Form No. 639A--Highway Easement.

PREPARED BY ✓
CHECKED BY ✓

HIGHWAY EASEMENT

Robert J. Spencer and wife, Marion B. Spencer
Robert K. Gluek and wife, Judith C. Gluek

59112

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 South 50 feet of:
The West 77 feet of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section 34 T106N-R14W and also that part of the West Half (W½) of the Southwest Quarter (SW¼) of Section 34, T106N-R14W described as follows: Beginning at the southwest corner of said Section 34; thence on an assumed bearing of South 89°24'22" East along the south line of said Section 34 a distance of 542.02 feet; thence North 0°55'50" East 770.84 feet; thence North 77°15'51" East 346.18 feet; thence South 5°33'24" East 855.56 feet to the South line of said Section 34; thence South 89°24'22" East along said south line 339.34 feet to the southeast corner of the SW¼ of the SW¼ of said Section 34; thence North 0°51'44" East along the east line of said SW¼ of the SW¼ 1317.92 feet to the northeast corner of said SW¼ of the SW¼; thence South 89°27'43" East along the south line of said Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) 330.0 feet; thence North 44°23'14" West 464.66 feet to the west line of said NE¼ of the SW¼; thence North 59°02'13" West 1515.83 feet to the west line of said Section 34; thence South 0°55'59" West along said west line 2413.30 feet to the point of beginning.
Containing 0.39 acre more or less in addition to the existing and presently used right of way of County Road No. 148.

And the said grantors, for themselves, their heirs, executors and assigns, do covenant 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 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 grantors, 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 6th day of SEPTEMBER, 1989

In presence of:

Witness

Witness

X Marion B Spencer
X Robert J Spencer
X Judith C Gluek
X Robert K Gluek

STATE OF MINNESOTA
County of Olmsted } ss.

On this 6th day of September, 1989, before me personally appeared Robert J.&Marion B. Spencer and Robert K. & Judith C. Gluek 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 _____ 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.

9 Oct., 1990 Robert W. McDuff
Asst. County Attorney. ~~Assistant Attorney General.~~

591112

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG.

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 9th day of October, 1990 at 11 o'clock A M., and that the same was duly recorded in Book 7-5 of Misc F-5 on page 811.

LOIS FINSTUEN
County Recorder.
By Eileen Murray Deputy.

PRINCIPAL

Deen Narveson