Doc No. A- 1476370
OFFICE OF COUNTY RECORDER
OLMSTED COUNTY, MINNESOTA

I hereby certify that this document was filed in this office for record on --July 15, 2019 10:12 AM
W. MARK KRUPSKI - Co. Recorder by deputy: KK
Well Certificate: ____ Abstract: ____ Fee: $46.00

PWSC
1188 50TH ST SE
ATTN ; JEREMY DOUGLAS
ROCHESTER, MN 55904

COVER SHEET

July 15th, 2019

DOCUMENT TYPE: HIGHWAY EASEMENT

NAME: OLMSTED COUNTY PUBLIC WORKS

RETURN TO: Jeremy Douglas, PWSC

LEGAL DESCRIPTION: pt SESE 5-107-15
75.05.44.052837

(See Attached)

Cover sheet added by Public Works for Recording Purposes

Form No. 639A--Highway Easement.

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Carl H. Behnken
Wayne H. Behnken

Grantor, of _____, Minnesota, for and in consideration of Metes and Bounds Subdivision Plat Dollars ($_____) 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:

The East 50 feet of the following described tract:
Commencing at the Southeast corner of the East Half of the Southeast Quarter of the Southeast Quarter of Section 5, T107N-R15W; thence North, assumed bearing, along the East line of said East Half of the Southeast Quarter of the Southeast Quarter a distance of 66.00 feet to the point of beginning of the land to be described; thence continuing North along the said East line 200.00 feet; thence North 88 degrees 46 minutes 27 seconds West 50.01 feet; thence North 84 degrees 09 minutes 35 seconds West 190.95 feet; thence South 89 degrees 07 minutes 29 seconds West 419.01 feet to the West line of said East Half of the Southeast Quarter of the Southeast Quarter; thence South 62 degrees 28 minutes 05 seconds East 472.46 feet; thence North 88 degrees 58 minutes 30 seconds East 240.00 feet to the point of beginning.

Containing 0.08 acre more or less in addition to the existing and presently used right of way of County Road No. 105.

~~And the said grantor~~ himself, his ~~, for themselves, their heirs, executors and assigns, do convenant 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~~ _____ ~~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 himself, his, for themselves, their 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~~ himself, his ~~, for themselves, their 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~~ _____

Dated this 30th day of JANUARY, 1987

In presence of:

Carl H. Behnken

Witness _____

Witness _____

Wayne H. Behnken

STATE OF MINNESOTA
County of Olmsted } ss.

On this 30th day of January, 19 87, before me personally appeared Carl H. Behnken and Wayne H. Behnken to me known to be the person described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Donald D. Narveson

Donald D. Narveson
Notary Public-Minnesota
Olmsted County
My com. Exp. May 30, 1991

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 _____

Office of County Recorder.

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 _____.

_____ County Recorder.

By _____ Deputy.

ROUCHER