No. 639A—Highway Easement—(Revised 1954). BOUCHER MINNEAPOLIS

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Anna V. Risley and Lewy Risley, her husband

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

One huhdred fifty-four dollars 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 southwest quarter of the southeast quarter (SW¼SE¼) of Section ten (Sec 10) and the northwest quarter of the northeast quarter (NW¼NE¼) of Section fifteen (Sec 15) all in township one hundred seven north, range eleven west (T107N-R11W) which lies within a distance of fifty (50.0) feet on either side of the following described centerline of County State Aid Highway number two (CSAH #2).

From the southeast corner of said Section ten (Sec 10) west along the south boundary of the southeast quarter (SE¼) thereof one thousand three hundred nineteen and four tenths (1319.4) feet for a place of beginning of the centerline to be described. Thence in a prolongation of the above described course one thousand one hundred thirty-nine and four tenths (1139.4) feet; thence deflect left twenty-one minutes (0°21') one hundred eighty (180.0) 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 Aid Highway number two (CSAH #2) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on either 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 sixteen (16.0) feet from the right of way line and the use by th 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 29th *day of* September *, 19*61

In presence of:

Witness Esther L. Sibell Rasmussen

Witness Donald D. Jonason

Anna V. Risley

Lewy Risley

STATE OF MINNESOTA
County of Olmsted } ss.

On this 29th day of September, 1961, before me personally appeared Anna M. and Lewy Risley, wife and husband 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.

Evelyn N. Krueger
Notary Public
My Commission Expires

I hereby certify that the within easement will convey to the County of Olmsted 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.

Oct 5, 1962

O. P. Mattson
County Attorney.
Assistant Attorney General.

1.75

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG. DEPARTMENT OF HIGHWAYS
REV. STAMP (HIGHWAY EASEMENT)
MTG. TAX

A 69333

to

STATE OF MINNESOTA
County of Olmsted } ss.
Office of Register of Deeds.

I hereby certify that the within instrument was filed for record in this office on the 9 day of October, 1962 at 10 o'clock A M., and that the same was duly recorded in Book 6-3 of Misc. on page 355

Henry J. Evans
Register of Deeds.
By Lois Amatuzio
Deputy.

ROLLMER
RUNNEBOHR

O. P. Mattson