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

60 2863

# HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

David J. Larsen, single

Grantor ___, of Olmsted County, Minnesota, for and in consideration of

One dollar and other good & 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:

All that part of the following described tract:

A tract of land lying in the West One Half (W½) of the Northwest Quarter (NW¼) of Section 9 T107N-R15W being described as follows: Beginning at the Northwest corner of the Northwest Quarter (NW¼) of said Section 9; thence due South, assumed bearing, along the West line of said Northwest Quarter, 1651.06 feet to the Southwest corner of the North One Half of the North One half of the Southwest Quarter of said Northwest Quarter; thence North 89 degrees 25 minutes 22 seconds East, along the South line of said North One Half, 742.24 feet; thence North 29 degrees 10 minutes 57 seconds East, 172.90 feet; thence North 02 degrees 05 minutes 08 seconds East, 71.22 feet; thence North 25 degrees 00 minutes 41 seconds West, 350.26 feet; thence North 12 degrees 15 minutes 16 seconds West, 351.32 feet; thence North 33 degrees 49 minutes 05 seconds West, 281.67 feet; thence North 45 degrees 17 minutes 45 seconds West, 195.73 feet; thence North 03 degrees 01 minute 33 seconds West, 59.24 feet; thence North 27 degrees 40 minutes 04 seconds West, 189.75 feet; thence North 03 degrees 30 minutes 24 seconds West, 50.06 feet; thence North 42 degree 13 minutes 46 seconds East, 154.89 feet to the North line of said Northwest Quarter; thence South 89 degrees 29 minutes 31 seconds West, along said North line, 320.37 feet to the point of beginning,

which lies within the right of way boundary of County Road No. 103 delineated as in said tract of land as Parcel No. 1 of the plat designated as Olmsted County Highway Right of Way Plat No. 69 on file and of record in the office of the County Recorder in and for Olmsted County.

(continued on the back)

And the said grantor ___, for (himself ~~herself~~, ~~themselves~~), (his ~~her~~ ~~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 ___, for (himself ~~herself~~, ~~themselves~~), (his ~~her~~ ~~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 ___, for (himself ~~herself~~, ~~themselves~~), (his ~~her~~ ~~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 23rd day of April, 19 91

In Presence of: David J Larsen

Witness _____

Witness _____

STATE OF MINNESOTA

County of Olmsted

On this 23rd day of April, 1991, before me personally

David J. Larsen

appeared to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Donald D. Narveson

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

(continued from the other side)
Said Parcel No. 1 containing 0.42 acre more or less in addition to the existing and presently used right of way of County Road No. 103.

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.

17 May, 1991

Robert W. Mc Peters
Asst. County Attorney. ~~Assistant Attorney General.~~

602863

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

TO

ABSTRACT
WELL CERT.
TRACKED
PAID
CHG.

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 17 day of May, 1991 at 1 o'clock P M., and that the same was duly recorded in Book H-5 of Misc on page 358

LOIS FINSTUEN
County Recorder.

By Donald M. Fassler Deputy.

Poucher, Mpls.

D. Narveson