No. 639A—Highway Easement—(Revised 1954). 309 BOUCHER MINNEAPOLIS

PREPARED BY_____

CHECKED BY_____

HIGHWAY EASEMENT

269361

Francis Lee and wife, Mildred

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

Three hundred twenty-four - - - - - - - - - - - - *Dollars* ($ 324.00)

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 east half of the east half ($E\frac{1}{2}E\frac{1}{2}$) of Section twenty-nine (Sec 29) township one hundred five north, range fifteen west (T105N-R15W); which lies within a distance of fifty (50.0) feet on the west side of the following described centerline of County State Aid Highway number three (CSAH #3);

Beginning at the southeast corner of said Section twenty-nine (Sec 29) north along the east boundary thereof three thousand six hundred seventy-four and seventy-three hundredths (3674.73) feet; thence deflec right twelve minutes ($0^{0}12'$) one thousand five hundred ninety-six (1596.0) feet and there terminating;

Containing two and six hundredths (2.06) 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 three (CSAH #3) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the west 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 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 3rd *day of* August, 19 62

In presence of:

Witness Donald W. Monson — Francis Lee

Witness Cathleen C. Liebl Clamen — Mildred Lee

STATE OF MINNESOTA
County of Olmsted } ss.

On this 3rd day of August, 19 62, before me personally appeared Francis & Mildred Lee, husband and wife 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.

Evelyn M. Kruger

Notary Public
My Commission

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 9, 19 62

D P Mattson
County Attorney.
Assistant Attorney General.

1.75

PROOFED
GRANTEE
GRANTEE
TRACKED
PAID
CHG.
REV. STAMP
MTG. TAX

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

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, 19 62 at 12½ o'clock P M., and that the same was duly recorded in Book E-3 of Misc on page 399

Harry N. Evans
Register of Deeds.

By Jan Knutson
Deputy.

ROUSCHER
MINNEAPOLIS

Co. of Olmsted