

CitizensTelecom of Minnesota LLC - Easement 27-52-23

WHEREAS, Citizens Telecommunications of Minnesota LLC of 2378 Wilshire Blvd., Mound, MN 55364 has made application for a perpetual easement to construct and maintain an underground utility lying over, under, and across the following Aitkin County managed lands as follows:

North 35.00 feet of the East 50.00 feet of the Southeast Quarter of the Northeast Quarter, Section twenty-seven (27), Township Fifty-two (52), Range Twenty-three (23) (Ball Bluff Township), Aitkin County, Minnesota. Subject to the right of way of 657th Lane.

WHEREAS, said applicant will be charged \$400.00 for the easement and timber charges as appraised by the County Land Commissioner, and

WHEREAS, said applicant will be charged \$600.00 for the survey charges as appraised by the County Land Commissioner, and

WHEREAS, the Aitkin County land Commissioner, after making an investigation of such application, has advised that he finds no objection to granting such permit and easement.

NOW THEREFORE, BE IT RESOLVED, that pursuant to Minnesota Statutes, Section 282.04, Subdivision 4, the County Auditor be and is hereby authorized to issue to Citizens Telecommunications of Minnesota LLC of 2378 Wilshire Blvd., Mound, MN 55364, a perpetual easement to use said strip of land, if consistent with the law, as in the special conditions set forth herein.

BE IT FURTHER RESOLVED, that said easement be granted, subject to the following terms, and conditions:

1. The communication infrastructure shall be constructed and maintained by the grantee or permittee without any cost to the County of Aitkin and the land area shall be open for public use, as long as said easement is in force.
2. Any timber cut or destroyed shall be paid for at the usual rate as soon as determined by the Land Commissioner. (Timber has been included in the easement costs.)
3. Aitkin County manages County owned and tax-forfeited lands to produce direct and indirect revenue for the taxing districts. This management includes the harvesting and extraction of timber, gravel, minerals, and other resources. The issuing and use of this easement shall not adversely affect the management and harvesting of timber and other resources on County owned and tax forfeited land. If for any reason, including township or county road construction or reconstruction, the easement needs to be relocated, the county and township will not be responsible for any relocation costs.
4. Any such easement may be canceled by resolution of the County Board for any substantial breach of its terms or if at any time its continuance will conflict with public use of the land, or any part thereof, on which it is granted, after ninety (90) days written notice, addressed to the record owner of the easement at the last known address.
5. Land affected by this easement may be sold or leased for any legal purpose, but such sale or lease shall be subject to this easement and excepted from the conveyance or lease, while such easement remains in force.

6. Failure to use the right of way described in this document for the purpose for which this easement is granted for a period of five years, shall result in the cancellation of this easement and any rights granted to the grantee by this easement shall cease to exist and shall revert to the grantor.
7. Aitkin County manages the property for many purposes such as a motorized and non-motorized recreation trails, access to county managed and other lands for resource management purposes, including the harvesting of timber, extraction of gravel, peat, fill dirt, etc, and the mining and extraction of minerals. The issuing and use of this easement shall not adversely affect any other Aitkin County authorized uses of this strip of land.
8. After construction, the lessee shall mark the location of the utilities and shall return the land to the same condition as prior to issuing of the easement.
9. If the County shall make any improvements or changes on all or any part of its property upon which utilities have been placed by this permit, the utility owner shall, after notice from the County, change vacate, or remove from County property said works necessary to conform with said changes without cost whatsoever to the County.

WHEREAS, the Aitkin County Land Commissioner, after making an investigation of such application, has advised that he finds no objection to granting such permit and easement.

NOW THEREFORE, BE IT RESOLVED, that pursuant to Minnesota Statutes, Section 282.04, Subdivision 4, the County Auditor is hereby authorized to issue a recreational easement to use said strip of land for a recreational easement into their properties, if consistent with the law, and the special conditions set forth on the recorded easement, over and across the above described property.

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT (Marcotte absent)	All Members Present Voting Yes
STATE OF MINNESOTA}	
COUNTY OF AITKIN}	

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 23rd day of October 2018, and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 23rd day of October 2018



 Jessica Seibert
 County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED October 23, 2018

By Commissioner: Wedel

20181023-074

Rinehart Repurchase 11-0-063803

WHEREAS, OJ and Amber Rinehart, 12072 Quail Ave Stillwater MN 55082, the owners at the time of forfeiture, has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Aitkin, Minnesota and described as follows, to-wit:

11-0-063803 Part of Lot 3 in DOC 397263 (tract B) Sec 29 Twp 45 Rge 27

and WHEREAS, said applicant has set forth in his application that:

- a. Hardship and injustice has resulted because of forfeiture of said land, for the following reasons, to-wit:
Our entire septic system for our cabin is on this property. Without this our cabin does not have septic.
- b. The repurchase of said land by me will promote and best serve the public interest, because:
All taxes will be paid on time moving forward.

and WHEREAS, this board is of the opinion that said application should be granted for such reasons.

NOW, THEREFORE BE IT RESOLVED, that the application of OJ and Amber Rinehart for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT (Marcotte absent)

All Members Present Voting Yes

STATE OF MINNESOTA}
COUNTY OF AITKIN}

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Jessica Seibert
County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED October 23, 2018

By Commissioner: Wedel

20181023-075

Rinehart Repurchase 11-0-063801

WHEREAS, OJ and Amber Rinehart, 12072 Quail Ave Stillwater MN 55082, the owners at the time of forfeiture, has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Aitkin, Minnesota and described as follows, to-wit:

11-0-063801, (SW NW) LOT 3 LESS 820.21X846.1 FT IN SE COR & LESS 5.47 AC. Sec 29 Twp 45 Rge 27

and WHEREAS, said applicant has set forth in his application that:

- a. Hardship and injustice has resulted because of forfeiture of said land, for the following reasons, to-wit:
 - We have invested, built, improved and utilize this property. Without this land we would not use our cabin property.
- b. The repurchase of said land by me will promote and best serve the public interest, because:
 - We will properly maintain the land, use it for environmental purpose, and be on time with all future tax obligations.

and WHEREAS, this board is of the opinion that said application should be granted for such reasons.

NOW, THEREFORE BE IT RESOLVED, that the application of OJ and Amber Rinehart for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT (Marcotte absent)
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Jessica Seibert
County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED October 23, 2018

By Commissioner: Wedel

20181023-076

Rinehart Repurchase 05-0-020506

WHEREAS, OJ and Amber Rinehart, 12072 Quail Ave Stillwater MN 55082, the owners at the time of forfeiture, has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Aitkin, Minnesota and described as follows, to-wit:

05-0-020506 Sec 17 Twp 48 Rge 22 SW¼ lying N of Hwy 210 less BN RR Row

and WHEREAS, said applicant has set forth in his application that:

- a. Hardship and injustice has resulted because of forfeiture of said land, for the following reasons, to-wit:
This land is mortgage collateral for my father. The loss of such would cause him to potentially lose his home mortgage.
- b. The repurchase of said land by me will promote and best serve the public interest, because:
All taxes will be paid on time in the future.

and WHEREAS, this board is of the opinion that said application should be granted for such reasons.

NOW, THEREFORE BE IT RESOLVED, that the application of OJ and Amber Rinehart for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

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 Jessica Seibert
 County Administrator

By Commissioner: Wedel

20181023-077

Tax-Forfeited Land Sale

WHEREAS, the classification of the following county owned and tax-forfeited lands to be offered for sale has been made by the County Board in accordance with Minnesota Statutes 282, and

WHEREAS, a public hearing was held on March 6, 2012 at 10:00am, November 24, 2015 at 11 :00am, September 12, 2017 at 10:00am and on March 13, 2018 at 10:00am in the Aitkin County Courthouse regarding the classification of the attached lands and classified them to dispose of, and

WHEREAS, the County Board has made appraisals of the lands classified as non-conservation and of the timber and timber products thereon, and has made appraisal of timber and buildings on such lands as have not been classified, and a list of such lands and timber, timber only and of buildings so appraised has been filed with the County Auditor for the purpose of offering lands, timber and buildings, so listed, for sale at not less than the appraised value of the land, timber, and buildings combined, with said appraisals of each property following, and

WHEREAS, the County Board is by law designated with authority to provide for the sale of such lands on terms:

NOW, THEREFORE BE IT RESOLVED, that such parcels shall be sold on the following terms, to wit: That on sales amounting to \$5,000.00 or less per parcel, the purchase price shall be paid in full at the time of purchase. On sales amounting to more than \$5,000.00 per parcel, the purchaser shall pay a minimum of \$5,000.00 down or 25% of the purchase price (whichever is greater). Any remaining balance must be paid within 60 days. No timber shall be cut, removed, or damaged until the entire purchase price for the parcel is paid in full.

The land and improvements are being sold AS IS and the County makes no warranties as to the condition of any buildings, wells, septic systems, soils, roads, or any other thing on the tract. The tract is being sold with the understanding that the buyer and seller agree to waive disclosures required under Minnesota Statutes Chapters 513.52 to 513.60, and 1031.235 and any associated liabilities. No representation is made as to access, the condition of any structure, its fixtures or contents, or the suitability for any particular use.

Provided that in case any parcel of land bearing standing timber, buildings or timber products is sold at public auction for more than the appraised value, the amount bid in excess of the appraised value shall be allocated between the land, buildings, and timber in proportion to the respective appraised value. The purchaser of tax forfeited land at such sale shall be entitled to immediate possession, subject to the provision of any existing lease made in behalf of the State, and

BE IT FURTHER RESOLVED, that notice of such sale of lands, timber and buildings be given by publication in the official newspaper of the County as provided by law; that the County Auditor of Aitkin County offer such parcels of land for sale in the order in which they appear in said NOTICE OF SALE, and that such sale shall commence at 2:00 P.M. on Friday, the 14th day of December 2018 and continue until all parcels classified as non-conservation and timber only, buildings on parcels not classified, are offered to the highest bidder for sale. This sale will be held at the Aitkin County Courthouse 3rd floor courtroom in Aitkin, Minnesota - 209 2nd St. NW.

BE IT FURTHER RESOLVED, as required by Minnesota Statutes 284.28, there will be added to the sale price of any tax-forfeited lands sold, an amount equal to three percent (3%) of the total sale price. Said additional amount to be deposited in the State Treasury and credited to the State Real Estate Assurance Fund, and

BE IT FURTHER RESOLVED, that the Land Commissioner may withdraw any description on the list, later subject to the approval of the County Board, when it may appear to be in the public interest to do so, and

BE IT FURTHER RESOLVED, Minnesota Statutes 282.014, imposes a \$25.00 fee upon purchasers of tax forfeited land for issuance of a State Deed.

BE IT FURTHER RESOLVED, as required by Minnesota Statutes 282.01, Subdivision 6, all State Tax Deeds must be recorded with the County Recorder prior to issuing the Deed to the purchaser, therefore a recording fee for each State Deed issued must be paid to the Aitkin County Recorder by the purchaser when tax-forfeited land is paid for in full, as required in MS 357.18,

BE IT FURTHER RESOLVED, as required by Minnesota Statutes 287.22, all State Tax Deeds are subject to State Deed Tax which must be paid by the purchaser.

BE IT FURTHER RESOLVED, Aitkin County is not responsible for location of or determining property lines or boundaries.

BE IT FURTHER RESOLVED, that all lands sold hereunder are sold subject to the Zoning Ordinance adopted by the County Board, and all lands are sold subject to railroad and highway easements, power and pipeline easements, any recreational easements, and subject to all flowage rights, and

BE IT FURTHER RESOLVED, that except in the case of Deeds issued for platted property and Deeds issued to correct errors in either legal description or grantees, the Deeds issued for these parcels will contain a restrictive covenant which will prohibit enrollment of the land in a State Funded program providing compensation of marginal land or wetlands.

Aitkin County does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment and the provision of services. Prospective bidders who require special accommodations to participate in this sale should inform the Land Department as soon as possible and more than three working days before the sale. You may write to Aitkin County Land Department at 502 Minnesota Ave N. Aitkin, MN 56431 or call 218-927-7364. Pre-registration prior to the sale is encouraged. If the bidder has not preregistered, registration will be required before the sale commences to receive a bidding number.

Land Sale Parcels

Parcel #	Pin ID	Access	Legal Desc	Sec	Twp	Rge	Acres	2018 land sale price
1	02-0-019201	*	South 420 feet of West One Half of Lot 5	10	52	23	6	\$ 17,600.00
2	02-1-068900 and 02-1-070600 and 02-1-068800 and 02-1-070800	*	Thoes subdivison of Lot 8 of Bridge Park Lots 1, 2 & 19 & 20	9	52	23	0.67	\$ 15,100.00
3	12-1-076000	*	Quadna Mountain View 1st Addn Lot 6 Blk 1	2	52	26	1.19	\$ 44,100.00
4	20-1-073200	*	First Addition to Swatara Lot 5 and 6 Blk 3	19	51	26	0.34	\$ 7,400.00
5	29-1-271400	**	Sheshebe Point 3rd Addn Lot 5 Blk 33	27	49	23	0.23	\$ 2,000.00

6	29-1-321800	*	Sheshebe Point 5th Addn Lot 2 and pt vacated McGregor Rd and pt Lot 13 and pt vacated trail as in Doc 361329	33	49	23	1.36	\$	9,900.00
7	32-1-073902 and 32-1-073801	*	Big Sandy Highlands 5th Addn Lot 154 less 171x100 feet and less N 220 feet and 100 x 200 feet Lot 155	34	50	23	0.98	\$	8,000.00
8	57-1-019700	*	City of Hill City - Bucks Addn to Hill City Lot 10 Blk 14				0.16	\$	4,700.00
9	58-1-006600 and 58-1-006400	*	City of McGrath - Plat of McGrath Lots 1, 2 and 3 Blk 6				0.48	\$	5,400.00
10	61-1-011600	*	Tingdale's Original Townsite of Tamarack				0.17	\$	11,200.00
11	36-1-080701	*	Alfreda Addition; Part Lot 6 Block 1 in DOC #214407	24	45	26	1.25	\$	136,600.00
12	36-1-080702	*	Alfreda Addition; Lot 6 Less part in DOC #214407 (BLK 1)	24	45	26	0.49	\$	108,500.00

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT (Marcotte absent)

All Members Present Voting Yes

STATE OF MINNESOTA}
COUNTY OF AITKIN}

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Witness my hand and seal this 23rd day of October 2018



Jessica Seibert
County Administrator

By Commissioner: Wedel

20181023-078

LG230 Off-Site Gambling – Minnewawa Sportsmen’s Club

BE IT RESOLVED, the Aitkin County Board of Commissioners agrees to approve the Application to Conduct Off-Site Gambling - Form LG230 - of the Minnewawa Sportsmen’s Club at the following location – North of McGregor, MN on Hwy 65 and 5 miles East on Goshawk St. on Lake Minnewawa, McGregor, MN 56431– Shamrock Township. (Note: Date of activity for Raffle – February 09, 2019)

Commissioner Pratt moved the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT (Marcotte absent)

All Members Present Voting Yes

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

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Jessica Seibert
County Administrator