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### MORTGAGEE'S CONSENT TO EASEMENT

STATE OF MINNESOTA    )  
  ) ss.  
COUNTY OF RAMSEY    )

James Lehnhoff, being first duly sworn on oath, deposes and states:

1. He is the Assistant Commissioner, Multifamily of Minnesota Housing Finance Agency, mortgagee.
2. MDI Limited Partnership #78, a limited partnership under the laws of the State of Minnesota, mortgagor, executed a mortgage to mortgagee dated October 3, 2003 and recorded in the Office of the County Recorder of Winona County, Minnesota, on October 20, 2003, as Document Number 478991, which mortgage covered the following described real property:

See Exhibit A, which is attached hereto and incorporated herein by reference.

3. Mortgagee is aware that mortgagor intends to grant a Permanent Public Easement over, under and across a portion of the above-described property and consents to the creation of said easement described on the Exhibit B.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

MINNESOTA HOUSING  
FINANCE AGENCY - *MORTGAGEE*

By: \_\_\_\_\_  
James Lehnhoff  
Its: Assistant Commissioner, Multifamily

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 2021.

(seal)

\_\_\_\_\_  
Notary Public

THIS INSTRUMENT WAS DRAFTED BY:

Mark A. Merchlewitz  
Benson & Merchlewitz  
74 W. 3<sup>rd</sup> Street  
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**EXHIBIT A**

**LEGAL DESCRIPTION OF REAL PROPERTY**

The real property legally described in this Consent of Mortgagee to Easement is described and shown below, which is incorporated herein by reference.

**LEGAL DESCRIPTION:**

Lot Two (2), Block One (1), Main Square Annex, Winona, Winona County, Minnesota.

**EXHIBIT B**

**LEGAL DESCRIPTION OF PERMANENT EASEMENT**

**LEGAL DESCRIPTION:**

The Northerly 10 feet of the easterly 120.22 feet of Lot 2, Block 1, Main Square Annex, Winona, Winona County, Minnesota.