550031

Form No. 639A-Highway Easement.

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Bradley J. Winter and wife, Kathleen G. Winter

Grantor S, of Olmsted County, Minnesota, for and in consideration of Metes and Bounds Subdivision Split Dollars ($ - - - - - - - - -) 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 50 feet of that part of the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section 26, Township 106 North, Range 13 West described as :

Beginning at the northeast corner of the Northwest Quarter of the Northeast Quarter of said Section 26; thence South, assumed bearing, along the east line of said Quarter Quarter Section, 488.42 feet; thence West, 173.00 feet; thence South, 503.58 feet; thence West, 90.27 feet; thence North, 993.49 feet to the north line of said Quarter Quarter Section; thence South 89 degrees 40 minutes 35 seconds East, along said north line, 263.27 feet to beginning.

Containing 0.10 acre more or less in addition to the existing and presently used right of way of County Road No. 123.

himself,xxxxhisx

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.

himself,xxxxhisx

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.

himself,xxxxhisx

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

Dated this 8th day of FEBRUARY, 1988

In presence of:

Kathleen G. Winter Bradley J. Winter

Witness _____

Witness _____

STATE OF MINNESOTA
County of Olmsted } ss.

On this 8th day of February, 19 88, before me personally appeared
Bradley J. and Kathleen C. Winter
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.

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 Olmsted County 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.

28 July, 1988

Robert W. McFarland
Asst. County Attorney. ~~Assistant Attorney General.~~

550031

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT CERTIFICATE

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 28 day of July, 19 88 at 8½ o'clock A M., and that the same was duly recorded in Book A 5 of Misc on page 200.

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

RECORDER

Rec - Public works