

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

11-0028R

RESOLUTION APPROVING SURVEYOR'S CERTIFICATE OF PLAT
CORRECTION RELATED TO ONEOTA INDUSTRIAL PARK FIRST
ADDITION.

CITY PROPOSAL:

RESOLVED, that the Duluth city council does hereby approve the surveyor's certificate of plat correction in the form of that on file in the office of the city clerk as Public Document No. _____, relating to the plat of Oneota Industrial Park First Addition.

Approved:



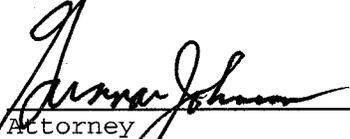
Department Director

Approved for presentation to council:



Chief Administrative Officer

Approved as to form:



Attorney

Approved:



Auditor

PLNG/ATTY JMC:dma 01/11/2011

STATEMENT OF PURPOSE: This resolution furthers the title registration proceedings undertaken by DEDA related to Oneota Industrial Park First Addition. The Examiner of Titles discovered certain errors on the plat which required a surveyor's certificate of plat correction. Pursuant to Minnesota Statute Chapter 505, the surveyor's certificate must be approved by the governing body of the jurisdiction involved, which in this case is the City of Duluth. This resolution approves the surveyor's certificate of plat correction.

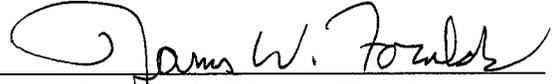
SURVEYOR'S CERTIFICATE OF PLAT CORRECTION

Pursuant to the provisions of Minnesota Statutes, Chapter 505.175, I, James W. Fowlds, a duly Licensed Land Surveyor in and for the State of Minnesota declares as follows:

1. That the plat of ONEOTA INDUSTRIAL PARK FIRST ADDITION dated November 2, 1988 and filed on December 23, 1988 in the office of the Registrar of Titles, St. Louis County, Minnesota in Book 155 of Registrar of Titles, page 286 and filed on December 27, 1988 in the office of the County Recorder, St. Louis County, Minnesota as Document No. 0467684, was prepared by Dale L. Berntsen who is not now available for the following reason: Mr. Berntsen has retired from the profession of Land Surveyor and is not currently licensed.
2. That said plat contains errors, omissions, or defects described in particular as follows:
 - a) The description in the caption of the plat does not include part of Block 58, ADDITION TO ONEOTA.
 - b) The second paragraph of the Plat Dedication does not include Block 58, ADDITION TO ONEOTA and does not include Block A, West Duluth Seventh Division, and incorrectly describes the plat of ONEOTA as ONEOTA DIVISION.
3. That said plat is hereby corrected in particular as follows:
 - a) The description in the caption of the plat is hereby corrected to read as follows: BEING A RE-ARRANGEMENT OF BLOCKS A, 172, 177 & PART OF BLOCKS 178, 179 & 183, WEST DULUTH 7TH DIVISION AND BLOCKS 38, 39, 40, 50, 51, 58, 59, 60, & PART OF BLOCKS 25, 26 & 27, ONEOTA, AND PART OF BLOCK 58, ADDITION TO ONEOTA.
 - b) The second paragraph of the Plat Dedication is hereby corrected to read as follows: All those parts of Blocks 25, 26, 27, 38, 39, 40, 50, 51, 58, 59 and 60, Oneota, according to the recorded plat thereof, and Blocks A, 172, 177, 178, 179 and 183, West Duluth, Seventh Division, according to the recorded plat thereof, and Block 58, Addition to Oneota, according to the recorded plat thereof, described as follows:

I hereby certify that this Surveyor's Certificate of Plat Correction 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.

Dated this 10th day of January, 2011.



James W. Fowlds, Licensed Land Surveyor
Minnesota License No. 18164