



113 South Fourth Street • Marshall, Minnesota 56258-1223
Telephone: 507-537-7005 • Fax: 507-537-6836 •

www.marshallutilities.com

May 26, 2023

City of Marshall
344 Main Street West
Marshall, MN 56258

Property Address: 1008 West College Drive; Marshall, MN

Dear Property Owner:

MMU is requesting an easement on the Easterly fifteen (15) feet of the following described property:

A tract of land located in the Southeast Quarter of the Southwest Quarter of Section 5, Township 111 North, Range 41 West lying South and East of the Willmar and Sioux Falls Railway right of way being more particularly described as follows:

Commencing at a point on the North Line of State Highway 19, which is 507.75 feet West of the Southeast corner of said Southwest Quarter running thence North at right angles to said highway line a distance of 185.00 feet to a point on the South right of way line of said Railway; thence Southwesterly along said right of way to the North line of said State Highway 19; thence East along said North line to the Point of Beginning.

Said tract of land contains 0.627 acres more or less and is subject to right of way and easements now on record in Lyon County, Minnesota. (see enclosed map)

MMU will be proactively replacing and/or upgrading electrical lines and equipment in your area to ensure system reliability. Trenchless construction methods utilizing a bore machine will typically be used to minimize disturbed areas. In areas that are disturbed, MMU will perform surface restoration with black dirt and grass seed. Additionally, property owners will be notified by letter prior to any work taking place.

Please review the enclosed easement and map. If the information presented is accurate and you are comfortable with the wording of the easement, please sign the formal Grant of Utility Easement before a notary public and return one to me in the postage paid envelope as soon as possible. The other copy can be retained for your files. Please be advised that Marshall Municipal Utilities has several notaries and would be happy to witness your signatures and notarize the document free of charge if you wish to bring it to our office to sign; or, you may have any notary witness your signature. If you choose to have MMU notarize your document, please call me to set up an appointment so I can ensure that a notary is available.

We are requesting that the document be returned to MMU as soon as possible. Upon receipt of the easement, we will file the signed document with the County Recorder's office and provide you with an official copy after they have filed the easement.

If you have any questions or concerns related to the work prior to signing the easement, please feel free to contact Nate Janssen, Electrical Superintendent at 507-929-5966 or via email at natej@marshallutilities.com. You may also contact me at 507-929-5997 or via e-mail at kimd@marshallutilities.com. MMU appreciates your time and consideration on this matter.

Sincerely,

Kim Deines

Kim Deines, Administrative Assistant
Marshall Municipal Utilities

Enclosures

GRANT OF UTILITY EASEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 2023,
between The City of Marshall, a municipal corporation

As Grantor, and:

Marshall Municipal Utilities, a Municipal Corporation, as Grantees.

The above-named parties are collectively and individually, referred to as the Grantees.

WITNESSETH:

For and in consideration of One and no/100 (\$1.00) Dollar and other valuable consideration, the receipt of which is hereby acknowledged by the Grantor, the Grantor gives and grants to the Grantees, its successors and assigns, the right in perpetuity, to enter upon and occupy, the right of ingress and egress, the right to construct, install, repair, maintain, operate, use and replace utility facilities owned by the Grantees on the following described properties in Lyon County, Minnesota:

The Easterly fifteen (15) feet of the following described property:

A tract of land located in the Southeast Quarter of the Southwest Quarter of Section 5, Township 111 North, Range 41 West lying South and East of the Willmar and Sioux Falls Railway right of way being more particularly described as follows:

Commencing at a point on the North Line of State Highway 19, which is 507.75 feet West of the Southeast corner of said Southwest Quarter running thence North at right angles to said highway line a distance of 185.00 feet to a point on the South right of way line of said Railway: thence Southwesterly along said right of way to the North line of said State Highway 19; thence East along said North line to the Point of Beginning.

Said tract of land contains 0.627 acres more or less and is subject to right of way and easements now on record in Lyon County, Minnesota.

As an essential part of the consideration herein and by the acceptance of the Grant of Easements, said Grantees, their successors and assigns, further take said easements, subject to the conditions and hereby covenant that upon the initial construction, improvement or repair within the easement area as described herein, that the Grantees will restore and return said premises to substantially the same condition as said premises were prior to said construction, improvement or repair.

The Grant of Utility Easement herein shall be construed as a covenant running with the remainder of the lands owned by the Grantors and is binding upon said party as the owners of said lands, and for themselves, their heirs, executors, administrators, and assigns, and anyone claiming under them, or any of them, as owners or occupants thereof.

IN WITNESS WHEREOF, The Grantors have hereunto set their hands the day and year first above written.

By: _____
Robert J. Byrnes, Mayor
The City of Marshall, a municipal corporation

STATE OF MINNESOTA)
)ss
COUNTY OF LYON)

The foregoing instrument was acknowledged before me this ____ day of _____, 2023,
by Robert J. Byrnes, Mayor of The City of Marshall, a municipal corporation, under the laws of Minnesota.

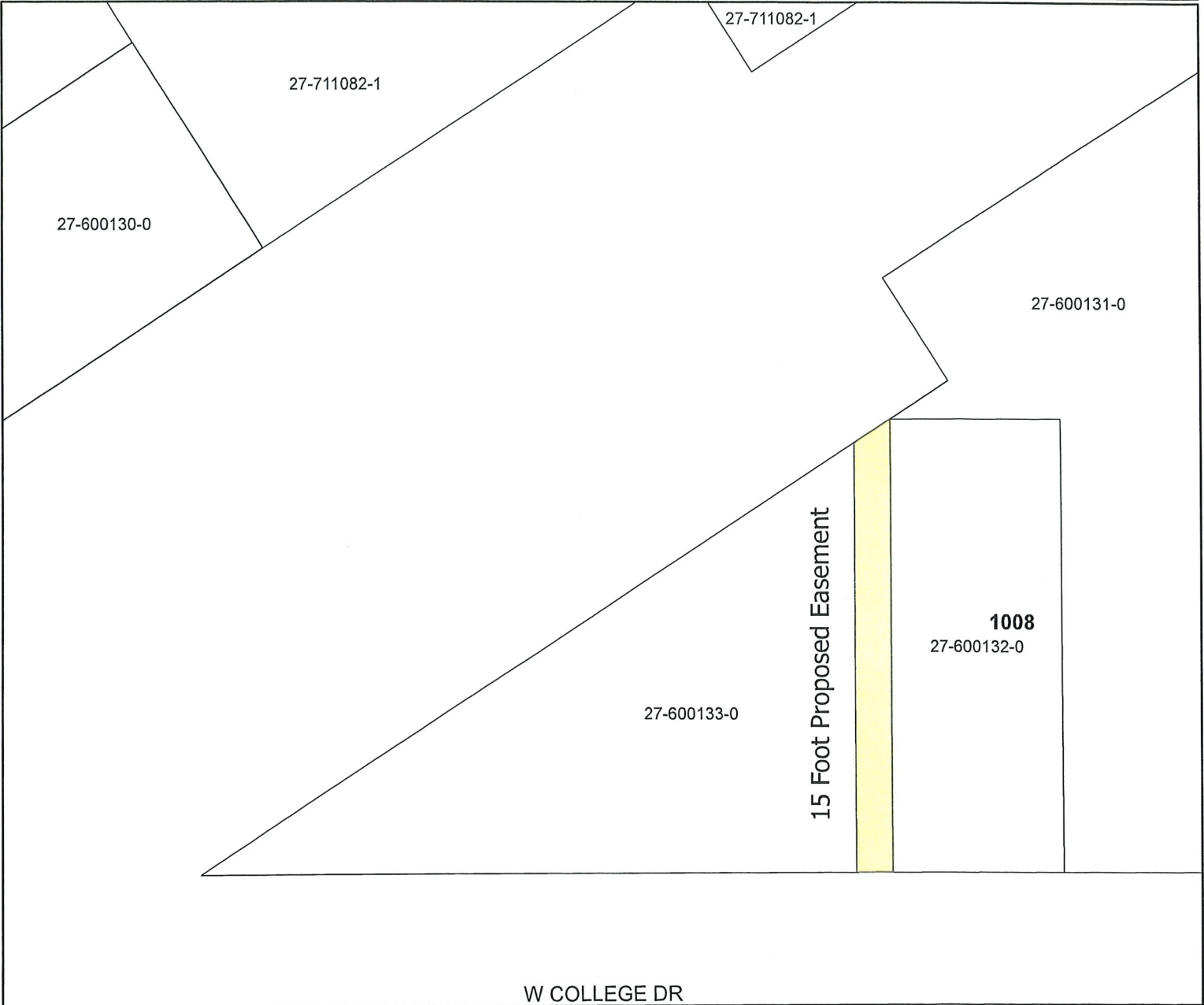
Notary Public

My commission expires: _____

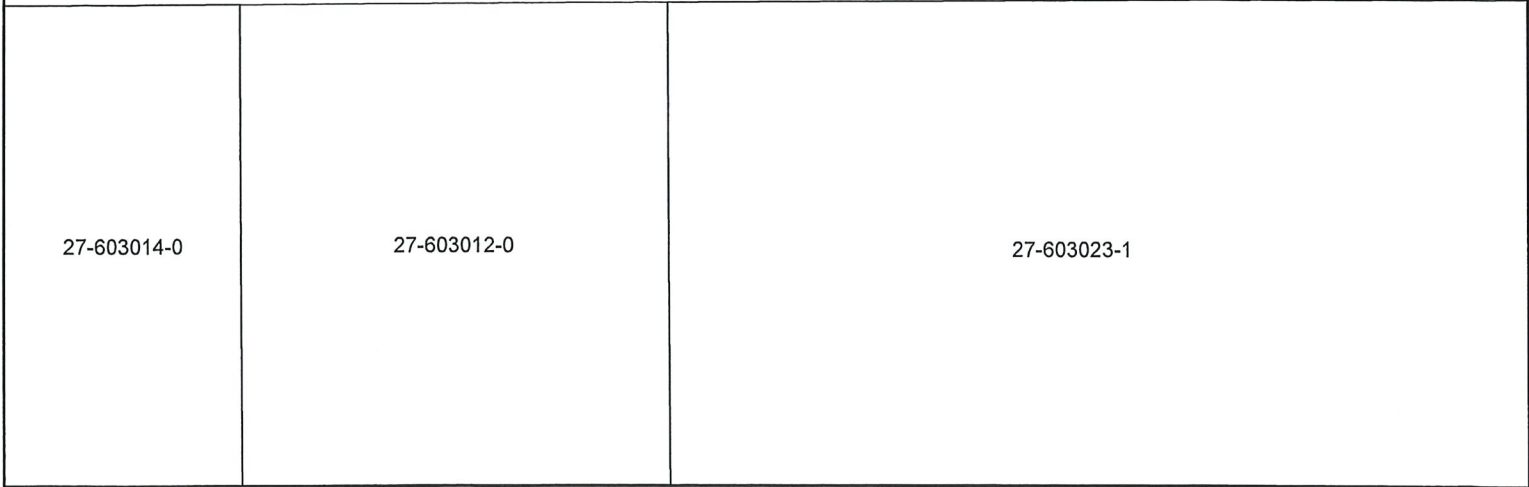
Drafted by: Marshall Municipal Utilities
 113 4th Street South
 Marshall, Minnesota 56258-1223



Marshall Municipal Utilities - Property Easements



W COLLEGE DR



	Parcels
	Proposed Easements

