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

PREPARED BY _____

CHECKED BY _____

# HIGHWAY EASEMENT

Sd 0444

Mildred E. Scherr, single

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

Forty-four - - - - - - - - - - - - - - - - - - - - - - - - *Dollars* ($ 44.00 )

*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 north five and one third (5 1/3) acres of the south thirty-one (31) acres of the east fifty-three and one third (53 1/3) acres of the northwest quarter (NW¼) Section twelve (Sec. 12) township one hundred five north, range thirteen west (T105N-R13W);
which lies within a distance of sixty (60.0) feet on either side of the following described centerline of County State Aid Highway Number Nineteen (CSAH 19);
From a point on the north line of said Section twelve (Sec. 12) distant five hundred forty (540.0) feet east of the northwest corner thereof, thence in a southerly and easterly direction at an angle of forty-four degrees forty-seven minutes thirty seconds (44°47'30") to the said north line for one thousand six hundred sixteen and eighty-nine hundredths (1616.89) feet for a place of beginning of the centerline to be described. Thence deflect to the right on a six degree (6°00') circular curve, delta angle forty-one degrees thirty-six minutes (41°36') for two hundred ninety-four and eleven hundredths (294.11) feet and there terminating;
Also all lands lying between the above described right of way and the south and west boundaries of the above described tract;
Containing twenty-two hundredths (0.22) acre 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 Nineteen (CSAH # 19) 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 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 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 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 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* 15TH *day of* May, 1968

*In presence of:*

*Witness* Dean Norrison

*Witness* Terry Joy

X Mildred E. Scherr

STATE OF MINNESOTA
County of Olmsted } ss.

On this 15th day of May, 1968, before me personally appeared
Mildred E. Scherr, single
to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same as her free act and deed.

Tarsilla Mulhern

TARSILLA MULHERN
Notary Public
Stewartville, Olmsted County, Minn.
My Commission Expires March 27, 1975

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.

December 10, 1969

Eldon J. Wiseman
~~Assistant Attorney General.~~ County Attorney.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)
to

RECORDED
GRANTOR
GRANTEE
TRACTED
DATE None
CHG. STAMP
REV. STAMP
FEES PAID

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 23 day of December, 1969 at 3½ o'clock P M., and that the same was duly recorded in Book A-3 of Misc on page 568

Harry J. Evans
Register of Deeds.

By ..... Deputy.

ROUSHER PRINTING CO.

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