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

PREPARED BY RB

CHECKED BY _____

# HIGHWAY EASEMENT

Arville and Georgia Holtegaard, husband and wife

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:

A part of the Southeast quarter of Section 13 T107N - R12W, Viola Township, Olmsted County, Minnesota described as follows: All that part of said Southeast Quarter which lies Easterly and within 50 feet of the following described centerline: Commencing at the Northwest corner of said Southeast Quarter; thence South along the West line of said Southeast Quarter for a distance of 300 feet to the point of beginning of centerline to be described; thence continue South along said West line for a distance of 400.00 feet and there terminating. Containing 0.16 acres in addition to the existing right of way on County Road No. 107.

Also a temporary construction easement described as follows: All that part of said Southeast Quarter which lies Easterly and within 70 feet of the following described centerline commencing at the Northwest corner of said Southeast Quarter; thence South along the West line of said Southeast Quarter for a distance of 400.00 feet to the point of beginning of centerline to be described; thence continue South along said West line for a distance of 80 feet and there terminating.

Containing 0.04 acres in addition to the above described right of way.

107-12 - sec. 13
NE-SE

himself, ~~////~~ his

And the said grantor, 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.

himself, his

And the said grantor, 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.

himself, his

And the said grantor, 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 28th day of August, 1979

In presence of:

Witness Gerald Lawler

Witness Clifford Coffin

Arville Holtegaard

Georgia Holtegaard

STATE OF MINNESOTA
County of Olmsted } ss.

On this 28th day of August, 19 79, before me personally appeared Arville and Georgia Holtegaard, 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.

Delores L. Moline

DELORES L. MOLINE
NOTARY PUBLIC — MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES APR. 20, 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.

4/25/83, 19

County Attorney.
Assistant Attorney General.

X

458486

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG. None

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 28 day of April, 1983 at 8 o'clock A M., and that the same was duly recorded in Book D-4 of Misc on page 658

LOIS FINSTUEN
COUNTY Register of Deeds
By Carole M. Ferrier Deputy.

Dept.