec. 6, T115, R44. This is within 0.1 foot of the Highway Departments 1930 distance.  
West 5306.28 feet to the NW corner of Sec. 12. This is within 2.2 feet of the Highway Department's 1930 distance and within 0.6 foot of the Highway Department's 1957 distance.  
The 1/16<sup>th</sup> fence line south of the corner falls within 1.8 feet of the ½ mile split. After analysis of the record and survey data and based on the best available evidence, the ½" rebar set by Marihart is accepted as a perpetuation of the Original Public Land Survey corner. Land ties were measured and recorded.

By  Heidi J. Brackbill, Deputy  
Kay Zempel, Yellow Medicine County Recorder

Office of County Recorder  
Yellow Medicine County, Minnesota  
I hereby certify that the within instrument  
was filed on March 10, 2011 at 1:45 PM

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N/C  
Yaggy Colby Associates  
717 3<sup>rd</sup> Ave. SE  
Rochester, MN 55904