# HIGHWAY EASEMENT-MYRTLE

pt SW-SE-16-105-15
55.06.43.043427

Document No. **A1575657**
OFFICE OF THE COUNTY RECORDER
OLMSTED COUNTY, MN
I hereby certify that this document was filed
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**"COVER SHEET ADDED BY OLMSTED COUNTY PROPERTY RECORDS OFFICE FOR RECORDING PURPOSES."**

# COVER SHEET

**10/20/2022**

**DOCUMENT TYPE: HIGHWAY EASEMENT**

**NAME: OLMSTED COUNTY PUBLIC WORKS**

**RETURN TO: Alex Dicke**

**LEGAL DESCRIPTION:**

CSAH 26

All that part of the following described tract:

The West Half of the Southeast Quarter (W ½ SE ½) of Section Six (Sec 6) Township One Hundred Five North, Range Fifteen West (T105N-R15W);

(Full Legal – See Attached)

**Cover sheet added by Public Works for Recording Purposes**

No chg

10-20-22
DWSC

POUCHER MINNEAPOLIS

# HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

L. Selmer Molde and wife, Myrtle B.

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

Seventy-eight - - - - - - - - - - - - - - - - - - - - *Dollars ($* 78.00 *)*

*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 west half of the southeast quarter ($W\frac{1}{2}SE\frac{1}{4}$) of Section six (Sec 6) township one hundred five north, range fifteen west (T105N-R15W);

which lies within a distance of fifty (50.0) feet on the north side of the following described centerline of County State Aid Highway number twenty-six (CSAH #26);

Beginning at a point on the south line of said Section six (Sec 6) distant one thousand three hundred three and seventy-three hundredths (1303.73) feet west of the southeast corner thereof, thence west along said south line one thousand thirty-two and ninety-one hundredths (1032.91) feet, thence deflect to the right on a two degree ($2^{o}00'$) circular curve, delta angle twelve degrees thirty minutes ($12^{o}30'$) for three hundred fifteen and nine hundredths (315.09) feet and there terminating;

Containing fifty-two hundredths (0.52) acres more or less in addition to the existing highways;

Together with the right to construct and maintain so long as County State Aid Highway number twenty-six (CSAH #26) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the north side 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 himself, his ~~themselves, their~~ 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 himself, his ~~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....., for himself, his ~~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 County of Olmsted.....

*Dated this* 13Th *day of* MAY, *19* 63

*In presence of:*

*Witness* Cathleen A. Schuellhammer

*Witness* Donald D Hanson

L. Selmer Molde

Myrtle B. Molde

Olmsted County Bank & Trust Co, Trustee under Agreement, ~~Grandview Memorial Gardens~~, Mortgagee

By: [illegible] Trust Officer

Rochester, Minn.

Easement approved by mortgagee above.

STATE OF MINNESOTA
County of Olmsted } ss.

On this 13th day of May, 19 63, before me personally appeared

Selmer Molde and Myrtle B. Molde

to me known to be the person s described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Delores L. Moline

DELORES L. MOLINE
Notary Public, Olmsted County, Minn.
My Commission Expires April 2[illegible], 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
County of..... } ss.

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.

RECORDER