

**Statement of Evidence:**

**H041**

North Quarter Corner of Section 4, Township 37 North, Range 29 West, Gilmanton Township, 4<sup>th</sup> Principal Meridian, Benton County, Minnesota.

This corner is noted on the following recorded plats

*NIEDZIELSKI'S SUBDIVISION OF GILMAN* filed 7/19/1960 by Jos Kotsmith

(Plat shows X on Stone being 626.3 feet west of the center of TH 25)

*AUDITORS SUBDIVISION VILLAGE OF GILMAN PLAT 2* filed 5/15/1963 by Milner W Carley

1849 Original US General Land Office survey set a wood post at this location and bearing trees were recorded.  
6" Ironwood N 36 E 33 links  
6" Ironwood S 30 W 9 links

1902 County Surveyor's Record Map No. 36 shows a survey of Section 33 by John Whilt. Survey notes a stone at the corner and a distance of 40.75 1/2 chains (2689.83 feet) to the NE and NW corners of Sec 4. (Indicating it was set lost)

1914 County Engineers' Notebook No. 7, pages 7 to 10, contains a road survey by M.J. Cleveland where survey ran east-west along town line. Notes show found stone at corner. Book No. 8 stationing gives distances of 2689 feet to the NW corner and 2696 feet to the NE corner.

1923 County Engineer's notebook 43 shows corner marked by a round gray stone (12" dia.) with a distance of 2689.8 feet east to the NE corner Section 4. Notes show 1/2 " x 20" iron pipe set with ties:  
16" Elm S 74 E 90.8' and 10" Ash S 70 W 50.7'

1942 MN/DOT alignment information shows "X" on stone at centerline east-west. Distance of 626.3 feet to center of TH 25.

1948 County Highway Notebook 1, page 6 contains a survey by J.D. Kotsmith which shows found stone with + inscribed. Ties:  
Cooper Disc in T. P. NW 89.0  
MHD Disc in PP SW 37.4

1955 County Surveyor's Record Book 1, page 467, notes the following reference ties (by Kotsmith) to a round grey stone:  
(Older record states granite monument).  
PP SE 54.55  
TP NW 51.2  
12" Cedar SW 75.65

1983 David Regan, LS 12236, found a 3/4" pipe in the centerline of an east/west road. He filed a Certificate of Location (#167982). Tie to PP SE 55.97.

1985 Paul Wellen, LS 10461, used 3/4 " iron pipe for survey.

1997 Paul Wellen survey gives a distance of 2698.69 feet to iron at NW corner and 2690.34 feet to iron at NE corner.

2003 Westwood Professional Services, Inc. found 3/4 " iron pipe at 626.29 feet west of the centerline of TH 25.  
County Coordinates Obtained by GPS to 3/4 " iron pipe.  
NAD 83 (1996 Adjustment)  
N- 164295.161  
E- 524362.571

2006 The Benton County Surveyor's Office excavated a 12-foot by 14-foot by 5-foot deep hole to original ground. A 12-inch circular stone was found with an "X" scratched on the bottom side of the stone. The stone was found under the 3/4-inch iron pipe found at the surface falling 2.6 feet east and 1.2 feet south of the lost position as set in 1902. Believing the stone to be the best available evidence of the corner position since 1902, it is accepted as marking the obliterated corner position.

2008 The Benton County Surveyor's Office set a 1/2-inch by 14-inch iron pipe capped 19552 after road construction of County Road 84.

2009 A PK Nail with Benton County washer was set after the final overlay of the County Road 84 project.

2011 The Benton County Surveyor's Office found the PK Nail with Benton County washer in good condition and verified the 2003 coordinates.