

AMENDMENT TO PERMANENT EASEMENT AGREEMENT

THIS AMENDMENT TO PERMANENT EASEMENT AGREEMENT, (“Amendment”) made and entered into as of the date last signed below, by and between Northern States Power Company (“NSP”), a Minnesota corporation, d/b/a Xcel Energy, having an address of 414 Nicollet Mall, Minneapolis, MN 55401, and the County of Dakota, a political subdivision of the State of Minnesota, having an address of 1590 Highway 55, Hastings, MN 55033 (hereinafter called the "County"). Together, NSP and the County are referred to as the “Parties.”

WITNESSETH

WHEREAS, the Parties entered into a Permanent Easement Agreement dated July 10, 2015, and recorded with the Office of the County Recorder, Dakota County, MN on October 21, 2015, as Document No. 3096285 (“Easement”) concerning certain property owned by NSP as described therein; and

WHEREAS, the County is Grantee and beneficiary of said Easement which encumbers a portion of the NSP’s real property as so described by the Easement, to wit, a public pedestrian trail; and

WHEREAS, NSP and County acknowledge that there are discrepancies between the legal description of the trail as described in the Easement and the actual location of the trail, as built, on NSP’s property; and

WHEREAS, the County desires to reconfigure and improve certain existing trail improvements on NSP’s property, including new temporary construction easement area to facilitate same; and

WHEREAS, the Parties now desire to clarify, amend, and restate the legal description of the Easement;

NOW, THEREFORE, in consideration of the mutual covenants of the Parties, plus other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, NSP and County hereby agree as follows:

1. That the Parties do hereby agree to amend and restate the legal description of the Easement over NSP’s Property as described and depicted on the attached **Exhibits A & A-1**.

GRANTEE

COUNTY OF DAKOTA

By _____
Laurie Halvorsen
County Board Chair

ATTEST:

By _____
Jennifer Reynolds
Clerk to the Board

STATE OF MINNESOTA)
)
COUNTY OF DAKOTA) ss.

On this ____ day of _____, 2026, before me a Notary Public within and for said County, personally appeared Laurie Halvorsen and Jennifer Reynolds to me personally known, who being each by me duly sworn, each did say that they are respectively the County Board Chair and Clerk to the Board of Dakota County, the political subdivision of the State of Minnesota named in the foregoing instrument, and that the seal affixed to said instrument was signed and sealed on behalf of said political subdivision by authority of its Board of Commissioners and said County Board Chair and Clerk to the Board acknowledged said instrument to be the free act and deed of said political subdivision.

Notary Public

RECORDED FOR THE BENEFIT OF COUNTY OF DAKOTA AND EXEMPT FROM RECORDING FEES PER MINNESOTA STATUTE 386.77.

Drafted by:
Joseph G. Marek
Asst. Dakota Co. Attorney
1560 Hwy 55
Hastings, MN 55033

EXHIBIT A

Legal Description of Amended Trail Easement

A 30.00 foot wide perpetual easement for trail purposes over, under and across the following described subject property:

That part of the Northeast Quarter of Section 14 and that part of the Northwest Quarter of Section 13 all in Township 112 North, Range 18 West, Dakota County, Minnesota, described as follows:

Beginning at a point on the north line of said Northeast Quarter of Section 14 a distance of 225 feet west from the northeast corner of said Northeast Quarter of Section 14; thence east along said north line a distance of 225 feet to said northeast corner; thence southerly deflecting at an angle to the right of 89 degrees 20 minutes and on the east line of said Northeast Quarter of Section 14 a distance of 564.62 feet; thence easterly deflecting at an angle to the left of 90 degrees a distance of 110 feet; thence southerly deflecting at an angle to the right of 90 degrees a distance of 391.6 feet; thence westerly deflecting at an angle to the right of 90 degrees a distance of 150 feet; thence northwesterly deflecting at an angle to the right of 8 degrees 56 minutes a distance of 36.03 feet; thence northwesterly deflecting at an angle to the right of 13 degrees 41 minutes 20 seconds a distance of 91.14 feet; thence northerly deflecting at an angle to the right of 67 degrees 08 minutes 40 seconds a distance of 350.95 feet; thence northwesterly deflecting at an angle to the left of 28 degrees 20 minutes a distance of 133.49 feet to the intersection with a line drawn southerly from the point of beginning and parallel with the east line of said Northeast Quarter of Section 14; thence northerly on said parallel line a distance of 450 feet to the point of beginning.

The centerline of said trail easement is described as follows: Commencing at the northeast corner of said Northeast Quarter of Section 14; thence South 00 degrees 25 minutes 29 seconds East assumed bearing along the east line of said Northeast Quarter a distance of 564.62 feet; thence easterly deflecting at an angle to the left of 90 degrees along the boundary of said subject property a distance of 110 feet; thence southerly deflecting at an angle to the right of 90 degrees along the boundary of said subject property a distance of 187.76 feet to the point of beginning of the centerline to be described; thence northwesterly a distance of 32.90 feet along a non-tangential curve concave to the northeast having a radius of 112.00 feet and a central angle of 16 degrees 49 minutes 53 seconds, the chord of said curve bears North 38 degrees 19 minutes 03 seconds West; thence North 29 degrees 54 minutes 06 seconds West tangent to said curve a distance of 64.92 feet; thence northwesterly a distance of 53.56 feet along a tangential curve concave to the southwest having a radius of 100.00 feet and a central angle of 30 degrees 41 minutes 06 seconds; thence North 60 degrees 35 minutes 13 seconds West tangent to said curve a distance of 64.79 feet; thence northwesterly a distance of 75.98 feet along a tangential curve concave to the northeast having a radius of 100.00 feet and a central angle of 43 degrees 32 minutes 06 seconds; thence North 17 degrees 03 minutes 07 seconds West tangent to said curve a distance of 21.34 feet; thence northwesterly a distance of 175.00 feet along a tangential curve concave to the southwest having a radius of 116.50 feet and a central angle of 86 degrees 04 minutes 03 seconds to the west boundary of said subject property and said centerline there terminating.

Trail easement area = 14,625 sf (0.34 acres)

AND

A 30.00 foot perpetual easement for trail purposes over, under and across the following described property:

That part of the Northeast Quarter of Section 14 and that part of the Northwest Quarter of Section 13 all in Township 112 North, Range 18 West, Dakota County, Minnesota, described as follows:

Beginning at a point on the north line of said Northeast Quarter of Section 14 a distance of 225 feet west from the northeast corner of said Northeast Quarter of Section 14; thence east along said north line a distance of 225 feet to said northeast corner; thence southerly deflecting at an angle to the right of 89 degrees 20 minutes and on the east line of said Northeast Quarter of Section 14 a distance of 564.62 feet; thence easterly deflecting at an angle to the left of 90 degrees a distance of 110 feet; thence southerly deflecting at an angle to the right of 90 degrees a distance of 391.6 feet; thence westerly deflecting at an angle to the right of 90 degrees a distance of 150 feet; thence northwesterly deflecting at an angle to the right of 8 degrees 56 minutes a distance of 36.03 feet; thence northwesterly deflecting at an angle to the right of 13 degrees 41 minutes 20 seconds a distance of 91.14 feet; thence northerly deflecting at an angle to the right of 67 degrees 08 minutes 40 seconds a distance of 350.95 feet; thence northwesterly deflecting at an angle to the left of 28 degrees 20 minutes a distance of 133.49 feet to the intersection with a line drawn southerly from the point of beginning and parallel with the east line of said Northeast Quarter of Section 14; thence northerly on said parallel line a distance of 450 feet to the point of beginning.

The centerline of said trail easement is described as follows: Commencing at the northeast corner of said Northeast Quarter of Section 14; thence North 89 degrees 44 minutes 39 seconds West, assumed bearing along the north line of said Northeast Quarter, a distance of 29.37 feet to the point of beginning of the centerline to be described; thence South 69 degrees 35 minutes 07 seconds West a distance of 37.80 feet; thence southwesterly a distance of 78.58 feet along a tangential curve concave to the northwest having a radius of 300.00 feet and a central angle of 15 degrees 00 minutes 25 seconds; thence South 84 degrees 35 minutes 31 seconds West tangent to said curve a distance of 83.91 feet to the west line of the above described property and said centerline there terminating.

Trail easement area 5,976 square feet

EXHIBIT A-1

Aerial Depiction of Trail Easement and Temporary Construction Easement



Sec. 13-14, T112 N., R18 W.
Facility: Cannon Falls Tran. Sub.

COUNTY DAKOTA, MN
Grantee: Dakota County