

Statement of Evidence:

North Quarter Corner of Section 3, Township 37 North, Range 28 West, Maywood Township, 4th Principal Meridian, Benton County, Minnesota.

1849 Original US General Land Office survey established this corner and set a wood post and marked the following bearing trees:

14" Poplar	S 60 W	3 links
10" Pine	N 62 E	47 links

1899 Road Survey Report by John E. Whilt, County Surveyor, shows survey running west to east on town line with a distance of 79.88 chains for the north line of Sec. 3, with no mention of the 1/4 corner.

1915 County Surveyor's Record Book 2, pages 314 and 315, and Record Book A, Map No. 9 contains a survey by J. P. Soderstrum of Section 3. Notes show he set a stone with an "X" at the lost position with a distance of 39.94 chains (2636.04 feet) to the NE and NW corners of Sec 3. Page 314 shows a distance of 79.88 chains for the mile.

1921 County Engineers' Notebook No. 39 shows survey of road on town line with corner marked by a stone. Stationing gives distances of 2621.0 feet to the NW corner and 2632.4 feet to the NE corner. Ties:

T. P.	SE	36.8'
5" Poplar	North	49.7'

1955 County Engineer's Notebook No. 202 shows a survey of SAR 5 running west to east on town line. Corner is shown marked by a spike set in center of road with fence north and town road south. Stationing gives distance of 2624.1 to the NW corner and 2633.1 feet to the NE corner with a delta angle of 0-07' right. Ties:

PP	SW	42.85
6" Ash	SE	55.8

2001 Westwood Professional Services, Inc. found a CIM at the centerline of roads east-west and south. The following reference ties were noted.

PP	NW	50.5
PP	SW	56
Ash	SE	+/-.55

2003 Westwood Professional Services, Inc. measured 5257.54 feet between section corners, compared with Soderstrum's distance of 5272.08 feet and County Highway distance of 5253.4 feet (1921) and 5257.2 feet (1955). The PK Nail is 2626.05 feet from the NW corner and 2631.52 feet from the NE corner. The lost position being 2.13 feet south and 2.73 feet east of the PK Nail. Using 1921 County Highway stationing, the corner found in 1921 would be 2.98 feet west of the PK Nail.

County Coordinates to PK Nail
NAD 83 (1996 Adjustment)
N- 164379.949
E- 560385.380

2007 The Benton County Surveyor's Office excavated with a back hoe at the corner and found no additional evidence. CSAH No. 5 was rebuilt during 2008 and 2009.

2009 The Benton County Surveyor's Office set a 1/2 inch by 14 inch iron pipe cap No. 19552 at the 2001 CIM location after road construction. The PK nail found in 2003 is assumed to be set over the CIM. Said CIM fits the lost position within 3 feet and falls at the intersection of centerlines east/west/south. It is accepted as marking the obliterated corner position.