No. 632A—Highway Easement—(Revised 1954).

HIGHWAY EASEMENT

PREPARED BY

CHECKED BY

Bertha Loken and Louis Loken, Husband

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

Seventy Six dollars and fifty cents Dollars ($ 76.50)

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 northeast quarter of the southwest quarter (NE¼SW¼) of Section twenty-seven (Sec 27) township one hundred seven north, range fifteen west (T107N-R15W), excepting so much of the above described piece as lies north of a line running from the northwest corner of said piece of land southeasterly to a point three (3.0) rods south of the northeast corner thereof;
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);
From the north quarter (N¼) corner of said Section twenty-seven (Sec 27) south along the quarterline of said section, two thousand six hundred eighty-seven and three tenths (2687.3) feet for a place of beginning of the centerline to be described, thence in a prolongation of the last described course one thousand two hundred sixty-three and seventy-seven hundredths (1263.77) feet and there terminating;
Containing fifty-one hundredths (0.51) 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 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, 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, 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, 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 21th *day of* August, 1963

In presence of:

Witness Arthur L. Lebell

Witness Diane Deedmar

Louis Loken

Bertha Loken

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STATE OF MINNESOTA
County of Olmsted } ss.

On this 27th day of August, 1963, before me personally appeared Bertha Loken and Louis Loken, wife & 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.

Notary Public, Olmsted County, Minn.
My Commission Expires April 11, 1970

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.

Dec. 19, 1963

D P Maltzer
County Attorney.
Assistant Attorney General.

278265

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

PROJECT
GRANTOR
GRANTEE
TRACT
PAID
CHG.
REV. STAMP
MTG. SAT.

STATE OF MINNESOTA } ss.
County of Olmsted

Office of Register of Deeds.

I hereby certify that the within instrument was filed for record in this office on the 24th day of December, 1963 at 10 o'clock A. M., and that the same was duly recorded in Book ___ of ___ on page ___

Register of Deeds.

By ___ Deputy.

Fee ___