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## AMENDMENT OF DECLARATION

The undersigned has previously filed a “State of Minnesota, General Obligation Bond Financed Property Declaration” (the “Declaration”) dated September 26, 2017 and filed in the official records of the Lyon County Recorder’s Office on September 28, 2017, as Document No. 214016, which Declaration mistakenly declared as the Restricted Property (as defined in the Declaration) real property and facilities thereon that was not improved or financed with state general obligation bond proceeds and therefore should not be subject to the restrictions on bond financed property contained in Minnesota Statutes, Section 16A.695 and in the Fourth Order Amending Order of Commissioner of Finance dated July 30, 2012. With the consent of the Commissioner of Minnesota Management and Budget (“MMB”), the undersigned desires to amend the legal description attached to the Declaration so that only that portion of the real property described in the Declaration constituting bond financed property is subject to the Declaration.

The Declaration, with the consent of the Commissioner of MMB, is hereby amended by this Amendment of Declaration (“Amendment”) by replacing the legal description of real property originally attached as Exhibit A to the Declaration with the legal description attached as Exhibit A (Revised) hereto.

All other terms and conditions of the Declaration remain in force and are unaffected by this Amendment.

[Remainder of page intentionally left blank]

The City of Marshall, a Municipal Corporation  
under the laws of the State of Minnesota

By: \_\_\_\_\_

Title: Robert J. Byrnes, Mayor

By: \_\_\_\_\_

Title: Kyle Box, City Clerk

Dated: \_\_\_\_\_

STATE OF MINNESOTA        )  
  ) ss  
COUNTY OF LYON            )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
2020, by Robert J. Byrnes, the Mayor, and Kyle Box, the Mayor and City Clerk, respectively, of the City of  
Marshall, a Municipal Corporation under the laws of the State of Minnesota.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

\_\_\_\_\_

Notary Public

My Commission Expires: \_\_\_\_\_

The Housing and Redevelopment Authority  
in and for the City of Marshall, Minnesota,  
a Municipal Corporation under the  
laws of the State of Minnesota

By: \_\_\_\_\_

Title: Robert J. Byrnes, Its Chair

By: \_\_\_\_\_

Title: Sharon Hanson, Executive Director

Dated:\_\_\_\_\_

STATE OF MINNESOTA )  
  ) ss  
COUNTY OF LYON       )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
2020, by Robert J. Byrnes and Sharon Hanson, the Chair and Executive Director of Housing and  
Redevelopment Authority in and for the City of Marshall, Minnesota, a public body corporate and politic  
and political subdivision under the laws of the State of Minnesota, Grantors, on behalf of the Authority.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

\_\_\_\_\_

Notary Public

My Commission Expires: \_\_\_\_\_

**CONSENT**

The Commissioner of Minnesota Management and Budget hereby consents and approves of the recording of the foregoing Amendment of Declaration.

Date: \_\_\_\_\_, 20\_\_\_\_

MINNESOTA MANAGEMENT AND BUDGET

By: \_\_\_\_\_  
Commissioner

STATE OF MINNESOTA    )  
  ) ss.  
COUNTY OF RAMSEY    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, the Commissioner of Minnesota Management and Budget.

\_\_\_\_\_  
Notary Public

THIS INSTRUMENT WAS DRAFTED BY:  
  
QUARNSTROM & DOERING, P.A.  
MARSHALL CITY ATTORNEY  
By: Dennis H. Simpson  
109 South Fourth Street  
Marshall, MN 56258  
(507) 537-1441

**Exhibit A (Revised) to Amended Declaration**  
**LEGAL DESCRIPTION OF RESTRICTED PROPERTY**

A Permanent Easement in the name of City of Marshall, a municipal corporation under the laws of the State of Minnesota in and to the following described property:

A utility easement in, on and under the City Street Right of Way identified as Michigan Road in Commerce Industrial Park Second Addition to the City of Marshall, Lyon County Minnesota according to the recorded plat thereof.

and

Fee Ownership in the name of the Housing and Redevelopment Authority in and for the City of Marshall, a municipal corporation under the laws of the State of Minnesota in and to the following described property:

Out Lot A, Out Lot B, Out Lot C, Out Lot D, and Out Lot E, all in Commerce Industrial Park Second Addition to the City of Marshall, Lyon County, Minnesota according the recorder plat thereof.