OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 4/19/2011 at 1:45 PM and was duly recorded as document number A- 1257917

W MARK KRUPSKI - Co Recorder, by_____ Deputy

Well Certifcate:_____ Received _____ Not Required

Abstr. - yes _____ no _____

Fees: $46.00

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

pt NE-NW } 2-106-13
pt NW-NW }
63.02.22.035501

HIGHWAY EASEMENT

THIS INDENTURE, between Jerome Lawler, a single person, GRANTOR (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:

The north 50 feet of the Northwest Quarter of Section 2, Township 106 North, Range 13 West, Olmsted County, Minnesota, Excepting therefrom that part described as follows:

Commencing at the northeast corner of said Northwest Quarter; thence on an assumed bearing of West, along the north line of said Northwest Quarter, 550.00 feet to the point of beginning; thence South, 50.00 feet; thence West, 495.00 feet; thence North, 50.00 feet; thence East, 495.00 feet to the point of beginning.

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.

Said easement for the purpose of providing right of way for Olmsted County State Aid Highway 9.

nocha

4-19-2011

Jerome Lawler

STATE OF MINNESOTA)
)ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 18 day of April 2011, by Jerome Lawler, a single person, 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

Drafted by:
Dale Prestegard
Olmsted County Public Works
2122 Campus Drive SE Suite 200
Rochester, MN 55904-4744

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

John Archibald Lawler and wife, Jessie Irene

Grantor....., *of* County of Olmsted, *Minnesota, for and in consideration of*

One hundred fifty-four and fifty cents - - - - - *Dollars* ($ 154.50) *receipt of which is hereby acknowledged,*

hereby convey.....and warrant.....to the County of Olmsted grantee, for highway purposes, together with the unrestricted right to improve the same, free and clear of all incumbrances, the following described real estate in the County of Olmsted in the State of Minnesota:

All that part of the following described tract:

The northwest quarter (NW¼) of Section two (Sec 2) township one hundred six north, range thirteen west (T106N-R13W);

which lies within a distance of fifty (50.0) feet on the south side of the following described centerline of County State Aid Highway Number nine (CSAH #9);

Beginning at the northwest corner of said Section two (Sec 2) thence east along the north line of said section for two thousand six hundred thirty-fou and thirty-two hundredths (2634.32) feet and there terminating;

Containing one and three hundredths (1.03) acres more or less in addition to the existing highways;

Together with the right to construct and maintain so long as County State Ai Highway Number nine (CSAH #9) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the southside of the above described right of way as it runs over and across the above described tract. Said slope not to exceed a distance of twenty-five (25.0) feet from the right of way line and the use by the County shall be restricted to and for the purpose hereinbefore described.

And the said grantor....., for ~~themselves their~~ himself, his heirs, executors and assigns, do..... covenant never to cut, damage, destroy or remove any tree or shrub or other natural growth upon the hereinbefore described premises for the continuance of this easement, and does hereby grant and convey to the County of Olmsted all grasses, shrubs, trees and natural growth now existing on said lands or that may be hereafter planted or grown thereon.

And the said grantor....., for ~~themselves their~~ himself, his heirs, executors and assigns do..... hereby release the County of Olmsted its successors and assigns, from all claims for any and all damages resulting to the lands through and across which the parcel of land hereby conveyed is located by reason of the location, grading, construction, maintenance, and use of a public highway over and upon and the removal of materials from the premises hereby conveyed and from the uses incident thereto, and the County of Olmsted shall have the right to use and remove all earth and other materials lying within the parcel of land hereby conveyed and the right to construct and maintain, upon the lands adjoining the parcel hereby conveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor....., for ~~themselves their~~ himself, his heirs, executors and assigns, do..... further convenant never to construct, erect, or maintain or allow or suffer any other person to construct, erect or maintain any sign or bill board or other advertising device upon the lands adjoining the parcel hereby conveyed, closer than one hundred (100) feet from the said premises unless a permit therefor in writing shall have first been obtained from the County of Olmsted.

Dated this 10th *day of* July, 1964

In presence of:

Witness Estlus L. Williamson — John Archibald Lawler

Witness Donald D. Norman — Jessee Irene Lawler

STATE OF MINNESOTA
County of Olmsted } ss.

On this 10th day of July, 19 64, before me personally appeared John Archibald Lawler and Jessie Irene Lawler to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Delores L. McLine

DELORES L. MCLINE
Notary Public, Olmsted County, Minn.
My Commission Expires April 27, 1970

I hereby certify that the within easement will convey to the ..... for highway purposes a good title to the land therein described, free and clear of all incumbrances.

I further approve said easement as to form and execution.

....., 19.....

.....
County Attorney.
Assistant Attorney General.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

.....

to

.....

STATE OF MINNESOTA } ss.
County of .....

Office of Register of Deeds.

I hereby certify that the within instrument was filed for record in this office on the .....day of....., 19.....
at .....o'clock.....M., and that the same was duly recorded in Book.....of.....
on page.....

.....
Register of Deeds.

By.....
Deputy.

RAUSHER