

(Drainage and Utility)

EASEMENT

This Easement is made as of 6-22, 2021, by Mary Johnson ("Owner") in favor of the CITY OF SHAKOPEE, MINNESOTA, a Minnesota municipal corporation (the "City").

RECITALS

WHEREAS, Owner is the fee owner of the real property described on Exhibit A (the "Property").

WHEREAS, Owner desires to grant to the City certain easements over a portion of the Property described on Exhibit B and depicted on Exhibit C (the "Easement Area").

TERMS OF EASEMENTS

1. Grant of Easements. For good and valuable consideration, receipt of which is acknowledged by Owner, Owner grants and conveys to the City a perpetual non-exclusive easement for drainage and utility purposes over the Easement Area for public drainage and utility related purposes subject to the terms and conditions hereof.

2. Scope of Easements. The perpetual drainage and utility easements granted herein include the right of the City, its contractors, agents, and employees to enter the Easement Area at all reasonable times for the purpose of installing, constructing, reconstructing, operating, maintaining, inspecting, altering and repairing within the described Easement Area any of the following facilities and amenities: storm sewer, sanitary sewer, water facilities, ground surface drainage ways and other public City owned utilities, in the described easement area. The easements granted herein also include the right to cut, trim, or remove from the Easement Area any trees, shrubs, or other vegetation as in the City's judgment unreasonably interfere with the easement or improvements of the City.

3. Environmental Matters. The City shall not be responsible for any costs, expenses, damages, demands, obligations, including penalties and reasonable attorney's fees, or losses resulting from any claims, actions, suites or proceedings based upon a release or threat of release of any hazardous substances, pollutants, or contaminants which may have existed on, or which relate to, the Easement area or Property prior to the date of this instrument.

4. Binding Effect. The terms and conditions of this instrument shall run with the land and be binding on the Owner, its successors and assigns.

IN WITNESS WHEREOF, Owner and the City have executed this Easement effective as of the date and year first above written.

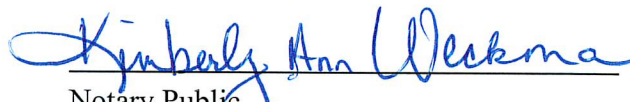
OWNER:

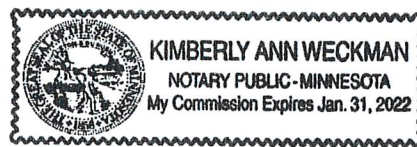
Mary Johnson
117 Fuller Street, Shakopee, MN 55379

By: 
Name: Mary Johnson
Title: Owner

STATE OF MINNESOTA)
) ss.
COUNTY OF SCOTT)

The foregoing instrument was acknowledged before me on June 22, 2021, by Mary Johnson, the property owner.


Notary Public



SIGNATURE PAGE TO EASEMENT (Drainage and Utility)

CITY OF SHAKOPEE, MINNESOTA, a
Minnesota municipal corporation

By: _____

Name: Bill Mars

Title: Mayor

By: _____

Name: William H. Reynolds

Title: City Administrator

STATE OF MINNESOTA)
) ss.
COUNTY OF SCOTT)

The foregoing instrument was acknowledged before me on _____, 2021, by Bill Mars, the Mayor, and by William H. Reynolds, the City Administrator, of the CITY OF SHAKOPEE, MINNESOTA, a Minnesota municipal corporation, on behalf of said municipal corporation.

Notary Public

DRAFTED BY:
City of Shakopee
485 Gorman Street
Shakopee, MN 55379

SIGNATURE PAGE TO EASEMENT (Drainage and Utility)

EXHIBIT A

Legal Description of Property

That part of Lots 9 and 10, Block 22, City of Shakopee, Scott County, Minnesota, lying Southerly, Westerly, Southerly and Westerly of the following described line:

Commencing at the Southwesterly corner of said Lot 10; thence North 15 degrees 00 minutes 00 seconds West (assumed bearing) along the Westerly line of said Lot 10, a distance of 69.60 feet to the point of beginning of the line to be described; thence North 75 degrees 21 minutes 00 seconds East a distance of 70 feet; thence South 15 degrees 57 minutes 00 seconds East a distance of 30.14 feet; thence North 74 degrees 33 minutes 00 seconds East a distance of 23.87 feet; thence South 15 degrees 25 minutes 45 seconds East a distance of 39.53 feet more or less to the South line of said Lot 9, and there terminating, Scott County, Minnesota.

EXHIBIT B

Description of Easement Area

A permanent easement for utility purposes over, under, and across the east 5.00 feet of the south 5.00 feet of the following described property:

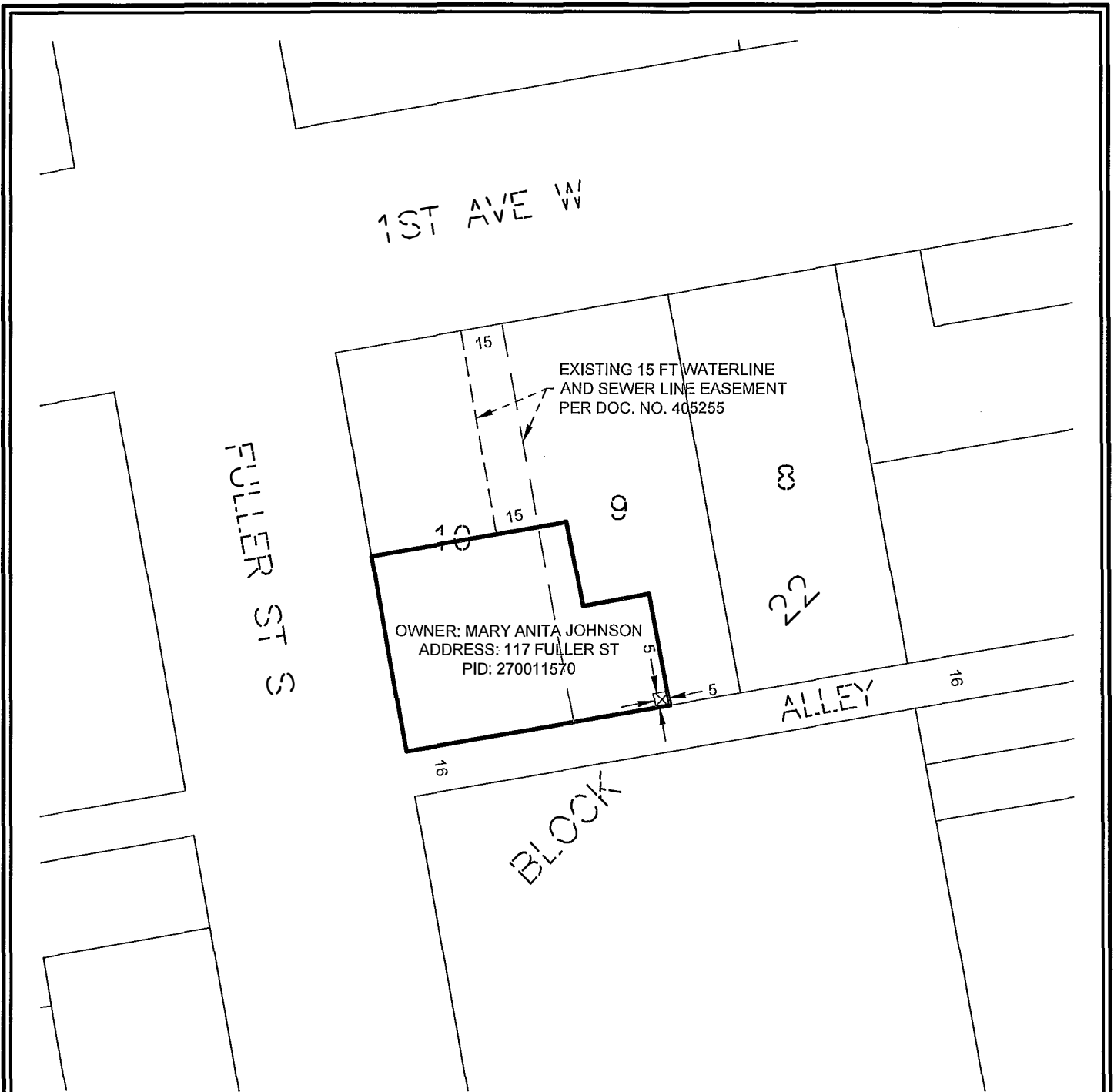
That part of Lots 9 and 10, Block 22, City of Shakopee, Scott County, Minnesota, lying Southerly, Westerly, Southerly and Westerly of the following described line:

Commencing at the Southwesterly corner of said Lot 10; thence North 15 degrees 00 minutes 00 seconds West (assumed bearing) along the Westerly line of said Lot 10, a distance of 69.60 feet to the point of beginning of the line to be described; thence North 75 degrees 21 minutes 00 seconds East a distance of 70 feet; thence South 15 degrees 57 minutes 00 seconds East a distance of 30.14 feet; thence North 74 degrees 33 minutes 00 seconds East a distance of 23.87 feet; thence South 15 degrees 25 minutes 45 seconds East a distance of 39.53 feet more or less to the South line of said Lot 9, and there terminating, Scott County, Minnesota.

EXHIBIT C

Depiction of Easement Area

[See attached]



PERMANENT UTILITY EASEMENT AREA = 25 SQ. FT.



PARCEL LINE

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Jeremy R. Honga

Jeremy R. Honga, PLS,
MN License No. 58013



Graphic Scale (feet)



1 inch = 50 feet

Prepared by:



2021 Alley Reconstruction
Easement Exhibit C
PID: 270011570
Address: 117 Fuller St
City of Shakopee, Minnesota

WSB Project No. 018278-000

Date: 06/08/2021

