Form No. 639A—Highway Easement. (Revised 1954) PAUSNER

HIGHWAY EASEMENT

PREPARED BY ___

CHECKED BY ___

George E. Nagel and wife, Dianne K.

Grantor S of Olmsted County, Minnesota, for and in consideration of One dollar and other good and valuable consideration Dollars ($ 1.00) 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:

E½ NW¼ SW¼ NE¼

That part of the east half of the northwest quarter (E½ NW¼) and the southwest quarter of the northeast quarter (SW¼ NE¼) of section 20, township 105 north, range 13 west; beginning at a point on the east line of the northwest quarter of said section 20, said point being 495 feet north of the center of said section, thence west parallel with the south line of said northwest quarter 412.5 feet, thence south 15 feet, thence west parallel with said south line 907.5 feet to the west line of the southeast quarter of the northwest quarter, thence north on said west line to the south bank of the Root River, which point is 260 feet south of the northwest corner of said quarter quarter, thence easterly and northeasterly to a point which is 1458 feet north and 412.5 feet west of the center of said section, thence South 89°20' East 412.5 feet to the east line of the northwest quarter, thence south 142 feet to the northwest corner of the southwest quarter of the northeast quarter of said section, thence east along the north line of said quarter quarter 251.65 feet to the center of the County Road , thence South 60° 30' West 300 feet along said road, thence South 31°30' West 416.7 feet along said road to the west line of the northeast quarter of said section, thence south along said west line 165.22 feet more or less to the point of beginning;

which lies within the right of way boundary of County State Aid Highway No. 1 delineated as to said tract of land as Parcel No. 3 on the Plat designated as

Olmsted County Highway Right of Way Plat No. 21

on file and of record in the office of the County Recorder in and for Olmsted County, said Parcel No. 3 containing 0.31 acres, more or less, in addition to existing highway.

And the said grantor S, for themselves, their heirs, executors and assigns, do convenant 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 S, for 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 S, for 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 29th day of December, 1980

In presence of:

George E Nagel

Witness Clifford Coffin

Dianne K Nagel

Witness

STATE OF MINNESOTA
County of Olmsted } ss.

On this 29th day of December, 19 80, before me personally appeared George E. and Dianne K. Nagel, husband and wife 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 — MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES APR. 28, 1984

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.

January 29, 1982 D.P. Walker
County Attorney.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

44150

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG none

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

I hereby certify that the within instrument was filed for record in this office on the 29 day of January, 1982 at 2:45 o'clock P M., and that the same was duly recorded in Book M-4 of Misc., on page 532

LOIS J. INSTUEN
COUNTY RECORDER
~~Register of Deeds~~

By Catherine E. Evans Deputy.

FEE $3.00