Form No. 639A--Highway Easement.

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Carlton Elbert Swan aka Carlton Swan and wife, Marcella Lorraine Swan aka Marcella Swan

Grantors, of Olmsted County, Minnesota, for and in consideration of One dollar and other good and valuable considerations 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:

The North sixty (60) feet of the Northwest quarter (NW¼) of Section 22, T107N-R12W,

and N½-NW

Also a strip of land being 15 feet wide lying parallel to and immediately adjacent to the above described North sixty (60) feet (South side). Said strip beginning 1381.12 feet East of the Northwest corner of said Northwest quarter (NW¼) and running Easterly 250 feet thereof.

Containing 1.59 acres more or less in addition to the existing and presently used right of way of CSAH No. 2.

~~And the said grantor~~ himself, his ~~, 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 all grasses, shrubs, trees and natural growth now existing on said lands or that may be hereafter planted or grown thereon.~~

And the said grantors, 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~~ himself, his ~~, 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~~

Dated this 13th day of February, 19 86

In presence of:

Witness

Witness

Carlton Swan

Marcella Swan

STATE OF MINNESOTA
County of Olmsted } ss.

On this 13th day of February, 1986, before me personally appeared Carlton Swan and wife, Marcella Swan 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.

Donald D. Narveson

Donald D. Narveson
Notary Public-Minnesota
Olmsted County
My com. Exp. May 30, 1991

I hereby certify that the within easement will convey to the _____ 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.

13 Nov. 1986 Robert W. Mufson

Asst. County Attorney. ~~Assistant Attorney General.~~

515858

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG none

to

STATE OF MINNESOTA
County Olmsted } ss.
Office of County Recorder.

I hereby certify that the within instrument was filed for record in this office on the 14 day of Nov., 1986 at 11 o'clock A M., and that the same was duly recorded in Book W-4 of Misc. on page 755

LOIS FIMSTEAN
County Recorder.
By Catherine L. Evans
Deputy.

ROUSHER PRINTER/POUR

Dean - Highway Dept.