

## CERTIFICATION OF LANDS AND AUTHORIZATION

The Public Sponsor does hereby grant to the United States of America, its representatives, agents and contractors, an irrevocable right, privilege and permission to enter upon the lands hereinbefore mentioned for the purpose of prosecuting the project.

The Public Sponsor certifies to the United States of America that any lands acquired subsequent to the execution of the Cooperation Agreement that are necessary for this project have been accomplished in compliance with the provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (Public Law 91-646) as amended by Title IV of the Surface Transportation and Uniform Relocation Assistance Act of 1987 (Public Law 100-17), and the Uniform Regulations contained in 49 CFR, Part 24.

DATE: \_\_\_\_\_

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

**ATTORNEY'S CERTIFICATE**

Certification of Lands and Authorization for Entry for the Marshall Federal Levee, Lyon County, Minnesota.

I, \_\_\_\_\_, an attorney admitted to practice law in the State of Minnesota certify that:

I am the attorney for the City of Marshall. I have examined the title to Parcels 27,602001-01 of land identified by the U.S. Army Corps of Engineers as needed for all levee system damage sites identified and approved in the Rehabilitation of Flood Control Works, located near the City of Marshall, in Lyon County, Minnesota and included in the Certification of Lands and Authorization For Entry document to which this Certificate is appended.

The Public Sponsor is vested with sufficient title and interest in the described lands required by the United States of America to support the construction, operation, and maintenance of the Marshall Levee. There  are (see attached Risk Analysis)  are no outstanding third party interests of record that could defeat or impair the title and interests of the Public Sponsor in and to the lands described, or interfere with construction, operation, and maintenance of the Project. Such interests include, but are not limited to, public roads and highways, public utilities, railroads, pipelines, other public and private rights of way, liens and judgments. To the extent such interests existed prior to acquisition of the described lands by the Public Sponsor such interests have either been cleared or subordinated to the title and interests so acquired, except as provided in the attached risk analysis.

The City of Marshall has authority to grant the Certification of Lands and Authorization for Entry to which this Certificate is appended; that said Certification of Lands and authorization for entry is executed by the proper duly authorized authority; and that the authorization for entry is in sufficient form to grant the authorization therein stated.

DATED AND SIGNED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
**City Attorney**

## **RISK ANALYSIS FOR OUTSTANDING**

### **THIRD PARTY INTERESTS**

RE: Certification of Lands and Authorization for Entry for the Marshall Levee, Lyon County, Minnesota.

There are outstanding third-party interests of record in and to the lands required for the Project. An evaluation of those interests is as follows:

#### **1. IDENTIFICATION OF THIRD PARTY INTERESTS:**

2. **ASSESSMENT:** (Discuss whether the exercise of that interest is likely to physically impair the Project. Discuss the legal implications if the interest is not cleared or subordinated. Discuss the practical impediments to the exercise of the interest such as any required permits, land use restrictions, or compensation.)

3. **PLAN TO RESOLVE:** (Discuss recourse available to protect the Project in the event the outstanding interest is exercised).

*Signed:*

\_\_\_\_\_ DATE \_\_\_\_\_

**City Attorney**