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

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Ruth Ness, single

Grantor, 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,

44836

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:

NE-NW

That part of the north one-half of the Northwest Quarter of Section 26, Township 105 North, Range 14 West described as follows:

the East 50 feet of the South 500 feet of the North one-half of the Northwest Quarter also the East 65 feet of the North one-half of the Northwest Quarter of Section 26 less the South 500 feet thereof,

Containing 0.80 acres more or less in addition to the existing County Road No. 120 right of way in the North one-half of the Northwest Quarter of said Section 26.

And the said grantor, for ~~themselves, their~~ himself, his heirs, executors and assigns, do es 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, 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 Olmsted County 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 es 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 6th day of May, 1981

In presence of:

Witness Gerald Lawler

Witness _____

Ruth Ness

STATE OF MINNESOTA
County of Olmsted } ss.

On this 6th day of May, 19 81, before me personally appeared

Ruth Ness, a single person
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.

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.

July 2, 1982 D.P. Mattson
County Attorney.

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG: None

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 6 day of July, 1982 at 3:45 o'clock P M., and that the same was duly recorded in Book M-4 of Misc. on page 175

LOIS FINSTUEN
COUNTY ~~Register of Deeds~~
By Catherine L. Wiseman Deputy.

44836

C. Coffin