

Statement of Evidence:

North Quarter Corner of Section 1, Township 37 North, Range 28 West, Maywood Township, 4th Principal Meridian, Benton County, Minnesota.

1849 Original US General Land Office survey set a wood post at this location and bearing trees were recorded.

10" Sugar	N 16 W	22 links
10" Sugar	S 80 E	9 links

1899 Road Survey Report by John E. Whilt, County Surveyor, shows survey running west to east on town line with a distance of 79.02 chains for the north line of Sec. 1, with no mention of the 1/4 corner.

1902? County Surveyor's Record Book A, Map No. 33, shows a survey of Section 1 by John Whilt. He notes a distance of 39.66 chains to the NE and NW corners of Sec 1 indicating the corner was set lost. (79.32 chains for the mile = 5235.12 feet)

1902? County Surveyor's Record Book 2, page 386, Record Book A, Map No. 43, shows a second survey of Section 1 by John Whilt. He notes corner as a Conc. Iron and gives a distance of 39.90 chains to the NW corner of Sec 1 and a distance of 39.46 chains to the NE corner of Sec 1. (79.36 chains for the mile = 5237.76 feet)

1921 County Engineer's Notebook 39 shows road run along section line with a distance of 5242.7 feet for the mile. Notes show fence line north at station 26+20 from the NW corner.

1955 County Engineer's Notebook No. 202 shows a survey of SAR 5 running west to east on town line. No corner is shown, stationing gives distances of 2620.7 to the NW corner and 2621.3 feet to the NE corner to fence north.

2002 Found 1/2 " iron pipe with broken cap. Pipe fit lost position, with total distance being 5242.10. Using the survey on Map No. 43 would put the corner 14.53 feet east. Assume Survey Map No. 43 was a corrected survey from the one shown on Map No. 33. Needs further analysis.

County Coordinates to iron pipe

NAD 83 (1996 Adjustment)

N- 164343.642

E- 570860.144

2006 Westwood Professional Services excavated the corner location with a Benton County backhoe. A 20-foot east-west by 8-foot north-south by 4-foot deep hole was excavated and no additional corner evidence was found. The fence going north at this corner position appears to be based on a lost position. The double of the distance from the sixteenth fences east and west would position this corner 9 feet east and 12 feet east respectively. The 1902 survey shown on Map No. 43 and the sixteenth fences seem to agree reasonably with each other. The 1899 survey, 1902 survey shown on Map No. 33, 1921 survey, 1955 survey and iron pipe found in 2002 all support the lost position. Since the source of the conc. Iron shown on the 1902 Map No. 43 survey is not known, the iron pipe found in 2002 at the lost position was accepted as being the best available evidence of the corner position.

2009 The Benton County Surveyor's Office set a 1/2 inch iron pipe with cap No. 19552 flush with the pavement in place of the 1/2 inch iron pipe located in 2002 after road construction.