

BOARD LETTER NO. 08 - 129
ENVIRONMENT & NATURAL RESOURCES COMMITTEE
CONSENT NO. 1
BOARD AGENDA NO.

DATE: April 1, 2008 RE: Recreation Trail Easement to Ranger Snowmobile/ATV Club

**FROM: Alan L. Mitchell
County Administrator
Robert Krepps
Land Commissioner**

RELATED DEPARTMENTAL GOALS:

Providing opportunity for tourism and recreation.

ACTION REQUESTED:

The St. Louis County Board is requested to grant an easement to the Ranger Snowmobile/ATV Club, Fayal Township, for a grant-in-aid recreational trail in Section 5 of Township 58 North, Range 15 West and Section 31 of Township 59 North, Range 15 West.

BACKGROUND:

The Ranger Snowmobile/ATV Club is requesting an easement across State tax forfeited land for a grant-in-aid recreational trail. The easement will formalize the clubs use of an existing trail route. Granting the easement will not cause significant adverse environmental or natural resource management impacts, and will not conflict with public use of the land. The proposed easement crosses undivided interest property, one third which is State tax forfeited and two thirds which is privately owned. Ranger Snowmobile/ATV Club is seeking approval from the private interest to cross the property.

Minnesota Statute Section 282.04, subd. 4 allows for the granting of trail easements across State tax forfeited land for such purposes.

RECOMMENDATION:

It is recommended that the St. Louis County Board approves the attached resolution authorizing a recreational trail easement across State tax forfeited land to the Ranger Snowmobile/ATV Club conditioned upon payment of \$1,466.00 land use fee, \$478.00 administration fee, and \$46.00 recording fee; for a total of \$1,990.00 to be deposited into Fund 240 (Forfeited Tax Fund).

c: Kristin Fogard

BY COMMISSIONER

WHEREAS, the Land Department has reviewed a request from the Ranger Snowmobile/ATV Club for a recreational trail easement across State tax forfeited land; and

WHEREAS, the proposed easement crosses undivided interest property, one third State tax forfeited and two thirds privately owned; and

WHEREAS, the Ranger Snowmobile/ATV Club is seeking approval from the private owners to cross the property; and

WHEREAS, the easement will not conflict with public use of land; and

WHEREAS, Minnesota Statute Section 282.04, subd. 4 authorizes the St. Louis County Auditor to grant easements for recreational trails.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the St. Louis County Auditor to grant a recreational trail easement across State tax forfeited land to the Ranger Snowmobile/ATV Club described as follows:

A non-exclusive easement for ingress and egress 33.00 feet in width over, under, and across portions of Government Lot 6 and the southeast quarter of the southeast quarter of section 31, Township 59 North, Range 15 West and Government Lot 1, Section 6 and Government Lot 4, Section 5, Township 58 North, Range 15 West of the Fourth Principal Meridian, St. Louis County, Minnesota, being 16.50 feet on each side of the centerline described as follows:

Commencing at the southwest corner of said Government Lot 6 of Section 31; thence northerly on the west line of said Government Lot 6 on an assigned azimuth of 358°19'42" (where 0° equals north) a distance of 58.94 feet to the point of beginning of said easement; thence at an azimuth of 107°35'04" a distance of 17.89 feet; thence at an azimuth of 178°19'42" a distance of 53.42 feet to the south line of said Government Lot 6; thence at an azimuth of 178°45'13" parallel to and 16.50 feet east of the west line of the SE3 of the SE3 of said Section 31 a distance of 1197.25 feet; thence at an azimuth of 153°53'43" a distance of 130.98 feet to the south line of said Section 31; thence at an azimuth of 179°54'12" parallel to and 71.50 feet east of the west line of Government Lot 1, Section 6, Township 58 North, Range 15 West a distance of 773.80 feet to a tangential curve, concave to the northeast having a radius of 80.18 feet, a delta angle of 33°12'35" a distance of 46.47 feet; thence at an azimuth of 146°40'07" a distance of 289.34 feet to a tangential curve, concave to the north having a radius of 300.00 feet, a delta angle of 80°41'50" a distance of 422.53 feet; thence at an azimuth of 65°58'11" a distance of 421.07 feet; thence at an azimuth of 78°15'09" a distance of 333.29 feet to the east line of Government Lot 4, Section 5; thence continuing on the previous azimuth of 78°15'09" in Government Lot 4 a distance of 289.84 feet; thence at an azimuth of 121°23'49" a distance of 447.39 feet and thereby terminating. The side lines of said easement are prolonged or shortened to terminate on the respective land lines. EXCEPTING easements, restrictions, and reservations of record and SUBJECT to minerals and mining reservations of record. This easement is 4422 feet in length and contains 3.35 acres more or less.

RESOLVED FURTHER, that the granting of this easement is conditioned upon payment of \$1,466.00 land use fee, \$478.00 administration fee, and \$46.00 recording fee, for a total of \$1,990.00 to be deposited into Fund 240 (Forfeited Tax Fund), and approval by the undivided interest private owners.