54117

Form No. 639A — Highway Easement. Poucher, Mpls.

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

James M. Daley and wife, Leora M. Daley

Grantor s, 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 50 feet of the East 2276 feet of the North Half (N½) of the Southeast Quarter (SE¼) of Section 26, T107N-R15W.

Containing 0.89 acre more or less in addition to the existing and presently used right of way of County Road No. 156 and a Kalmar Township Road.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ 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 covey to the County 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 s, for ~~(himself~~ themselves), ~~(his~~ 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 coveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ 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 30th day of JULY, 19 90.

In Presence of:

James M Daley

Witness

Leora M. Daley

Witness

STATE OF MINNESOTA

County of Olmsted

On this 30th day of July, 1990, before me personally James M. and Leora M. Daley

appeared 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.

8 Oct., 1990

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

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG.

100

591117

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

TO

STATE OF MINNESOTA
County of Olmsted
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 on page 815

LOIS FINSTUEN
County Recorder.

By Kathleen Murray Deputy.

Poucher, Mpls.

Dean Narveson