March 4, 2014

St Louis County Land Commissioner
320 W 2nd Street, GSC Room 208
Duluth, MN 55802

Re: County Prescriptive Easement RD ID 99962

I am writing to comment on the County forest road you have identified as RD-ID-99962 in Twp 52 Rng 19 Sec. 3. I am the landowner on the north side of the road. First of all thank you for an informative open house and discussion with your staff. I realize the importance of having and maintaining forest road infrastructure for management of public properties and access points.

My first question in regard to the proposed easement on RD-ID-99962 is one even necessary? The road is currently designated a minimum maintenance road and is signed accordingly. Does this not make it a public right of way? It seems redundant.

My second point is it seems only necessary for an easement through the first quarter mile where there is private property on both sides. The land is public on the south side after that. I would ask that you consider this as an option if you do indeed need to impose an easement through the property. In discussion with your staff I noted that as the road continues to the east at the three quarter mile mark it again encounters private property on both sides (signed private property KEEP OUT) that you are not pursuing an easement through. The response was we can go around that property even though the road already exists and has been used on the same occasions as you use to justify the road as being important. I would expect to be treated the same as the landowner to the East and that an easement isn't necessary where there is an option to access through public property.

I would like to be kept up to date on this matter and if further discussion is needed please contact me at 218-427-2751 evenings.

Thank you for your time.

Sincerely,

Craig Maly

Craig Maly
6939 Hwy 5
Floodwood, MN 55736

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LAND COMMISSIONER