Received from/return to:
OLMSTED COUNTY PUBLIC WORKS
2122 CAMPUS DR SE
ROCHESTER MN 55904

OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 5/27/2010 at 8:30 AM and was duly recorded as document number A- 1230967

W MARK KRUPSKI - Co Recorder, by_____ Deputy

Well Certifcate:____ Received ____ Not Required

Abstr. - yes _____ no _____

Fees: $46.00

pt SW-SW → 3-106-11
61.03.33.069250

HIGHWAY EASEMENT

FOR VALUABLE CONSIDERATION Roland Kaehler & Marilyn Kaehler, husband and wife, GRANTORS (s), hereby convey(s) and warrant(s) to the County of Olmsted, a political subdivision of the State of Minnesota, Grantee, its successors and assigns, a perpetual easement for the location, grading, construction, inspection, maintenance, repair, and use of a public highway and highway right-of-way, and uses and restrictions incident thereto, together with the unrestricted right to improve the same, in, under, over, and upon real property in Olmsted County, Minnesota, described as follows:

That part of the Southwest Quarter of the Southwest Quarter of Section 3, Township 106 North, Range 11 West, Olmsted County, Minnesota described as follows:

Parcel No. 4 as identified on Olmsted County Right of Way Plat No. 176, County State Aid Highway 10, said plat filed of record with the Olmsted County Recorder on November 19, 2009, as document # A-1217246.

Grantor(s) do(es) hereby grant and convey to Grantee all grasses, shrubs, trees, and other natural growth now existing on the real property described above or that may hereafter be planted or grown thereon, and the right to use and remove all earth and other materials lying within the above described real property.

Grantor(s) do(es) hereby release Grantee, its successors and assigns, from all claims for any and all damages resulting to the lands through and across which the highway easement hereby conveyed is located by reason of the location, grading, construction, inspection, maintenance, repair, improvement and use of a public highway and highway right-of-way, and uses and restrictions incident thereto, and the removal of natural growth and materials from the premises hereby conveyed.

N/C

5/25/10
DW
Olmsted
Public
WKS

Roland Kaehler

Marilyn Kaehler

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 29 day of December 2009, by Roland & Marilyn Kaehler, husband and wife, Grantor (s).

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

DALE PRESTEGARD
Notary Public
Minnesota
My Commission Expires January 31, 2015

Signature of Person Taking Acknowledgment

Return document after recording to:
Dale Prestegard
Olmsted County Public Works
2122 Campus Drive SE Suite 200
Rochester, MN 55904-4744

Consent of Lien Holder

Mortgage Electronic Registration Systems, Inc. ("Lien Holder"), is the current holder of a Mortgage dated December 4, 2009 as recorded in Instrument No. A-1218796 and hereby consents to the grant of the foregoing Highway Easement dated December 29, 2009 by Roland Kaehler and Marilyn Kaehler to the County of Olmsted and joins in the execution hereof solely as Lien Holder and hereby does agree that in the event of the foreclosure of said mortgage, or other sale of said property described in said mortgage under judicial or non-judicial proceedings, the same shall be sold subject to said Easement.

SIGNED AND EXECUTED this 17th day of May, 2010.

Mortgage Electronic Registration Systems, Inc.

By: _____
Lorna L. Slaughter, Vice President

STATE of Maryland

COUNTY of Frederick

BEFORE ME, the undersigned authority, on this day personally appeared Lorna L. Slaughter, Vice President, of Mortgage Electronic Registration Systems, Inc. known to me to be the person and Officer whose name is subscribed to the foregoing instrument and who acknowledged to me that he/she executed the same for the purposes and consideration therein expressed, in the capacity therein stated, as the act and deed of said Corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS
17th day of May, 2010.

JILLIAN N. PORTER NOTARY PUBLIC FREDERICK COUNTY, MD
My Comm. Exp. 2/25/2014

_____
Notary Public State of Maryland
Jillian N. Porter
My commission expires: 02/25/2014